

JOURNAL OF THE SENATE
OF THE
UNITED STATES OF AMERICA
FIRST SESSION
OF THE
ONE HUNDRED TWELFTH CONGRESS

BEGUN AND HELD AT THE CITY OF WASHINGTON
JANUARY 5, 2011, IN THE TWO HUNDRED
AND THIRTY FIFTH YEAR OF THE
INDEPENDENCE OF THE
UNITED STATES

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JOURNAL OF THE SENATE OF THE UNITED STATES OF AMERICA

One Hundred Twelfth Congress, First Session : : : Beginning January 5, 2011

THE FIRST SESSION OF THE ONE HUNDRED TWELFTH CONGRESS commenced on this day, conformably to the Constitution and the Joint Resolution S.J. Res. 40, approved on November 30, 2010 (P.L. 111-289); and the Senate met in its Chamber in the city of Washington.

WEDNESDAY, JANUARY 5, 2011

THE FIRST SESSION OF THE ONE HUNDRED TWELFTH CONGRESS commenced on this day, conformably to the Constitution and the Joint Resolution S.J. Res. 40, approved on November 30, 2010 (P.L. 111-289); and the Senate met in its Chamber in the city of Washington.

The Honorable JOSEPH R. BIDEN, JR., VICE PRESIDENT of the United States and President of the Senate, called the Senate to order at 12:04 p.m., the Chaplain offered a prayer, and the VICE PRESIDENT led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

The VICE PRESIDENT laid before the Senate the credentials of the following Senators-elect, duly chosen by the qualified electors of their respective States for the term of six-years beginning January 5, 2011; which were deemed read and ordered placed on file:

STATE OF NEW HAMPSHIRE

To the President of the Senate of the United States:

This is to certify that on the second day of November, two thousand and ten Kelly Ayotte was duly chosen by the qualified electors of the State of New Hampshire to represent said State in the Senate of the United States for the term of six years beginning on the third day of January, two thousand and eleven.

Witness, His Excellency, Governor John H. Lynch and the Seal of State of New Hampshire hereto affixed at Concord, this seventeenth day of November, in the year of Our Lord two thousand and ten.

JOHN H. LYNCH,
Governor.

WILLIAM M. GARDNER,
Secretary of State.

STATE OF COLORADO CERTIFICATE OF ELECTION FOR SIX-YEAR TERM

To the President of the Senate of the United States:

This is to certify that on the Second day of November, 2010, Michael F. Bennet was duly chosen by the qualified electors of the State of Colorado a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the Third day of January, 2011.

Witness: His Excellency our Governor Bill Ritter, Jr., and our seal hereto affixed at Denver, Colorado this Ninth day of December, in the year of our Lord 2010.

By the Governor:

BILL RITTER, JR.,
Governor.

BERNIE BUESCHER,
Secretary of State.

STATE OF CONNECTICUT

To the President of the Senate of the United States:

This is to Certify that on the second day of November, two thousand and ten Richard Blumenthal was duly chosen by the qualified electors of the State of Connecticut Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the third day of January two thousand and eleven.

Witness: Her Excellency our Governor; M. Jodi Rell and our seal hereto affixed at Hartford, this twenty-fourth day of November, in the year of our Lord two thousand ten.

M. JODI RELL,
Governor.

SUSAN BYSIEWICZ,
Secretary of the State.

STATE OF MISSOURI CERTIFICATE OF ELECTION FOR SIX- YEAR TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Roy Blunt was duly chosen

by the qualified electors of the State of Missouri a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

Witness: His Excellency our Governor Jeremiah W. (Jay) Nixon, and our seal hereto affixed at the City of Jefferson this 1st day of December, in the year of our Lord 2010.

By the Governor:

JEREMIAH W. (JAY) NIXON,
Governor.

ROBIN CARNAHAN,
Secretary of State.

STATE OF ARKANSAS

To the President of the Senate of the United States:

Know Ye, That Whereas, It appears that John Boozman was duly elected to the U.S. Senate, in and for the State of Arkansas at an election held on the second day of November, Two Thousand Ten.

Therefore, I, Mike Beebe, Governor of the State of Arkansas in the name and by authority of the people of the State of Arkansas, vested in me by the Constitution and the laws of said State do hereby certify that John Boozman was duly chosen by the qualified electors of the State of Arkansas to the office of U.S. Senate in and for the State of Arkansas for the term of six years, beginning on the 3rd of January, 2011.

Witness: His excellency our governor Mike Beebe, and our seal hereto affixed at Little Rock, Arkansas this 3rd day of December, in the year of our Lord 2010.

MIKE BEEBE,
Governor.

CHARLIE DANIELS,
Secretary of State.

STATE OF CALIFORNIA CERTIFICATE OF ELECTION FOR SIX-YEAR TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Barbara Boxer was duly chosen by the qualified electors of the State

of California as a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

In witness whereof I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 15th day of December, 2010.

ARNOLD SCHWARZENEGGER,
Governor of California.

DEBRA BOWEN,
Secretary of State.

STATE OF NORTH CAROLINA
CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Richard Burr was duly chosen by the qualified electors of the State of North Carolina, a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

In Witness Whereof, I have hereunto signed my name and caused to be affixed the Great Seal of the State, at the Capital City of Raleigh, this the 8th day of December, 2010.

BEVERLY EAVES PERDUE,
Governor.

ELAINE F. MARSHALL,
Secretary of State.

STATE OF INDIANA
CERTIFICATE OF ELECTION FOR A SIX-YEAR
TERM

Be it known by these presents:

Whereas, according to certified statements submitted by the Circuit Court Clerks of the several counties to the Election Division of the Office of the Secretary of State of Indiana, and based upon the tabulation of those statements performed by the Election Division, the canvass prepared by the Election Division states that at the General Election conducted on the second day of November, 2010, the electors chose Dan Coats to serve the People of the State of Indiana as United States Senator from Indiana

Now therefore, in the name of and by the authority of the State of Indiana, I certify the following in accordance with Title 2 United States Code Section 1:

To the President of the Senate of the United States:

This is to certify that on the second day of November 2010, Dan Coats was duly chosen by the qualified electors of the State of Indiana a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

Witness: His excellency our Governor Mitchell E. Daniels, Jr, and our seal hereto

affixed at Indianapolis, this the twenty-second day of November, in the year, 2010,

By the Governor:

M. E. DANIELS, JR.,
Governor.

TODD ROKITA,
Secretary of State.

STATE OF OKLAHOMA
CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Tom Coburn was duly chosen by the qualified electors of the State of Oklahoma a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning of the 3d day of January, 2011.

Witness: His excellency our Governor Brad Henry, and our seal hereto affixed at Oklahoma City, Oklahoma this 18th day of November, in the year of our Lord 2010.

By the Governor:

BRAD HENRY,
Governor.

M. SUSAN SAVAGE,
Secretary of State.

STATE OF IDAHO
CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Mike Crapo was duly chosen by the qualified electors of the State of Idaho a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning of the 3d day of January, 2011.

Witness: His excellency our Governor C.L. "Butch" Otter, and our seal hereto affixed at Boise this 17th day of November, in the year of our Lord 2010.

By the Governor:

C.L. "BUTCH" OTTER,
Governor.

BEN YSURA,
Secretary of State.

STATE OF SOUTH CAROLINA
CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the Second Day of November, 2010, A.D. James W. DeMint was duly chosen by the qualified electors of the State of South Carolina, a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the Third Day of January 2011.

Witness: His Excellency our Governor, Mark Sanford, and our Seal hereto affixed at Columbia, South Carolina this Seventeenth Day of November, in the Year of Our Lord, 2010.

MARK SANFORD,
Governor.

MARK HAMMOND,
Secretary of State.

STATE OF NEW YORK

To the President of the United States:

This is to certify that on the second day of November, two thousand ten, Kirsten Gillibrand was duly chosen by the qualified electors of the State of New York a Senator for the unexpired term ending at noon on the third day of January, 2013, to fill the vacancy in the representation of such State in the Senate of the United States caused by the resignation of Hillary Rodham Clinton upon her appointment as Secretary of State.

Witness: His excellency our Governor David A. Paterson and our seal hereto affixed at Albany, New York this seventeenth day of December in the year two thousand ten.

By the Governor:

DAVID A. PATERSON,
Governor.

RUTH NOEMI COLON,
Secretary of State.

STATE OF IOWA
CERTIFICATE OF ELECTION TO THE SENATE OF
THE UNITED STATES FOR SIX-YEAR TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November 2010, Chuck Grassley was duly chosen by the qualified electors of the State of Iowa a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January 2011.

Witness: His excellency our Governor Chester J. Culver, and our seal hereto affixed at Des Moines this 29th day of November, in the year of our Lord two thousand ten.

CHESTER J. CULVER,
Governor of Iowa.

MICHAEL A. MAURO,
Secretary of State.

STATE OF NORTH DAKOTA
CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November 2010, John Hoeven was duly chosen by the qualified electors of the State of North Dakota to represent North Dakota in the Senate of the United States for the term of six years, beginning on the 3rd day of January 2011.

In witness whereof, we have set our hands at the Capitol City of Bismarck this 16th day of November 2010, and affixed the Great Seal of the State of North Dakota.

JOHN HOEVEN,
Governor.

ALVIN A. JAEGER,
Secretary of State.

PENNY MILLER,
State Canvassing Board.

STATE OF HAWAII
CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the second day of November, 2010, Daniel K. Inouye was duly chosen by the qualified electors of the State of Hawaii a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning at noon on the 3rd day of January, 2011.

Witness, Her excellency our governor, Linda Lingle, and our seal hereto affixed at Honolulu this 22nd day of November, in the year of our Lord 2010.

By the governor:

LINDA LINGLE,
Governor.

SCOTT T. NAGO,
Chief Election Officer.

STATE OF GEORGIA

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Johnny Isakson was duly chosen by the qualified electors of the State of Georgia, a Senator from said State to represent said State in the Senate by the United States for the term of six years, beginning on the 3rd day of January, 2011.

Witness: His excellency our Governor Sonny Perdue, and the Great Seal of the State of Georgia hereto affixed at the Capitol, in the city of Atlanta, the ninth day of November, in the year of our Lord Two Thousand and Ten.

By the Governor,

SONNY PERDUE,
Governor.

BRIAN P. KEMP,
Secretary of State.

STATE OF WISCONSIN
CERTIFICATE OF ELECTION

To the President of the Senate of the United States:

This is to certify that on the 2nd of November, 2010, Ron Johnson was duly chosen by the qualified electors of the State of Wisconsin a Senator from said State to

represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

Witness: His excellency our governor Jim Doyle, and our seal hereto affixed at Madison this 2nd day of December 2010.

By the Governor:

JIM DOYLE,
Governor.

DOUGLAS LA FOLLETTE,
Secretary of State.

STATE OF ILLINOIS

To the President of the Senate of the United States:

This is to Certify that on the Second day of November, Two Thousand and Ten, Mark Steven Kirk was duly chosen by the qualified electors of the State of Illinois a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the third day of January, Two Thousand and Eleven.

Witness: His Excellency Our Governor, Pat Quinn, and our seal hereto affixed at the City of Springfield, Illinois, this Third day of December, in the year of our Lord Two Thousand and Ten.

By the Governor:

PAT QUINN,
Governor.

JESSE WHITE,
Secretary of State.

STATE OF VERMONT

CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Patrick Leahy was duly chosen by the qualified electors of the State of Vermont a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

Witness: His Excellency our Governor, James H. Douglas, and our seal hereto affixed at Montpelier this 12th day of November, in the year of our Lord 2010.

JAMES H. DOUGLAS,
Governor.

DAVID M. CORIELL,
Secretary of Civil and Military Affairs.

DEBORAH L. MARKOWITZ,
Secretary of State.

STATE OF UTAH

To the President of the Senate of the United States:

This is to certify that on the second day of November, 2010, Mike Lee was duly chosen by the qualified electors of the State of Utah a Senator from said State to represent said

State in the Senate of the United States for the term of six years, beginning on the 3rd of January 2011.

Witness: His excellency our governor Gary R. Herbert, and our seal hereto affixed at Salt Lake City, this 22nd day of November, in the year of our Lord 2010.

GARY R. HERBERT,
Governor.

GREG BELL,
Lieutenant Governor.

STATE OF ARIZONA

CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November 2010, John McCain was duly chosen by the qualified electors of the State of Arizona a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning the 3rd Day of January 2011.

Witness: Her excellency the Governor of Arizona, and the Great Seal of the State of Arizona hereto affixed at the Capitol in Phoenix this 29th day of November 2010.

JANICE K. BREWER,
Governor.

KEN BENNETT,
Secretary of State.

STATE OF MARYLAND

CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Barbara A. Mikulski was duly chosen by the qualified electors of the State of Maryland a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3d day of January, 2011.

Witness: His excellency our governor Martin O'Malley, and our seal hereto affixed at Annapolis, Maryland this 7th day of December, in the year of our Lord 2010.

By the governor:

MARTIN O'MALLEY,
Governor.

JOHN P. McDONOUGH,
Secretary of State.

STATE OF KANSAS

CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Jerry Moran was duly chosen by the qualified electors of the state of Kansas, a Senator from said State to represent said State in the Senate of the United States

for the term of six years, beginning on the 3rd day of January 2011.

Witness: His excellency our governor Mark Parkinson, and our seal hereto affixed at Topeka, Kansas this 29th day of November, in the year of our Lord 2010.

By the governor:

MARK PARKINSON,
Governor.

CHRIS BIGGS,
Secretary of State.

STATE OF ALASKA
CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Lisa Murkowski was duly chosen by the qualified electors of the state of Alaska a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

Witness: His excellency our governor Sean R. Parnell, and our seal hereto affixed at Juneau this 30th day of December, in the year of our Lord 2010.

By the Governor:

SEAN R. PARNELL,
Governor.

By the Lieutenant Governor:

MEAD TREADWELL,
Lieutenant Governor.

STATE OF WASHINGTON
CERTIFICATE OF ELECTION

To the President of the Senate of the United States:

This is to Certify that at the General Election held in the State of Washington on the 2nd day of November, 2010, Patty Murray was duly chosen by the qualified electors of the State of Washington as United States Senator from the state of Washington to represent the state of Washington in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

Witness: Her excellency our Governor Christine Gregoire, and our seal hereto affixed at Olympia, Washington this 2nd day of December, 2010.

By the Governor:

CHRISTINE GREGOIRE,
Governor.

SAM REED,
Secretary of State.

COMMONWEALTH OF KENTUCKY

To all to Whom These Presents shall Come, Greeting:

Know Ye That Honorable Rand Paul having been duly certified, that on November

2, 2010 was duly chosen by the qualified electors of the Commonwealth of Kentucky a Senator from said state to represent said state in the Senate of the United States for the term of six years, beginning the 3rd day of January 2011.

I hereby invest the above named with full power and authority to execute and discharge the duties of the said office according to law. And to have and to hold the same, with all the rights and emoluments thereunto legally appertaining, for and during the term prescribed by law.

In testimony whereof, I have caused these letters to be made patent, and the seal of the Commonwealth to be hereunto affixed. Done at Frankfort, the 23rd day of November in the year of our Lord two thousand and ten and in the 219th year of the Commonwealth,

STEVEN L. BESHEAR,
Governor.

TREY GRAYSON,
Secretary of State.

STATE OF OHIO
CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November 2010, Rob Portman was duly elected by the qualified electors of the State of Ohio as the Senator from said State in the Senate of the United States for the term of six years, beginning on the third day of January, 2011.

In testimony whereof, I have hereunto subscribed my name and caused the great seal of the State of the Ohio to be hereto affixed at Columbus, Ohio, this 7th day of December, in the year of our Lord 2010.

By the Governor:

TED STRICKLAND,
Governor.

JENNIFER BRUNNER,
Secretary of State.

STATE OF NEVADA
CERTIFICATE OF ELECTION

This is to certify that at a general election held in the State of Nevada on Tuesday, the second day of November, two thousand ten Harry Reid was duly elected as a Member of the United States Senate, in and for the State of Nevada, for a term of six years from and after the third day in January, two thousand eleven;

Now, Therefore, I Jim Gibbons, Governor of the State of Nevada, by the authority vested in me by the Constitution and laws thereof, do hereby Commission him, the said Harry Reid as a Member of the United States Senate, for the State of Nevada, and authorize him to discharge the duties of said office according to law, and to hold and enjoy the

same, together with all powers, privileges and emoluments thereunto appertaining.

In Testimony Thereof, I have hereunto set my hand and caused the Great Seal of the State of Nevada to be affixed at the State Capitol at Carson City, Nevada on this 14th day of December, two thousand ten.

JIM GIBBONS,
Governor of the State of Nevada.

ROSS MILLER,
Secretary of State of Nevada.

STATE OF FLORIDA

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Marco Rubio was duly chosen by the qualified electors of the State of Florida a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

Witness: His excellency our governor, Charlie Crist, and our seal hereto affixed at Tallahassee, the Capital, this 29th day of November, in the year of our Lord 2010.

By the Governor:

CHARLIE CRIST,
Governor.

DAWN K. ROBERTS,
Interim Secretary of State.

STATE OF NEW YORK

To the President of the United States:

This is to certify that on the second day of November, two thousand ten, Charles E. Schumer was duly chosen by the qualified electors of the State of New York a Senator from said State to represent the State in the Senate of the United States for the term of six years, beginning on the third day of January, two thousand eleven.

Witness: His excellency our Governor David A. Paterson and our seal hereto affixed at Albany, New York this seventeenth day of December in the year two thousand ten.

By the Governor:

DAVID A. PATERSON,
Governor.

RUTH NOEMI COLON,
Secretary of State.

STATE OF ALABAMA
CERTIFICATE OF ELECTION FOR SIX-YEAR
TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Richard C. Shelby was duly chosen by the qualified electors of the State of Alabama a Senator from said State to represent said State in the Senate of the United States for the term of six years beginning on the 3rd day of January, 2011.

Witness: His excellency our governor Bob Riley, and our seal hereto affixed at Montgomery this 22nd day of November, in the year of our Lord 2010.

By the Governor:

ROB RILEY,
Governor.

BETH CHAPMAN,
Secretary of State.

STATE OF SOUTH DAKOTA
CERTIFICATE OF ELECTION

This is to certify that on the second day of November, 2010, at the general election, John R. Thune was elected by the qualified voters of the State of South Dakota to the office of United States Senator for the term of six years, beginning on the third day of January, 2011.

In witness whereof, We have hereunto set our hands and caused the Seal of the State to be affixed at Pierre, the Capital, this 22nd day of November, 2010.

M. MICHAEL ROUNDS,
Governor.

CHRIS NELSON,
Secretary of State.

COMMONWEALTH OF PENNSYLVANIA
To the President of the Senate of the United States:

This is to certify that on the second day of November, 2010, Pat Toomey was duly chosen by the qualified electors of the Commonwealth of Pennsylvania as a United States Senator to represent Pennsylvania in the Senate of the United States for a term of six years, beginning on the third day of January, 2011.

Witness: His excellency our Governor, Edward G. Rendell, and our seal hereto affixed at Harrisburg this ninth day of December, in the year of our Lord, 2010.

EDWARD G. RENDELL,
Governor.

BASIL L. MERENDA,
Secretary of the Commonwealth.

STATE OF LOUISIANA
CERTIFICATE OF ELECTION FOR SIX-YEAR TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, David Vitter was duly chosen by the qualified electors of the State of Louisiana a Senator from said State to represent said State in the Senate of the United States for the term of six years, beginning on the 3rd day of January, 2011.

Witness: His Excellency our Governor, Bobby Jindal, and our seal hereto affixed at Baton Rouge, Louisiana this 12th day of November, in the year of our Lord, 2010.

By the Governor:

BOBBY JINDAL,
Governor.

TOM SCHEDLER,
Secretary of State.

STATE OF OREGON
CERTIFICATE OF ELECTION FOR SIX-YEAR TERM

To the President of the Senate of the United States:

This is to certify that on the 2nd day of November, 2010, Ron Wyden was duly chosen by the qualified electors of the State of Oregon, a Senator from said State to represent said State in the Senate of the United States for a term of six years, beginning on the 3rd day of January, 2011.

Witness: His excellency our Governor, Theodore Kulongoski, and our seal hereto affixed at Salem, Oregon, this 2nd day of December, 2010.

By the Governor:

THEODORE KULONGOSKI,
Governor.

KATE BROWN,
Secretary of State.

ADMINISTRATION OF OATH TO
SENATORS-ELECT AND SENATORS-
DESIGNATE

The following named Senators-Elect, whose credentials were this day laid before the Senate, appeared; and the oath of office prescribed by law having been administered to them by the VICE PRESIDENT, and subscribed by them, they took their seats in the Senate:

Ms. KELLY AYOTTE, *from the State of New Hampshire,*

Mr. MICHAEL F. BENNET, *from the State of Colorado,*

Mr. RICHARD BLUMENTHAL, *from the State of Connecticut,*

Mr. ROY BLUNT, *from the State of Missouri,*

Mr. JOHN BOOZMAN, *from the State of Arkansas,*

Mrs. BARBARA BOXER, *from the State of California,*

Mr. RICHARD BURR, *from the State of North Carolina,*

Mr. DANIEL COATS, *from the State of Indiana,*

Mr. TOM COBURN, *from the State of Oklahoma,*

Mr. MIKE CRAPO, *from the State of Idaho,*

Mr. JIM DEMINT, *from the State of South Carolina,*

Mrs. KIRSTEN E. GILLIBRAND, *from the State of New York,*

Mr. CHUCK GRASSLEY, *from the State of Iowa,*

Mr. JOHN HOEVEN, *from the State of North Dakota,*

Mr. DANIEL K. INOUE, *from the State of Hawaii,*

Mr. JOHNNY ISAKSON, *from the State of Georgia,*

Mr. RONALD H. JOHNSON, *from the State of Wisconsin,*

Mr. MARK KIRK, *from the State of Illinois,*

Mr. PATRICK J. LEAHY, *from the State of Vermont,*

Mr. MIKE LEE, *from the State of Utah,*

Mr. JOHN MCCAIN, *from the State of Arizona,*

Ms. BARBARA A. MIKULSKI, *from the State of Maryland,*

Mr. JERRY MORAN, *from the State of Kansas,*

Ms. LISA MURKOWSKI, *from the State of Alaska,*

Mrs. PATTY MURRAY, *from the State of Washington,*

Mr. RAND PAUL, *from the Commonwealth of Kentucky,*

Mr. ROB PORTMAN, *from the State of Ohio,*

Mr. HARRY REID, *from the State of Nevada,*

Mr. MARCO RUBIO, *from the State of Florida,*

Mr. CHARLES E. SCHUMER, *from the State of New York,*

Mr. RICHARD C. SHELBY, *from the State of Alabama,*

Mr. JOHN THUNE, *from the State of South Dakota,*

Mr. PATRICK J. TOOMEY, *from the Commonwealth of Pennsylvania,*

Mr. DAVID VITTER, *from the State of Louisiana,*

Mr. RON WYDEN, *from the State of Oregon.*

Mr. REID raised a question as to the presence of a quorum.

Whereupon,

The VICE PRESIDENT directed the roll to be called;

When

Ninety Senators answered to their names, as follows:

[Quorum No. 1]

Akaka, Alexander, Ayotte, Barrasso, Baucus, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Wicker, Wyden.

The VICE PRESIDENT announced that a quorum is present.

ATTENDANCE OF SENATORS

The foregoing 90 responding Senators signified their attendance in the Senate at the first session of the 112th Congress on this day.

NOTIFICATION TO THE PRESIDENT
THAT A QUORUM OF EACH HOUSE
IS ASSEMBLED

Mr. REID (for himself and Mr. McCONNELL) submitted a resolution (S. Res. 1) informing the President of the United States that a quorum of each House is assembled.

The Senate proceeded, by unanimous consent, to consider the resolution.

Resolved, That the Senate agree thereto.

On motion by Mr. REID to reconsider the vote agreeing to the resolution.

On motion by Mr. McCONNELL,

The motion to reconsider was laid on the table.

Pursuant to the provisions of S. Res. 1,

The VICE PRESIDENT appointed Mr. REID and Mr. McCONNELL to join a committee of two Senators to join such Committee as may be appointed by the House of Representatives to wait upon the President of the United States and inform him that a quorum of each House is assembled and that the Congress is ready to receive any communication he may be pleased to make.

NOTIFICATION TO THE HOUSE
THAT A QUORUM OF THE SENATE
IS ASSEMBLED

Mr. REID (for himself and Mr. McCONNELL) submitted a resolution (S. Res. 2) informing the House of Representatives that a quorum of the Senate is assembled.

The Senate proceeded to consider the resolution.

Resolved, That the Senate agree thereto.

On motion by Mr. REID to reconsider the vote agreeing to the resolution.

On motion by Mr. McCONNELL,

The motion to reconsider was laid on the table.

FIXING THE HOUR OF DAILY
MEETING OF THE SENATE

Mr. REID (for himself and Mr. McCONNELL) submitted a resolution (S. Res. 3) fixing the hour of daily meeting of the Senate.

The Senate proceeded, by unanimous consent, to consider the resolution.

Resolved, That the Senate agree thereto.

On motion by Mr. REID to reconsider the vote agreeing to the resolution.

On motion by Mr. McCONNELL,

The motion to reconsider was laid on the table.

HONORING SENATOR MIKULSKI

Mr. REID (for himself, Mr. McCONNELL, Mr. CARDIN, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN) submitted a resolution (S. Res. 4) honoring Senator BARBARA MIKULSKI for becoming the longest-serving female Senator in history.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

After debate,

Resolved, That the Senate agree thereto, and to the accompanying preamble.

On motion by Mr. REID to reconsider the vote agreeing to the resolution.

On motion by Mr. McCONNELL,

The motion to reconsider was laid on the table.

ELECTION OF THE SECRETARY
FOR THE MAJORITY OF THE
SENATE

Mr. REID submitted a resolution (S. Res. 5) electing Gary B. Myrick, of Virginia, as Secretary for the Majority of the Senate.

The Senate proceeded, by unanimous consent, to consider the resolution.

Resolved, That the Senate agree thereto.

On motion by Mr. REID to reconsider the vote agreeing to the resolution.

On motion by Mr. McCONNELL,

The motion to reconsider was laid on the table.

APPOINTMENT OF SENATE LEGAL
COUNSEL

The VICE PRESIDENT announced that that PRESIDENT pro tempore, pursuant to Public Law 95-521, had appointed Morgan J. Frankel, of the District of Columbia, as Senate Legal Counsel.

MAKING EFFECTIVE
APPOINTMENT OF THE SENATE
LEGAL COUNSEL

Mr. REID (for himself and Mr. McCONNELL) submitted a resolution (S. Res. 6) to make effective reappointment of Senate Legal Counsel.

The Senate proceeded, by unanimous consent, to consider the resolution.

Resolved, That the Senate agree thereto.

On motion by Mr. REID to reconsider the vote agreeing to the resolution.

On motion by Mr. McCONNELL,

The motion to reconsider was laid on the table.

APPOINTMENT OF DEPUTY
SENATE LEGAL COUNSEL

The VICE PRESIDENT announced that the PRESIDENT pro tempore, pursuant to Public Law 95-521, had appointed Patricia Mack Bryan, of Virginia, as Deputy Senate Legal Counsel.

MAKING EFFECTIVE
APPOINTMENT OF DEPUTY
SENATE LEGAL COUNSEL

Mr. REID (for himself and Mr. McCONNELL) submitted a resolution (S. Res. 7) to make effective reappointment of Deputy Senate Legal Counsel.

The Senate proceeded, by unanimous consent, to consider the resolution.

Resolved, That the Senate agree thereto.

On motion by Mr. REID to reconsider the vote agreeing to the resolution.

On motion by Mr. McCONNELL,

The motion to reconsider was laid on the table.

AUTHORITIES FOR CERTAIN
ACTIONS AND PROCEDURES FOR
THE DURATION OF THE 112TH
CONGRESS

By unanimous consent, on the request of Mr. REID,

Ordered, That for the duration of the 112th Congress, the Select Committee on Ethics be authorized to meet during the session of the Senate;

Ordered further, That, for the duration of the 112th Congress, there be a limitation of 15 minutes each upon any rollcall vote, with the warning signal to be sounded at the midway point, beginning at the last 7 1/2 minutes, and when rollcall votes are of 10-

minute duration, the warning signal be sounded of the last 7 1/2 minutes;

Ordered further, That, during the 112th Congress, it be in order for the Secretary of the Senate to receive reports at the desk when presented by a Senator at any time during the day of the session of the Senate;

Ordered further, That, the Majority and Minority leaders may daily have up to 10 minutes each on each calendar day following the prayer and disposition of the reading of, or the approval of, the Journal;

Ordered further, That, the Parliamentarian of the House of Representatives and his four assistants be given the privileges of the floor during the 112th Congress;

Ordered further, That, notwithstanding the provisions of rule XXVIII, conference reports and statements accompanying them not be printed as Senate reports when such conference reports and statements have been printed as a House report unless specific request is made in the Senate in each instance to have such a report printed;

Ordered further, That, the Committee on Appropriations be authorized during the 112th Congress to file reports during adjournments or recesses of the Senate on appropriations bills, including joint resolutions, together with any accompanying notices of motions to suspend rule XVI, pursuant to rule V, for the purpose of offering certain amendments to such bills or joint resolutions, which proposed amendments shall be printed;

Ordered further, That, for the duration of the 112th Congress, the Secretary of the Senate be authorized to make technical and clerical corrections in the engrossments of all Senate-passed bills and resolutions, Senate amendments to House bills and resolutions, Senate amendments to House amendments to Senate bills and resolutions, and Senate amendments to House amendments to Senate amendments to House bills or resolutions;

Ordered further, That, for the duration of the 112th Congress, when the Senate is in recess or adjournment, the Secretary of the Senate is authorized to receive messages from the President of the United States, and, with the exception of House bills, joint resolutions and concurrent resolutions, messages from the House of Representatives; and that they be appropriately referred; and that the President of the Senate, the PRESIDENT pro tempore, and the ACTING PRESIDENT pro tempore be authorized to sign duly enrolled bills and joint resolutions;

Ordered further, That, for the duration of the 112th Congress, Senators be allowed to leave at the desk with the Journal Clerk the names of two staff members who will be granted the privilege of the floor during the consideration of the specific matter noted, and that the Sergeant-at-Arms be instructed to rotate such staff members as space allows:

Ordered further, That, for the duration of the 112th Congress; it be in order to refer treaties and nominations on the day when they are received from the President, even when the Senate has no executive session that day; and

Ordered further, That, for the remainder of the 112th Congress, Senators may be allowed to bring to the desk bills, joint resolutions, concurrent resolutions, and simple resolutions, for referral to appropriate committees.

ORDER FOR INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By unanimous consent, on the request of Mr. REID,

Ordered, That the first day for introduction of bills and joint resolutions for the 112th Congress be on Tuesday, January 25, 2011.

PROVIDING FOR RECESS OR ADJOURNMENT OF THE TWO HOUSES

Mr. REID submitted a concurrent resolution (S. Con. Res. 1) providing for a conditional recess or adjournment of the Senate and an adjournment of the House of Representatives.

The Senate proceeded, by unanimous consent, to consider the resolution.

Resolved, That the Senate agree thereto.

On motion by Mr. REID to reconsider the vote agreeing to the resolution.

On motion by Mr. MCCONNELL,

The motion to reconsider was laid on the table.

Pending debate,

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business; that there be 30 minutes therein for tributes to Ms. MIKULSKI; that, upon conclusion of said remarks, Mr. HARKIN be recognized to speak for 45 minutes therein; that the minority leader, or his designee, then be like recognized for 45 minutes; and that, following said time, Senators be recognized to speak for 10 minutes each.

Pending debate,

RESOLUTION OVER, UNDER THE RULE

Mr. HARKIN asked unanimous consent that the Senate proceed to consider a resolution (S. Res. 8) amending the Standing Rules of the Senate to provide for cloture to be invoked with less than a three-fifths majority after additional debate, intended to be

submitted by him (for himself, Mr. DURBIN, Ms. MIKULSKI, and Mrs. SHAHEEN).

Mr. ALEXANDER objected.

The PRESIDING OFFICER (Mr. MANCHIN in the chair) stated that the (proposed) resolution would go over under the rule.

RESOLUTION OVER, UNDER THE RULE

Mr. TOM UDALL asked unanimous consent that the Senate proceed to consider a resolution (S. Res. 10) to improve the debate and consideration of legislative matters and nominations in the Senate, intended to be submitted by him (for himself, Mr. HARKIN, Mr. MERKLEY, Mr. DURBIN, Ms. KLOBUCHAR, Mr. SHERROD BROWN, Mr. BEGICH, Mr. BLUMENTHAL, Mrs. GILLIBRAND, Mrs. SHAHEEN, Mrs. BOXER, Mr. TESTER, Mr. CARDIN, Ms. MIKULSKI, Mr. WARNER, Mr. MANCHIN, Mr. COONS, Ms. STABENOW, Mrs. HAGAN, Mr. ROCKEFELLER, Mr. CASEY, Mr. WHITEHOUSE, Mr. LAUTENBERG, Mr. FRANKEN, and Mr. MARK UDALL).

Mr. ALEXANDER objected.

The PRESIDING OFFICER (Mrs. MCCASKILL in the chair) stated that the (proposed) resolution would go over under the rule.

Pending debate,

ATTENDANCE OF SENATORS

Mr. LEVIN and Mr. WHITEHOUSE attended the session of the Senate on today.

RESOLUTION OVER, UNDER THE RULE

Mr. WYDEN asked unanimous consent that the Senate proceed to consider a resolution (S. Res. 11) to establish as a standing order of the Senate that a Senator publicly disclose a notice of intent to object to any measure or matter, intended to be submitted by him (for himself, Mr. GRASSLEY, Mrs. MCCASKILL, Ms. COLLINS, Mrs. GILLIBRAND, Mr. SHERROD BROWN, Mrs. MURRAY, Mr. DURBIN, Ms. KLOBUCHAR, Mrs. SHAHEEN, Mr. MARK UDALL, Mr. WHITEHOUSE, Mr. BINGAMAN, and Mr. MANCHIN).

Mr. ALEXANDER objected.

The PRESIDING OFFICER (Mrs. HAGAN in the chair) stated that the (proposed) resolution would go over under the rule.

Pending debate,

AUTHORIZING THE USE OF THE ROTUNDA OF THE CAPITOL

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the concurrent resolution (S. Con. Res. 2) authorizing the use of the rotunda of the Capitol for an event marking the 50th anniversary of the inaugural address of

President John F. Kennedy, submitted today by Mr. KERRY, and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE MAJORITY LEADER

NATIONAL COMMISSION FOR THE REVIEW OF RESEARCH AND DEVELOPMENT PROGRAMS

The PRESIDING OFFICER announced that the majority leader, after consultation with the Chairman of the Select Committee on Intelligence, and pursuant to provisions of Public Law 107-306, as amended by Public Law 111-259, had appointed the following individuals to serve as members of the National Commission for the Review of Research and Development Programs of the United States Intelligence Community: Mr. Gilman Louie and Mr. Troy Wade.

MESSAGES FROM THE HOUSE RECEIVED SUBSEQUENT TO SINE DIE ADJOURNMENT

Under authority of the order of the Senate of January 6, 2009, the Secretary of the Senate on December 23, 2010, subsequent to the sine die adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker has signed the following enrolled bills:

S. 3903. An act to authorize leases of up to 99 years for lands held in trust for Ohkay Owingeh Pueblo.

S. 3481. An act to amend the Federal Water Pollution Control Act to clarify Federal responsibility for stormwater pollution.

S. 4036. An act to clarify the National Credit Union Administration authority to make stabilization fund expenditures without borrowing from the Treasury.

S. 4058. An act to extend certain expiring provisions providing enhanced protections for servicemembers relating to mortgages and mortgage foreclosures.

ENROLLED BILLS SIGNED

The enrolled bills were subsequently signed by the ACTING PRESIDENT pro tempore (Mrs. LINCOLN).

Under authority of the order of the Senate of January 6, 2009, the Secretary of the Senate, subsequent to the sine die adjournment of the Senate, received a message from the House of Representatives announcing that pursuant to section 491 of the High Education Act (20 U.S.C. 1098(c)), as amended, and the order of the House of

January 6, 2009, the Speaker appoints the following member on the part of the House of Representatives to the Advisory Committee on Student Financial Assistance for a term of 4 years, upon the recommendation of the Majority Leader: Ms. Deborah Stanley of Bowie, Maryland.

The message also announced that pursuant to section 205(a) of the Vietnam Education Foundation Act of 2000 (Public Law 106-554), and the order of the House of January 6, 2009, the Speaker appoints the following Member of the House of Representatives to the Board of Directors of the Vietnam Education Foundation, upon the recommendation of the Majority Leader: Ms. LORETTA SANCHEZ of California.

The message further announced that pursuant to section 106 of the Higher Education Opportunity Act (Public Law 110-315) and the order of the House of January 6, 2009, the Speaker appoints the following member of the House of Representatives to the National Advisory Committee on Institutional Quality and Integrity for a term of 6 years, upon the recommendation of the Majority Leader: Dr. George T. French of Fairfield, Alabama.

Under authority of the order of the Senate of January 6, 2009, the Secretary of the Senate on December 23, 2010, subsequent to the sine die adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker has signed the following enrolled bills:

H.R. 847. An act to amend the Public Health Service Act to extend and improve protections and services to individuals directly impacted by the terrorist attack in New York City on September 11, 2001, and for other purposes.

H.R. 2142. An act to require quarterly performance assessments of Government programs for purposes of assessing agency performance and improvement, and to establish agency performance improvement officers and the Performance Improvement Council.

H.R. 2751. An act to amend the Federal Food, Drug, and Cosmetic Act with respect to the safety of the food supply.

H.R. 5809. An act to amend the Energy Policy Act of 2005 to reauthorize and modify provisions relating to the diesel emissions reduction program.

H.R. 5901. An act to amend the Internal Revenue Code of 1986 to authorize the tax court to appoint employees.

H.R. 6517. An act to extend trade adjustment assistance and certain trade preference programs, to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, and for other purposes.

H.R. 6523. An act to authorize appropriations for fiscal year 2011 for military activities of the Department of

Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

ENROLLED BILLS SIGNED

The enrolled bills were subsequently signed by the ACTING PRESIDENT pro tempore (Mr. WEBB).

ENROLLED BILLS PRESENTED SUBSEQUENT TO SINE DIE ADJOURNMENT

The Secretary of the Senate reported that, subsequent to the sine die adjournment of the Senate, she had presented to the President of the United States the following enrolled bills:

On December 23, 2010:

S. 4058. An act to extend certain expiring provisions providing enhanced protections for servicemembers relating to mortgages and mortgage foreclosure.

On December 27, 2010:

S. 118. An act to amend section 202 of the Housing Act of 1959, to improve the program under such section for supportive housing for the elderly, and for other purposes.

S. 841. An act to direct the Secretary of Transportation to study and establish a motor vehicle safety standard that provides for means of alerting blind and other pedestrians of motor vehicle operation.

S. 1481. An act to amend section 811 of the Cranston-Gonzalez National Affordable Housing Act to improve the program under such section for supportive housing for persons with disabilities.

S. 3036. An act to establish the National Alzheimer's Project.

S. 3243. An act to require U.S. Customs and Border Protection to administer polygraph examinations to all applicants for law enforcement positions with U.S. Customs and Border Protection, to require U.S. Customs and Border Protection to initiate all periodic background reinvestigations of certain law enforcement personnel, and for other purposes.

S. 3447. An act to amend title 38, United States Code, to improve educational assistance for veterans who served in the Armed Forces after September 11, 2001, and for other purposes.

S. 3481. An act to amend the Federal Water Pollution Control Act to clarify Federal responsibility for stormwater pollution.

S. 3592. An act to designate the facility of the United States Postal Service located at 100 Commerce Drive in Tyrone, Georgia, as the "First Lieutenant Robert Wilson Collins Post Office Building".

S. 3874. An act to amend the Safe Drinking Water Act to reduce lead in drinking water.

S. 3903. An act to authorize leases of up to 99 years for lands held in trust for Ohkay Owingeh Pueblo.

S. 4036. An act to clarify the National Credit Union Administration authority to make stabilization fund expenditures without borrowing from the Treasury.

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

REPORT OF THE APPORTIONMENT POPULATION FOR EACH STATE AS OF APRIL 1, 2010, AND THE NUMBER OF REPRESENTATIVES TO WHICH EACH STATE WOULD BE ENTITLED—PM 1

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Homeland Security and Governmental Affairs:

To the Congress of the United States:

Pursuant to title 2, United States Code, section 2a(a), I transmit herewith the statement showing the apportionment population for each State as of April 1, 2010, and the number of Representatives to which each State would be entitled.

BARACK OBAMA.

THE WHITE HOUSE, *January 5, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1. A communication from the Deputy to the Chairman, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Designated Reserve Ratio" (RIN3064-AD69) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2. A communication from the Deputy to the Chairman, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act Regulations" (RIN3064-AD68) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Colombia; to the Committee on Banking, Housing, and Urban Affairs.

EC-4. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports

to South Korea; to the Committee on Banking, Housing, and Urban Affairs.

EC-5. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to the Kingdom of the Netherlands; to the Committee on Banking, Housing, and Urban Affairs.

EC-6. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Notice of Prevention of Significant Deterioration Final Determination for Russell City Energy" (FRL No. 9245-9) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-7. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Texas; Emissions Banking and Trading of Allowances Program" (FRL No. 9246-3) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-8. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Montana; Attainment Plan for Libby, MT PM2.5 Nonattainment Area and PM10 State Implementation Plan Revisions" (FRL No. 9246-4) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-9. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Plans for Designated Facilities and Pollutants; State of Florida; Control of Large Municipal Waste Combustor (LMWC) Emissions From Existing Facilities" (FRL No. 9246-6) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-10. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency,

transmitting, pursuant to law, the report of a rule entitled "Action to Ensure Authority to Issue Permits under the Prevention of Significant Deterioration Program to Sources of Greenhouse Gas Emissions: Federal Implementation Plan" (FRL No. 9245-3) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-11. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Limitation of Approval of Prevention of Significant Deterioration Provisions Concerning Greenhouse Gas Emitting-Sources in State Implementation Plans; Final Rule" (FRL No. 9244-9) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-12. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Determinations Concerning Need for Error Correction, Partial Approval and Partial Disapproval, and Federal Implementation Plan Regarding Texas Prevention of Significant Deterioration Program" (FRL No. 9245-2) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-13. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Action to Ensure Authority to Implement Title V Permitting Programs under the Greenhouse Gas Tailoring Rule" (FRL No. 9245-4) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-14. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Mississippi: Prevention of Significant Deterioration; Gas Tailoring Rule Revision" (FRL No. 9244-4) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-15. A communication from the Director of the Regulatory Management Division,

Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Alabama: Prevention of Significant Deterioration; Greenhouse Gas Tailoring Rule Revision" (FRL No. 9244-5) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-16. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Kentucky: Prevention of Significant Deterioration; Greenhouse Gas Permitting Authority and Tailoring Rule Revision" (FRL No. 9244-6) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

EC-17. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Action to Ensure Authority to Issue Permits under the Prevention of Significant Deterioration Program to Sources of Greenhouse Gas Emissions: Finding of Failure to Submit State Implementation Plan Revisions Required for Greenhouse Gases" (FRL No. 9244-7) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Environment and Public Works.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. REID (for himself and Mr. McCONNELL):

S. Res. 1. A resolution informing the President of the United States that a quorum of each House is assembled; considered and agreed to.

By Mr. REID (for himself and Mr. McCONNELL):

S. Res. 2. A resolution informing the House of Representatives that a quorum of the Senate is assembled; considered and agreed to.

By Mr. REID (for himself and Mr. McCONNELL):

S. Res. 3. A resolution fixing the hour of daily meeting of the Senate; considered and agreed to.

By Mr. REID (for himself, Mr. McCONNELL, Mr. CARDIN, Mr.

AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN):

S. Res. 4. A resolution honoring Senator Barbara Mikulski for becoming the longest-serving female Senator in history; considered and agreed to.

By Mr. REID:

S. Res. 5. A resolution electing Gary B. Myrick, of Virginia, as Secretary for the Majority of the Senate; considered and agreed to.

By Mr. REID (for himself and Mr. McCONNELL):

S. Res. 6. A resolution to make effective appointment of Senate Legal Counsel; considered and agreed to.

By Mr. REID (for himself and Mr. McCONNELL):

S. Res. 7. A resolution to make effective appointment of Deputy Senate Legal Counsel; considered and agreed to.

By Mr. HARKIN (for himself, Mr. DURBIN, Ms. MIKULSKI, and Mrs. SHAHEEN):

S. Res. 8. A resolution amending the Standing Rules of the Senate to provide for cloture to be invoked with less than a three-fifths majority after additional debate; submitted and read.

By Mr. LAUTENBERG (for himself, Mr. DURBIN, Mrs. GILLIBRAND, and Mr. MENENDEZ):

S. Res. 9. A resolution to permit the Senate to avoid unnecessary delay and vote on matters for which floor debate has ceased; to the Committee on Rules and Administration.

By Mr. UDALL of New Mexico (for himself, Mr. HARKIN, Mr. MERKLEY, Mr. DURBIN, Ms. KLOBUCHAR, Mr. BROWN of Ohio, Mr. BEGICH, Mr. BLUMENTHAL, Mrs. GILLIBRAND, Mrs. SHAHEEN, Mrs. BOXER, Mr. TESTER, Mr. CARDIN, Ms. MIKULSKI, Mr. WARNER, Mr. MANCHIN, Mr. COONS, Ms. STABENOW, Mrs. HAGAN, Mr. ROCKEFELLER, Mr. CASEY, Mr. WHITEHOUSE, Mr. LAUTENBERG, Mr. FRANKEN, and Mr. UDALL of Colorado):

S. Res. 10. A resolution to improve the debate and consideration of legislative matters and nominations in the Senate; submitted and read.

By Mr. WYDEN (for himself, Mr. GRASSLEY, Mrs. MCCASKILL, Ms. COLLINS, Mrs. GILLIBRAND, Mr. BROWN of Ohio, Mrs. MURRAY, Mr. DURBIN, Ms. KLOBUCHAR, Mrs. SHAHEEN, Mr. UDALL of Colorado, Mr. WHITEHOUSE, Mr. BINGAMAN, and Mr. MANCHIN):

S. Res. 11. A resolution to establish as a standing order of the Senate that a Senator publicly disclose a notice of intent to object to any measure or matter; submitted and read.

By Mr. UDALL of Colorado (for himself, Mr. DURBIN, and Mrs. SHAHEEN):

S. Res. 12. A resolution to amend the Standing Rules of the Senate to reform the filibuster rules to improve the daily process of the Senate; to the Committee on Rules and Administration.

By Mr. FRANKEN:

S. Res. 13. A bill to require a two-fifths threshold to sustain a filibuster; to the Committee on Rules and Administration.

By Mr. REID:

S. Con. Res. 1. A concurrent resolution providing for a conditional recess or adjournment of the Senate and an adjournment of the House of Representatives; considered and agreed to.

By Mr. KERRY:

S. Con. Res. 2. A concurrent resolution authorizing the use of the rotunda of the Capitol for an event marking the 50th anniversary of the inaugural address of President John F. Kennedy; considered and agreed to.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 4:23 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has agreed to H. Res. 1, resolving that Karen L. Haas of the State of Maryland, be, and is hereby, chosen Clerk of the House of Representatives, and that Wilson S. Livingood of the Commonwealth of Virginia, be, and is hereby, chosen Sergeant-at-Arms of the House of Representatives, and that Daniel J. Strodel of the District of Columbia, be, and is hereby, chosen Chief Administrative Officer of the House of Representatives, and that Father Daniel P. Coughlin of the State of Illinois, be, and is hereby, chosen Chaplain of the House of Representatives.

The message also announced that the House has agreed to H. Res. 2, resolving that the Senate be informed that a quorum of the House of Representatives has assembled, that JOHN A. BOEHNER, a Representative from the State of Ohio, has been elected Speaker, and Karen L. Haas, a citizen of the State of Maryland, has been elected Clerk of the House of Representatives of the One Hundred Twelfth Congress.

The message further announced that pursuant to House Resolution 3, the Speaker appoints the following Members of the House of Representatives to join a committee on the part of the Senate to notify the President of the United States that a quorum of each House has assembled and that Congress is ready to receive any communication that he may be pleased to make: Mr. CANTOR of Virginia and Ms. PELOSI of California.

ORDERS FOR RECESS UNTIL 10
A.M. ON TUESDAY, JANUARY 25,
2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it recess until 10 a.m. on Tuesday, January 25, 2011; that, on Tuesday, January 25, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Ordered further, That, on Tuesday, January 25, 2011, the Senate recess from 12:30 p.m. until 2:15 p.m.

RECESS

By unanimous consent, on the request of Mr. REID,

At 7:33 p.m.,

The Senate recessed, under its order of today, until 10 a.m. on Tuesday, January 25, 2011.

TUESDAY, JANUARY 25, 2011

(Legislative day of Wednesday, January 5, 2011)

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, January 25, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

PROVIDING FOR A JOINT SESSION
OF CONGRESS TO RECEIVE A
MESSAGE FROM THE PRESIDENT

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the concurrent resolution (H. Con. Res. 10) providing for a joint session of Congress to receive a message from the President, received from the House of Representatives for concurrence on today, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

THE JOURNAL

Pursuant to the order of Wednesday, January 5, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

LEADER TIME RESERVED

Pursuant to the order of Wednesday, January 5, 2011,

The times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of Wednesday, January 5, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

REPORT ON THE STATE OF THE UNION
DELIVERED TO A JOINT SESSION OF
CONGRESS ON JANUARY 25, 2011 --
PM 2

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was which was ordered to lie on the table:

Mr. Speaker, Mr. Vice President, Members of Congress, distinguished guests, and fellow Americans:

Tonight I want to begin by congratulating the men and women of the 112th Congress, as well as your new Speaker, JOHN BOEHNER. And as we mark this occasion, we are also mindful of the empty chair in this Chamber, and pray for the health of our colleague—and our friend—GABBY GIFFORDS.

It's no secret that those of us here tonight have had our differences over the last 2 years. The debates have been contentious; we have fought fiercely for our beliefs. And that's a good thing. That's what a robust democracy demands. That's what helps set us apart as a Nation.

But there's a reason the tragedy in Tucson gave us pause. Amid all the noise and passions and rancor of our public debate, Tucson reminded us that no matter who we are or where we come from, each of us is a part of something greater—something more consequential than party or political preference.

We are part of the American family. We believe that in a country where every race and faith and point of view can be found, we are still bound together as one people; that we share common hopes and a common creed; that the dreams of a little girl in Tucson are not so different than those of our own children, and that they all deserve the chance to be fulfilled.

That, too, is what sets us apart as a Nation.

Now, by itself, this simple recognition won't usher in a new era of cooperation. What comes of this moment is up to us. What comes of this moment will be determined not by whether we can sit together tonight, but whether we can work together tomorrow.

I believe we can. I believe we must. That's what the people who sent us here expect of us. With their votes, they've determined that governing will now be a shared responsibility between parties. New laws will only pass with support from Democrats and Republicans. We will move forward together, or not at all—for the challenges we face are bigger than party, and bigger than politics.

At stake right now is not who wins the next election—after all, we just had an election. At stake is whether new jobs and industries take root in this country, or somewhere else. It's whether the hard work and industry of our people is rewarded. It's whether we sustain the leadership that has made America not just a place on a map, but a light to the world.

We are poised for progress. Two years after the worst recession most of us have ever known, the stock market has come roaring back. Corporate profits are up. The economy is growing again.

But we have never measured progress by these yardsticks alone. We measure progress by the success of our people. By the jobs they can find and the quality of life those jobs offer. By the prospects of a small business owner who dreams of turning a good idea into a thriving enterprise. By the opportunities for a better life that we pass on to our children.

That's the project the American people want us to work on. Together.

We did that in December. Thanks to the tax cuts we passed, Americans' paychecks are a little bigger today. Every business can write off the full cost of the new investments they make this year. These steps, taken by Democrats and Republicans, will grow the economy and add to the more than one million private sector jobs created last year.

But we have more work to do. The steps we've taken over the last 2 years may have broken the back of this recession—but to win the future, we'll need to take on challenges that have been decades in the making.

Many people watching tonight can probably remember a time when finding a good job meant showing up at a nearby factory or a business downtown. You didn't always need a degree, and your competition was pretty much limited to your neighbors. If you worked hard, chances are you'd have a job for life, with a decent paycheck, good benefits, and the occasional promotion. Maybe you'd even have the pride of seeing your kids work at the same company.

That world has changed. And for many, the change has been painful. I've seen it in the

shuttered windows of once booming factories, and the vacant storefronts of once busy Main Streets. I've heard it in the frustrations of Americans who've seen their paychecks dwindle or their jobs disappear—proud men and women who feel like the rules have been changed in the middle of the game.

They're right. The rules have changed. In a single generation, revolutions in technology have transformed the way we live, work, and do business. Steel mills that once needed 1,000 workers can now do the same work with 100. Today, just about any company can set up shop, hire workers, and sell their products wherever there's an internet connection.

Meanwhile, nations like China and India realized that with some changes of their own, they could compete in this new world. And so they started educating their children earlier and longer, with greater emphasis on math and science. They're investing in research and new technologies. Just recently, China became home to the world's largest private solar research facility, and the world's fastest computer.

So yes, the world has changed. The competition for jobs is real. But this shouldn't discourage us. It should challenge us. Remember—for all the hits we've taken these last few years, for all the naysayers predicting our decline, America still has the largest, most prosperous economy in the world. No workers are more productive than ours. No country has more successful companies, or grants more patents to inventors and entrepreneurs. We are home to the world's best colleges and universities, where more students come to study than any other place on Earth.

What's more, we are the first Nation to be founded for the sake of an idea—the idea that each of us deserves the chance to shape our own destiny. That is why centuries of pioneers and immigrants have risked everything to come here. It's why our students don't just memorize equations, but answer questions like “What do you think of that idea? What would you change about the world? What do you want to be when you grow up?”

The future is ours to win. But to get there, we can't just stand still. As Robert Kennedy told us, “The future is not a gift. It is an achievement.” Sustaining the American Dream has never been about standing pat. It has required each generation to sacrifice, and struggle, and meet the demands of a new age.

Now it's our turn. We know what it takes to compete for the jobs and industries of our time. We need to out-innovate, out-educate, and out-build the rest of the world. We have to make America the best place on Earth to do business. We need to take responsibility for our deficit, and reform our Government. That's how our people will prosper. That's

how we'll win the future. And tonight, I'd like to talk about how we get there.

The first step in winning the future is encouraging American innovation.

None of us can predict with certainty what the next big industry will be, or where the new jobs will come from. Thirty years ago, we couldn't know that something called the Internet would lead to an economic revolution. What we can do—what America does better than anyone—is spark the creativity and imagination of our people. We are the Nation that put cars in driveways and computers in offices; the Nation of Edison and the Wright brothers; of Google and Facebook. In America, innovation doesn't just change our lives. It's how we make a living.

Our free enterprise system is what drives innovation. But because it's not always profitable for companies to invest in basic research, throughout history our Government has provided cutting-edge scientists and inventors with the support that they need. That's what planted the seeds for the Internet. That's what helped make possible things like computer chips and GPS.

Just think of all the good jobs—from manufacturing to retail—that have come from those breakthroughs.

Half a century ago, when the Soviets beat us into space with the launch of a satellite called Sputnik, we had no idea how we'd beat them to the moon. The science wasn't there yet. NASA didn't even exist. But after investing in better research and education, we didn't just surpass the Soviets; we unleashed a wave of innovation that created new industries and millions of new jobs.

This is our generation's Sputnik moment. Two years ago, I said that we needed to reach a level of research and development we haven't seen since the height of the Space Race. In a few weeks, I will be sending a budget to the Congress that helps us meet that goal. We'll invest in biomedical research, information technology, and especially clean energy technology—an investment that will strengthen our security, protect our planet, and create countless new jobs for our people.

Already, we are seeing the promise of renewable energy. Robert and Gary Allen are brothers who run a small Michigan roofing company. After September 11th, they volunteered their best roofers to help repair the Pentagon. But half of their factory went unused, and the recession hit them hard. Today, with the help of a Government loan, that empty space is being used to manufacture solar shingles that are being sold all across the country. In Robert's words, “We reinvented ourselves.”

That's what Americans have done for over 200 years: reinvented ourselves. And to spur on more success stories like the Allen Brothers, we've begun to reinvent our energy policy. We're not just handing out money.

We're issuing a challenge. We're telling America's scientists and engineers that if they assemble teams of the best minds in their fields, and focus on the hardest problems in clean energy, we'll fund the Apollo Projects of our time.

At the California Institute of Technology, they're developing a way to turn sunlight and water into fuel for our cars. At Oak Ridge National Laboratory, they're using supercomputers to get a lot more power out of our nuclear facilities. With more research and incentives, we can break our dependence on oil with biofuels, and become the first country to have 1 million electric vehicles on the road by 2015.

We need to get behind this innovation. And to help pay for it, I'm asking the Congress to eliminate the billions in taxpayer dollars we currently give to oil companies. I don't know if you've noticed, but they're doing just fine on their own. So instead of subsidizing yesterday's energy, let's invest in tomorrow.

Now, clean energy breakthroughs will only translate into clean energy jobs if businesses know there will be a market for what they're selling. So tonight, I challenge you to join me in setting a new goal: by 2035, 80 percent of America's electricity will come from clean energy sources. Some folks want wind and solar. Others want nuclear, clean coal, and natural gas. To meet this goal, we will need them all—and I urge Democrats and Republicans to work together to make it happen.

Maintaining our leadership in research and technology is crucial to America's success. But if we want to win the future—if we want innovation to produce jobs in America and not overseas—then we also have to win the race to educate our kids.

Think about it. Over the next 10 years, nearly half of all new jobs will require education that goes beyond a high school degree. And yet, as many as a quarter of our students aren't even finishing high school. The quality of our math and science education lags behind many other nations. America has fallen to 9th in the proportion of young people with a college degree. And so the question is whether all of us—as citizens, and as parents—are willing to do what's necessary to give every child a chance to succeed.

That responsibility begins not in our classrooms, but in our homes and communities. It's family that first instills the love of learning in a child. Only parents can make sure the TV is turned off and homework gets done. We need to teach our kids that it's not just the winner of the Super Bowl who deserves to be celebrated, but the winner of the science fair; that success is not a function of fame or PR, but of hard work and discipline.

Our schools share this responsibility. When a child walks into a classroom, it should be a

place of high expectations and high performance. But too many schools don't meet this test. That's why instead of just pouring money into a system that's not working, we launched a competition called Race to the Top. To all 50 States, we said, "If you show us the most innovative plans to improve teacher quality and student achievement, we'll show you the money."

Race to the Top is the most meaningful reform of our public schools in a generation. For less than one percent of what we spend on education each year, it has led over 40 States to raise their standards for teaching and learning. These standards were developed not by Washington, but by Republican and Democratic governors throughout the country. And Race to the Top should be the approach we follow this year as we replace No Child Left Behind with a law that is more flexible and focused on what's best for our kids.

You see, we know what's possible for our children when reform isn't just a top-down mandate, but the work of local teachers and principals; school boards and communities.

Take a school like Bruce Randolph in Denver. Three years ago, it was rated one of the worst schools in Colorado; located on turf between two rival gangs. But last May, 97 percent of the seniors received their diploma. Most will be the first in their family to go to college. And after the first year of the school's transformation, the principal who made it possible wiped away tears when a student said "Thank you, Mrs. Waters, for showing ... that we are smart and we can make it."

Let's also remember that after parents, the biggest impact on a child's success comes from the man or woman at the front of the classroom. In South Korea, teachers are known as "nation builders." Here in America, it's time we treated the people who educate our children with the same level of respect. We want to reward good teachers and stop making excuses for bad ones. And over the next 10 years, with so many Baby Boomers retiring from our classrooms, we want to prepare 100,000 new teachers in the fields of science, technology, engineering, and math.

In fact, to every young person listening tonight who's contemplating their career choice: If you want to make a difference in the life of our Nation; if you want to make a difference in the life of a child—become a teacher. Your country needs you.

Of course, the education race doesn't end with a high school diploma. To compete, higher education must be within reach of every American. That's why we've ended the unwarranted taxpayer subsidies that went to banks, and used the savings to make college affordable for millions of students. And this year, I ask the Congress to go further, and make permanent our tuition tax credit—worth \$10,000 for 4 years of college.

Because people need to be able to train for new jobs and careers in today's fast-changing economy, we are also revitalizing America's community colleges. Last month, I saw the promise of these schools at Forsyth Tech in North Carolina. Many of the students there used to work in the surrounding factories that have since left town. One mother of two, a woman named Kathy Proctor, had worked in the furniture industry since she was 18 years old. And she told me she's earning her degree in biotechnology now, at 55 years old, not just because the furniture jobs are gone, but because she wants to inspire her children to pursue their dreams too. As Kathy said, "I hope it tells them to never give up."

If we take these steps—if we raise expectations for every child, and give them the best possible chance at an education, from the day they're born until the last job they take—we will reach the goal I set 2 years ago: by the end of the decade, America will once again have the highest proportion of college graduates in the world.

One last point about education. Today, there are hundreds of thousands of students excelling in our schools who are not American citizens. Some are the children of undocumented workers, who had nothing to do with the actions of their parents. They grew up as Americans and pledge allegiance to our flag, and yet live every day with the threat of deportation. Others come here from abroad to study in our colleges and universities. But as soon as they obtain advanced degrees, we send them back home to compete against us. It makes no sense.

Now, I strongly believe that we should take on, once and for all, the issue of illegal immigration. I am prepared to work with Republicans and Democrats to protect our borders, enforce our laws, and address the millions of undocumented workers who are now living in the shadows. I know that debate will be difficult and take time. But tonight, let's agree to make that effort. And let's stop expelling talented, responsible young people who can staff our research labs, start new businesses, and further enrich this Nation.

The third step in winning the future is rebuilding America. To attract new businesses to our shores, we need the fastest, most reliable ways to move people, goods, and information—from high-speed rail to high-speed Internet.

Our infrastructure used to be the best—but our lead has slipped. South Korean homes now have greater internet access than we do. Countries in Europe and Russia invest more in their roads and railways than we do. China is building faster trains and newer airports. Meanwhile, when our own engineers graded our Nation's infrastructure, they gave us a "D."

We have to do better. America is the Nation that built the transcontinental railroad,

brought electricity to rural communities, and constructed the interstate highway system. The jobs created by these projects didn't just come from laying down tracks or pavement. They came from businesses that opened near a town's new train station or the new off-ramp.

Over the last 2 years, we have begun rebuilding for the 21st century, a project that has meant thousands of good jobs for the hard-hit construction industry. Tonight, I'm proposing that we redouble these efforts.

We will put more Americans to work repairing crumbling roads and bridges. We will make sure this is fully paid for, attract private investment, and pick projects based on what's best for the economy, not politicians.

Within 25 years, our goal is to give 80 percent of Americans access to high-speed rail, which could allow you to go places in half the time it takes to travel by car. For some trips, it will be faster than flying—without the pat-down. As we speak, routes in California and the Midwest are already underway.

Within the next 5 years, we will make it possible for business to deploy the next generation of high-speed wireless coverage to 98 percent of all Americans. This isn't just about a faster internet and fewer dropped calls. It's about connecting every part of America to the digital age. It's about a rural community in Iowa or Alabama where farmers and small business owners will be able to sell their products all over the world. It's about a firefighter who can download the design of a burning building onto a handheld device; a student who can take classes with a digital textbook; or a patient who can have face-to-face video chats with her doctor.

All these investments—in innovation, education, and infrastructure—will make America a better place to do business and create jobs. But to help our companies compete, we also have to knock down barriers that stand in the way of their success.

Over the years, a parade of lobbyists has rigged the tax code to benefit particular companies and industries. Those with accountants or lawyers to work the system can end up paying no taxes at all. But all the rest are hit with one of the highest corporate tax rates in the world. It makes no sense, and it has to change.

So tonight, I'm asking Democrats and Republicans to simplify the system. Get rid of the loopholes. Level the playing field. And use the savings to lower the corporate tax rate for the first time in 25 years—without adding to our deficit.

To help businesses sell more products abroad, we set a goal of doubling our exports by 2014—because the more we export, the more jobs we create at home. Already, our exports are up. Recently, we signed agreements with India and China that will

support more than 250,000 jobs in the United States. And last month, we finalized a trade agreement with South Korea that will support at least 70,000 American jobs. This agreement has unprecedented support from business and labor; Democrats and Republicans, and I ask this Congress to pass it as soon as possible.

Before I took office, I made it clear that we would enforce our trade agreements, and that I would only sign deals that keep faith with American workers, and promote American jobs. That's what we did with Korea, and that's what I intend to do as we pursue agreements with Panama and Colombia, and continue our Asia Pacific and global trade talks.

To reduce barriers to growth and investment, I've ordered a review of Government regulations. When we find rules that put an unnecessary burden on businesses, we will fix them. But I will not hesitate to create or enforce commonsense safeguards to protect the American people. That's what we've done in this country for more than a century. It's why our food is safe to eat, our water is safe to drink, and our air is safe to breathe. It's why we have speed limits and child labor laws. It's why last year, we put in place consumer protections against hidden fees and penalties by credit card companies, and new rules to prevent another financial crisis. And it's why we passed reform that finally prevents the health insurance industry from exploiting patients.

Now, I've heard rumors that a few of you have some concerns about the new health care law. So let me be the first to say that anything can be improved. If you have ideas about how to improve this law by making care better or more affordable, I am eager to work with you. We can start right now by correcting a flaw in the legislation that has placed an unnecessary bookkeeping burden on small businesses.

What I'm not willing to do is go back to the days when insurance companies could deny someone coverage because of a pre-existing condition. I'm not willing to tell James Howard, a brain cancer patient from Texas, that his treatment might not be covered. I'm not willing to tell Jim Houser, a small business owner from Oregon, that he has to go back to paying \$5,000 more to cover his employees. As we speak, this law is making prescription drugs cheaper for seniors and giving uninsured students a chance to stay on their parents' coverage. So instead of re-fighting the battles of the last 2 years, let's fix what needs fixing and move forward.

Now, the final step—a critical step—in winning the future is to make sure we aren't buried under a mountain of debt.

We are living with a legacy of deficit spending that began almost a decade ago. And in the wake of the financial crisis, some

of that was necessary to keep credit flowing, save jobs, and put money in people's pockets.

But now that the worst of the recession is over, we have to confront the fact that our Government spends more than it takes in. That is not sustainable. Every day, families sacrifice to live within their means. They deserve a Government that does the same.

So tonight, I am proposing that starting this year, we freeze annual domestic spending for the next 5 years. This would reduce the deficit by more than \$400 billion over the next decade, and will bring discretionary spending to the lowest share of our economy since Dwight Eisenhower was President.

This freeze will require painful cuts. Already, we have frozen the salaries of hardworking Federal employees for the next 2 years. I've proposed cuts to things I care deeply about, like community action programs. The Secretary of Defense has also agreed to cut tens of billions of dollars in spending that he and his generals believe our military can do without.

I recognize that some in this Chamber have already proposed deeper cuts, and I'm willing to eliminate whatever we can honestly afford to do without. But let's make sure that we're not doing it on the backs of our most vulnerable citizens. And let's make sure what we're cutting is really excess weight. Cutting the deficit by gutting our investments in innovation and education is like lightening an overloaded airplane by removing its engine. It may feel like you're flying high at first, but it won't take long before you'll feel the impact.

Now, most of the cuts and savings I've proposed only address annual domestic spending, which represents a little more than 12 percent of our budget. To make further progress, we have to stop pretending that cutting this kind of spending alone will be enough. It won't.

The bipartisan Fiscal Commission I created last year made this crystal clear. I don't agree with all their proposals, but they made important progress. And their conclusion is that the only way to tackle our deficit is to cut excessive spending wherever we find it—in domestic spending, defense spending, health care spending, and spending through tax breaks and loopholes.

This means further reducing health care costs, including programs like Medicare and Medicaid, which are the single biggest contributor to our long-term deficit. Health insurance reform will slow these rising costs, which is part of why nonpartisan economists have said that repealing the health care law would add a quarter of a trillion dollars to our deficit. Still, I'm willing to look at other ideas to bring down costs, including one that Republicans suggested last year: medical malpractice reform to rein in frivolous lawsuits.

To put us on solid ground, we should also find a bipartisan solution to strengthen Social Security for future generations. And we must do it without putting at risk current retirees, the most vulnerable, or people with disabilities; without slashing benefits for future generations; and without subjecting Americans' guaranteed retirement income to the whims of the stock market.

And if we truly care about our deficit, we simply cannot afford a permanent extension of the tax cuts for the wealthiest 2 percent of Americans. Before we take money away from our schools, or scholarships away from our students, we should ask millionaires to give up their tax break.

It's not a matter of punishing their success. It's about promoting America's success.

In fact, the best thing we could do on taxes for all Americans is to simplify the individual tax code. This will be a tough job, but members of both parties have expressed interest in doing this, and I am prepared to join them.

So now is the time to act. Now is the time for both sides and both Houses of Congress—Democrats and Republicans—to forge a principled compromise that gets the job done. If we make the hard choices now to rein in our deficits, we can make the investments we need to win the future.

Let me take this one step further. We shouldn't just give our people a Government that's more affordable. We should give them a Government that's more competent and efficient. We cannot win the future with a Government of the past.

We live and do business in the information age, but the last major reorganization of the Government happened in the age of black and white TV. There are 12 different agencies that deal with exports. There are at least five different entities that deal with housing policy. Then there's my favorite example: the Interior Department is in charge of salmon while they're in fresh water, but the Commerce Department handles them in when they're in saltwater. And I hear it gets even more complicated once they're smoked.

Now, we have made great strides over the last 2 years in using technology and getting rid of waste. Veterans can now download their electronic medical records with a click of the mouse. We're selling acres of Federal office space that hasn't been used in years, and we will cut through red tape to get rid of more. But we need to think bigger. In the coming months, my administration will develop a proposal to merge, consolidate, and reorganize the Federal Government in a way that best serves the goal of a more competitive America. I will submit that proposal to the Congress for a vote—and we will push to get it passed.

In the coming year, we will also work to rebuild people's faith in the institution of Government. Because you deserve to know

exactly how and where your tax dollars are being spent, you will be able to go to a Web site and get that information for the very first time in history. Because you deserve to know when your elected officials are meeting with lobbyists, I ask the Congress to do what the White House has already done: put that information online. And because the American people deserve to know that special interests aren't larding up legislation with pet projects, both parties in Congress should know this: if a bill comes to my desk with earmarks inside, I will veto it.

A 21st century Government that's open and competent. A government that lives within its means. An economy that's driven by new skills and ideas. Our success in this new and changing world will require reform, responsibility, and innovation. It will also require us to approach that world with a new level of engagement in our foreign affairs.

Just as jobs and businesses can now race across borders, so can new threats and new challenges. No single wall separates East and West; no one rival superpower is aligned against us.

And so we must defeat determined enemies wherever they are, and build coalitions that cut across lines of region and race and religion. America's moral example must always shine for all who yearn for freedom, justice, and dignity. And because we have begun this work, tonight we can say that American leadership has been renewed and America's standing has been restored.

Look to Iraq, where nearly 100,000 of our brave men and women have left with their heads held high; where American combat patrols have ended; violence has come down; and a new government has been formed. This year, our civilians will forge a lasting partnership with the Iraqi people, while we finish the job of bringing our troops out of Iraq. America's commitment has been kept; the Iraq War is coming to an end.

Of course, as we speak, al Qaeda and their affiliates continue to plan attacks against us. Thanks to our intelligence and law enforcement professionals, we are disrupting plots and securing our cities and skies. And as extremists try to inspire acts of violence within our borders, we are responding with the strength of our communities, with respect for the rule of law, and with the conviction that American Muslims are a part of our American family.

We have also taken the fight to al Qaeda and their allies abroad. In Afghanistan, our troops have taken Taliban strongholds and trained Afghan Security Forces. Our purpose is clear—by preventing the Taliban from reestablishing a stranglehold over the Afghan people, we will deny al Qaeda the safe-haven that served as a launching pad for 9/11.

Thanks to our heroic troops and civilians, fewer Afghans are under the control of the insurgency. There will be tough fighting

ahead, and the Afghan government will need to deliver better governance. But we are strengthening the capacity of the Afghan people and building an enduring partnership with them. This year, we will work with nearly 50 countries to begin a transition to an Afghan lead. And this July, we will begin to bring our troops home.

In Pakistan, al Qaeda's leadership is under more pressure than at any point since 2001. Their leaders and operatives are being removed from the battlefield. Their safe-havens are shrinking. And we have sent a message from the Afghan border to the Arabian Peninsula to all parts of the globe: we will not relent, we will not waver, and we will defeat you.

American leadership can also be seen in the effort to secure the worst weapons of war. Because Republicans and Democrats approved the New START Treaty, far fewer nuclear weapons and launchers will be deployed. Because we rallied the world, nuclear materials are being locked down on every continent so they never fall into the hands of terrorists.

Because of a diplomatic effort to insist that Iran meet its obligations, the Iranian government now faces tougher and tighter sanctions than ever before. And on the Korean peninsula, we stand with our ally South Korea, and insist that North Korea keeps its commitment to abandon nuclear weapons.

This is just a part of how we are shaping a world that favors peace and prosperity. With our European allies, we revitalized NATO, and increased our cooperation on everything from counter-terrorism to missile defense. We have reset our relationship with Russia, strengthened Asian alliances, and built new partnerships with nations like India. This March, I will travel to Brazil, Chile, and El Salvador to forge new alliances for progress in the Americas. Around the globe, we are standing with those who take responsibility—helping farmers grow more food; supporting doctors who care for the sick; and combating the corruption that can rot a society and rob people of opportunity.

Recent events have shown us that what sets us apart must not just be our power—it must be the purpose behind it. In South Sudan—with our assistance—the people were finally able to vote for independence after years of war. Thousands lined up before dawn. People danced in the streets. One man who lost four of his brothers at war summed up the scene around him: "This was a battlefield for most of my life. Now we want to be free."

We saw that same desire to be free in Tunisia, where the will of the people proved more powerful than the writ of a dictator. And tonight, let us be clear: the United States of America stands with the people of Tunisia, and supports the democratic aspirations of all people.

We must never forget that the things we've struggled for, and fought for, live in the hearts of people everywhere. And we must always remember that the Americans who have borne the greatest burden in this struggle are the men and women who serve our country.

Tonight, let us speak with one voice in reaffirming that our Nation is united in support of our troops and their families. Let us serve them as well as they have served us—by giving them the equipment they need; by providing them with the care and benefits they have earned; and by enlisting our veterans in the great task of building our own Nation.

Our troops come from every corner of this country—they are black, white, Latino, Asian, and Native American. They are Christian and Hindu, Jewish and Muslim. And, yes, we know that some of them are gay. Starting this year, no American will be forbidden from serving the country they love because of who they love. And with that change, I call on all of our college campuses to open their doors to our military recruiters and the ROTC. It is time to leave behind the divisive battles of the past. It is time to move forward as one Nation.

We should have no illusions about the work ahead of us. Reforming our schools; changing the way we use energy; reducing our deficit—none of this is easy. All of it will take time. And it will be harder because we will argue about everything. The cost. The details. The letter of every law.

Of course, some countries don't have this problem. If the central government wants a railroad, they get a railroad—no matter how many homes are bulldozed. If they don't want a bad story in the newspaper, it doesn't get written.

And yet, as contentious and frustrating and messy as our democracy can sometimes be, I know there isn't a person here who would trade places with any other Nation on Earth.

We may have differences in policy, but we all believe in the rights enshrined in our Constitution. We may have different opinions, but we believe in the same promise that says this is a place where you can make it if you try. We may have different backgrounds, but we believe in the same dream that says this is a country where anything's possible. No matter who you are. No matter where you come from.

That dream is why I can stand here before you tonight. That dream is why a working class kid from Scranton can stand behind me. That dream is why someone who began by sweeping the floors of his father's Cincinnati bar can preside as Speaker of the House in the greatest Nation on Earth.

That dream—that American Dream—is what drove the Allen Brothers to reinvent their roofing company for a new era. It's what drove those students at Forsyth Tech to

learn a new skill and work towards the future. And that dream is the story of a small business owner named Brandon Fisher.

Brandon started a company in Berlin, Pennsylvania, that specializes in a new kind of drilling technology. One day last summer, he saw the news that halfway across the world, 33 men were trapped in a Chilean mine, and no one knew how to save them.

But Brandon thought his company could help. And so he designed a rescue that would come to be known as Plan B. His employees worked around the clock to manufacture the necessary drilling equipment. And Brandon left for Chile.

Along with others, he began drilling a 2,000 foot hole into the ground, working 3 or 4 days at a time with no sleep. Thirty-seven days later, Plan B succeeded, and the miners were rescued. But because he didn't want all of the attention, Brandon wasn't there when the miners emerged. He had already gone home, back to work on this next project.

Later, one of his employees said of the rescue, "We proved that Center Rock is a little company, but we do big things."

We do big things.

From the earliest days of our founding, America has been the story of ordinary people who dare to dream. That's how we win the future.

We are a Nation that says, "I might not have a lot of money, but I have this great idea for a new company. I might not come from a family of college graduates, but I will be the first to get my degree. I might not know those people in trouble, but I think I can help them, and I need to try."

"I'm not sure how we'll reach that better place beyond the horizon, but I know we'll get there. I know we will."

We do big things.

The idea of America endures. Our destiny remains our choice. And tonight, more than two centuries later, it is because of our people that our future is hopeful, our journey goes forward, and the state of our Union is strong.

Thank you, God Bless You, and may God Bless the United States of America.

BARACK OBAMA.

THE WHITE HOUSE, *January 25, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-18. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Foreign Participation in Acquisitions in Support of Operations in Afghanistan" ((RIN0750-AG80)(DFARS

Case 2009-D012)) received during adjournment of the Senate in the Office of the President of the Senate on January 3, 2011; to the Committee on Armed Services.

EC-19. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of (33) officers authorized to wear the insignia of the grades of major general and brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-20. A communication from the Under Secretary of Defense (Personnel and Readiness), Department of Defense, transmitting, pursuant to law, a report relative to the Foreign Language Skill Proficiency Bonus program; to the Committee on Armed Services.

EC-21. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Corporate Credit Unions, Technical Corrections" (RIN3133-AD58) received during adjournment of the Senate in the Office of the President of the Senate on January 3, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-22. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Federal Home Loan Bank Housing Goals" (RIN2590-AA16) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-23. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Portfolio Holdings" (RIN2590-AA22) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-24. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Minority and Women Inclusion" (RIN2590-AA28) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-25. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act Regulations (NSP)" (RIN1550-AC42) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-26. A communication from the Secretary, Division of Investment

Management, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Temporary Rule Regarding Principal Trades with Certain Advisory Clients" (RIN3235-AJ96) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-27. A communication from the Secretary, Division of Investment Management, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Amendments to Form ADV; Extension of Compliance Date" (RIN3235-AI17) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-28. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 12947 with respect to terrorists who threaten to disrupt the Middle East peace process; to the Committee on Banking, Housing, and Urban Affairs.

EC-29. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month report on the national emergency that was originally declared in Executive Order 13159 relative to the risk of nuclear proliferation created by the accumulation of weapons-usable fissile material in the territory of the Russian Federation; to the Committee on Banking, Housing, and Urban Affairs.

EC-30. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Office of Energy Efficiency and Renewable Energy, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Efficiency Program for Consumer Products: Waiver of Federal Preemption of State Regulations Concerning the Water Use or Water Efficiency of Showerheads, Faucets, Water Closets and Urinals" (Docket No. EERE-2010-BT-STD-WAV-0045) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Energy and Natural Resources.

EC-31. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report relative to the North Slope Science Initiative; to the Committee on Energy and Natural Resources.

EC-32. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Nuclear Decommissioning Funds" (RIN1545-BF08) received during adjournment of the Senate in the Office of the President of the Senate on

January 4, 2011; to the Committee on Finance.

EC-33. A communication from the Director of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Supplemental Security Income (SSI) for the Aged, Blind, and Disabled; Dedicated Accounts and Installment Payments for Certain Past-Due SSI Benefits" (RIN0960-AE59) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Finance.

EC-34. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to the status and effectiveness of information provided to the states and Medicaid enrollees on coverage of preventive and obesity-related services available to Medicaid Enrollees; to the Committee on Finance.

EC-35. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "HHS Study of Urban Medicare-Dependent Hospitals"; to the Committee on Finance.

EC-36. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "2010 Actuarial Report on the Financial Outlook for Medicaid"; to the Committee on Finance.

EC-37. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "HHS Secretary's Efforts to Improve Children's Health Care Quality in Medicaid and CHIP"; to the Committee on Finance.

EC-38. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "High Risk Pool Grant Program for Federal Fiscal Years (FFYs) 2008 and 2009"; to the Committee on Finance.

EC-39. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the extension and amendment of the Agreement Between the Government of the United States of America and the Government of the Republic of Nicaragua Concerning the Imposition of Import Restrictions on Archaeological Material from the Pre-Hispanic Cultures of the Republic of Nicaragua; to the Committee on Finance.

EC-40. A communication from the Inspector General for Tax Administration, Department of the Treasury, transmitting, pursuant to law, a report relative to prisoner tax fraud; to the Committee on Finance.

EC-41. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Visas: Waiver for Ineligible Nonimmigrants

under INA 212(d)(3)(A), as Amended; Applicants Ineligible under INA 212(a)(3)-(E)(iii)" (22 CFR Part 40) received during adjournment of the Senate in the Office of the President of the Senate on January 3, 2011; to the Committee on Foreign Relations.

EC-42. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services for the development and sales of components for the David's Sling Weapon System to Israel in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-43. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services to the United Kingdom and India for the manufacturing and maintenance of AC and DC electrical power generating systems, motors, motor drive systems, and system control units utilized on military aircraft and ground vehicles for users in 92 previously approved countries in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-44. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, an annual report relative to the Benjamin A. Gilman International Scholarship Program for 2010; to the Committee on Foreign Relations.

EC-45. A communication from the Deputy Director for Operations, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Allocation of Assets in Single-Employer Plans; Valuation of Benefits and Assets; Expected Retirement Age" (29 CFR Part 4044) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-46. A communication from the Deputy Director for Operations, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Allocation of Assets in Single-Employer Plans; Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Parts 4022 and 4044) received during adjournment of the Senate in the Office of the President of the Senate on January 3, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-47. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Report to Congress on Head Start Monitoring for Fiscal Year 2008"; to the Committee on Health, Education, Labor, and Pensions.

EC-48. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Food and Drug Administration's report relative to regulation of free samples of tobacco products; to the Committee on Health, Education, Labor, and Pensions.

EC-49. A communication from the Director, Planning and Policy Analysis, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Federal Employees Health Benefits Program Miscellaneous Charges" (RIN3206-AL95) received during adjournment of the Senate in the Office of the President of the Senate on January 3, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-50. A communication from the Director, Office of Personnel Management, the President's Pay Agent, transmitting, pursuant to law, a report relative to the extension of locality-based comparability payments; to the Committee on Homeland Security and Governmental Affairs.

EC-51. A communication from the Commissioner of the Social Security Administration, transmitting, pursuant to law, the Semiannual Report of the Inspector General for the period from August 1, 2010 through September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-52. A communication from the Director of the Peace Corps, transmitting, pursuant to law, the Corps' Performance and Accountability Report for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-53. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-48; Introduction" (FAC 2005-48) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-54. A communication from the Acting Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Technical Correction: Completion of Entry and Entry Summary - Declaration of Value" (RIN1515-AD61) received during adjournment of the

Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-55. A communication from the Principal Deputy Assistant Attorney General, Civil Rights Division, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Nondiscrimination on the Basis of Disability in State and Local Government Services; Final Rules" (RIN1190-AA46) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on the Judiciary.

EC-56. A communication from the Chief Privacy Officer, Department of Homeland Security, transmitting, pursuant to law, a report entitled "2010 Data Mining Report to Congress"; to the Committee on the Judiciary.

EC-57. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the second quarter of fiscal year 2010 quarterly report of the Department of Justice's Office of Privacy and Civil Liberties; to the Committee on the Judiciary.

EC-58. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law an annual report relative to military and overseas voters; to the Committee on the Judiciary.

EC-59. A communication from the Chair of the Board of Directors, Office of Compliance, transmitting, pursuant to Section 102(b) of the Congressional Accountability Act of 1995 (CAA) a report relative to recommendations for improvements to the Congressional Accountability Act; to the Committee on Rules and Administration.

EC-60. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Inseason Adjustments to Fishery Management Measures" (RIN0648-BA44) received during adjournment of the Senate in the Office of the President of the Senate on January 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-61. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Publicly Available Mass Market Encryption Software and Other Specified Publicly Available Encryption Software in Object Code" (RIN0694-AE82) received during adjournment of the Senate in the Office of the President of the Senate on

January 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-62. A communication from the Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Emergency Rule Extension, Pollock Catch Limit Revisions" (RIN0648-AW86) received during adjournment of the Senate in the Office of the President of the Senate on January 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-63. A communication from the Chairman, National Transportation Safety Board, transmitting, pursuant to law, a report relative to the Board's competitive sourcing efforts for fiscal year 2010; to the Committee on Commerce, Science, and Transportation.

EC-64. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Final Rule to Implement Addenda to 17 Fishing Year (FY) 2010 Sector Operations Plans and Contracts" (RIN0648-XX84) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-65. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Arkansas Waterway, Little Rock, AR" ((RIN1625-AA09)(Docket No. USCG-2010-0228)) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-66. A communication from the Secretary of Commerce, transmitting, pursuant to law, the Annual Report for Fiscal Year 2010 of the Department of Commerce's Bureau of Industry and Security; to the Committee on Commerce, Science, and Transportation.

EC-67. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "2-Propenoic Acid, Methyl Ester, Polymer with Ethenyl Acetate, Hydrolyzed, Sodium Salts; Tolerance Exemption" (FRL No. 8114-9) received during adjournment of the Senate in the Office of the President of the Senate on

January 13, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-68. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Asian Longhorned Beetle; Additions to Quarantined Areas in Massachusetts and New York" (Docket No. APHIS-2009-0014) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2010; to the Committee on Agriculture, Nutrition, and Forestry.

EC-69. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Pine Shoot Beetle; Additions to Quarantined Areas" (Docket No. APHIS-2008-0111) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-70. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Emerald Ash Borer; Quarantined Areas; Maryland, Michigan, Minnesota, Missouri, Pennsylvania, Virginia, West Virginia, and Wisconsin" (Docket No. APHIS-2008-0072) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-71. A communication from the Director, Office of Science and Technology, Executive Office of the President, transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Office of Science and Technology over a four-year period and involved multiple transactions; to the Committee on Appropriations.

EC-72. A communication from the Acting Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the Department's purchases from foreign entities for Fiscal Year 2010; to the Committee on Armed Services.

EC-73. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the M982 155mm Precision Guided Extended Range Artillery Projectile (Excalibur) program; to the Committee on Armed Services.

EC-74. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 10-141, of the proposed sale or export of

defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-75. A communication from the Deputy Secretary of Defense, transmitting, pursuant to law, a report relative to detainee movement (OSS Control No. 2011-0036); to the Committee on Armed Services.

EC-76. A communication from the Deputy Secretary of Defense, transmitting, pursuant to law, a report relative to the Joint Improvised Explosive Device Defeat Organization's Second Quarter Report for Calendar Year 2010 (OSS Control No. 2010-2137); to the Committee on Armed Services.

EC-77. A communication from the Assistant Secretary of Defense (Special Operations/Low-Intensity Conflict and Interdependent Capabilities), transmitting, pursuant to law, a report relative to counter-terrorism activities supported with counternarcotics funding for fiscal year 2010; to the Committee on Armed Services.

EC-78. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Fiduciary Duties at Federal Credit Unions; Mergers and Conversions of Insured Credit Unions" (RIN3133-AD40) received during adjournment of the Senate in the Office of the President of the Senate on January 1, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-79. A communication from the Chairman of the Federal Energy Regulatory Commission, transmitting, pursuant to law, a report relative to the status of all extensions granted by Congress regarding the requirements of Section 13 of the Federal Power Act; to the Committee on Energy and Natural Resources.

EC-80. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report relative to the acceptance of gifted land in Kern County, California that will complement the Bright Star Wilderness; to the Committee on Energy and Natural Resources.

EC-81. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "EPAAR Prescription and Solicitation Provision - - EPA Green Meetings and Conferences" (FRL No. 8297-8) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-82. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation,

Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Amendments to Existing Regulation Provisions Concerning Case-by-Case Reasonably Available Control Technology" (FRL No. 9251-8) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-83. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Adoption of 8-hour Ozone Standard and Related Reference Conditions, and Update of Appendices" (FRL No. 9251-9) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-84. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Mississippi: Prevention of Significant Deterioration; Nitrogen Oxides as a Precursor to Ozone; Correction" (FRL No. 9250-4) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-85. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Minnesota; Gopher Resource, LLC" (FRL No. 9250-8) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-86. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Determinations of Attainment by the Applicable Attainment Date for the Hayden, Nogales, Paul Spur/Douglas PM10 Nonattainment Areas, Arizona" (FRL No. 9250-1) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-87. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plan and Operating Permits Program; State of Missouri" (FRL No. 9248-6) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-88. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants From the Portland Cement Manufacturing Industry and Standards of Performance for Portland Cement Plants" (FRL No. 9253-4) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-89. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Action to Ensure Authority to Issue Permits under the Prevention of Significant Deterioration Program to Sources of Greenhouse Gas Emissions: Federal Implementation Plan for Jefferson County, Kentucky" (FRL No. 9253-3) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-90. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Action to Ensure Authority to Issue Permits under the Prevention of Significant Deterioration Program to Sources of Greenhouse Gas Emissions: Finding of Failure to Submit State Implementation Plan Revision Required of Louisville Metro Air Pollution Control District for Jefferson County, Kentucky" (FRL No. 9253-2) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-91. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants for Source Categories: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline

Facilities; and Gasoline Dispensing Facilities" (FRL No. 9253-7) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Environment and Public Works.

EC-92. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Modifications of Debt Instruments" (RIN1545-BJ30) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Finance.

EC-93. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Real Estate Investment Trust (REIT) Distressed Debt" (Rev. Proc. 2011-16) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Finance.

EC-94. A communication from the Director of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Amendments to Regulations Regarding Eligibility for a Medicare Prescription Drug Subsidy" (RIN0960-AH24) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Finance.

EC-95. A communication from the Program Manager, Center for Medicaid and Medicare Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Amendment to Payment Policies Under the Physician Fee Schedule and Other Revisions to Part B for Calendar Year 2011" (RIN0938-AP79) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2010; to the Committee on Finance.

EC-96. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Extension of Import Restrictions Imposed on Archaeological Material Originating in Italy and Representing the Pre-classical, Classical, and Imperial Roman Periods" (RIN1515-AD72) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Finance.

EC-97. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, (6) six reports relative to vacancies in the Department of State,

received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Foreign Relations.

EC-98. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services to Finland for the depot level maintenance and overhaul of F404-GE-402 gas turbine engines in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-99. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the elimination of the Danger Pay Allowance for Haiti; to the Committee on Foreign Relations.

EC-100. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, the semiannual report on the continued compliance of Azerbaijan, Kazakhstan, Moldova, the Russian Federation, Tajikistan, and Uzbekistan with the 1974 Trade Act's freedom of emigration provisions, as required under the Jackson-Vanik Amendment; to the Committee on Foreign Relations.

EC-101. A communication from the Administrator, Rural Business-Cooperative Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Biorefinery Assistance Guaranteed Loans" (RIN0570-AA73) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-102. A communication from the Administrator, Rural Business-Cooperative Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Advanced Biofuel Payment Program" (RIN0570-AA75) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-103. A communication from the Administrator, Rural Business-Cooperative Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Repowering Assistance Payments to Eligible Biorefineries" (RIN0570-AA74) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-104. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a

report on D.C. Act 18-564 "Randall School Disposition Restatement Temporary Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-105. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-565 "Office of Cable Television Property Acquisition and Special Purpose Revenue Reprogramming Temporary Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-106. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-566 "Automated Traffic Enforcement Fund Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-107. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-567 "University of the District of Columbia Board of Trustees Quorum and Contracting Reform Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-108. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-568 "Budget Support Act Clarification and Technical Amendment Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-109. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-594 "Expanding Access to Juvenile Records Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-110. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-595 "Pre-k Acceleration and Clarification Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-111. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-596 "University of the District of Columbia Board of Trustees Quorum and Contracting Reform Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-112. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-608 "Blood Donation Expansion Act of 2010"; to the Committee on

Homeland Security and Governmental Affairs.

EC-113. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-609 "Allen Chapel A.M.E. Senior Residential Rental Project Property Tax Exemption and Equitable Real Property Tax Relief Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-114. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-610 "Wildlife Protection Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-115. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-618 "Asbestos Statute of Limitations Clarification Temporary Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-116. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-619 "Second Prevention of Child Abuse and Neglect Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-117. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-620 "Streetscape Utility Line Report Temporary Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-118. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-621 "Mayor and Chairman of the Council Transition Temporary Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-119. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-622 "Special Election Reform Charter Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-120. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-623 "Residential Parking Protection Pilot Temporary Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-121. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-624 "Solar Collector Certification Temporary Amendment Act of

2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-122. A communication from the Chair of the Board of Directors, Office of Compliance, transmitting, pursuant to law, a report relative to the Veterans Employment Opportunities Act of 1998; to the Committee on Homeland Security and Governmental Affairs.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. REID (for himself, Mr. DURBIN, Mr. BROWN of Ohio, Mrs. GILLIBRAND, Mr. COONS, Mrs. BOXER, Mr. LAUTENBERG, Mr. BEGICH, Mrs. SHAHEEN, and Mr. AKAKA):

S. 1. A bill to strengthen the economic competitiveness of the United States; to the Committee on Finance.

By Mr. REID (for himself, Mr. DURBIN, Mrs. FEINSTEIN, Mr. BROWN of Ohio, Mr. KERRY, Mrs. GILLIBRAND, Mrs. BOXER, Mr. LAUTENBERG, and Mr. AKAKA):

S. 2. A bill to help middle class families succeed; to the Committee on Finance.

By Mr. REID (for himself, Mr. DURBIN, Mrs. FEINSTEIN, Mr. BROWN of Ohio, Mr. KERRY, Mr. BENNET, Mrs. GILLIBRAND, Mr. COONS, Mrs. BOXER, and Mrs. SHAHEEN):

S. 3. A bill to promote fiscal responsibility and control spending; to the Committee on Finance.

By Mr. REID (for himself, Mr. BINGAMAN, Mr. BROWN of Ohio, Mr. DURBIN, Mr. KERRY, Mr. BENNET, Mrs. GILLIBRAND, Mr. COONS, Mrs. BOXER, Mr. LAUTENBERG, Mrs. SHAHEEN, and Mr. AKAKA):

S. 4. A bill to make America the world's leader in clean energy; to the Committee on Finance.

By Mr. REID (for himself, Mr. DURBIN, Mr. WYDEN, Mr. BROWN of Ohio, Mr. BENNET, Mrs. GILLIBRAND, Mr. COONS, Mr. INOUE, Mrs. BOXER, Mr. LAUTENBERG, Mr. BEGICH, Mrs. SHAHEEN, and Mr. AKAKA):

S. 5. A bill to reform schools and give America's children the tools they need to succeed; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REID (for himself, Mr. DURBIN, Mr. LEAHY, Mrs. FEINSTEIN, Mr. BROWN of Ohio, Mr. KERRY, Mr. BENNET, Mrs. GILLIBRAND, Mrs. BOXER, and Mr. LAUTENBERG):

S. 6. A bill to reform America's broken immigration system; to the Committee on the Judiciary.

By Mr. REID (for himself, Mr. DURBIN, Mr. BROWN of Ohio, Mrs. GILLIBRAND, Mrs. BOXER, and Mr. LAUTENBERG):

S. 7. A bill to reform the Federal tax code; to the Committee on Finance.

By Mr. REID (for himself, Mr. DURBIN, Mr. BROWN of Ohio, Mr. BENNET, Mrs. GILLIBRAND, Mr. COONS, Mrs. BOXER, Mr. LAUTENBERG, Mr. BEGICH, and Mr. AKAKA):

S. 8. A bill to strengthen America's national security; to the Committee on Foreign Relations.

By Mr. REID (for himself, Mr. DURBIN, Mr. WYDEN, Mr. BROWN of Ohio, Mr. KERRY, Mr. BENNET, Mrs. GILLIBRAND, Mrs. BOXER, Mr. LAUTENBERG, Mr. BEGICH, and Mr. AKAKA):

S. 9. A bill to reform America's political system and eliminate gridlock that blocks progress; to the Committee on Rules and Administration.

By Mr. REID (for himself, Mr. DURBIN, Mr. BROWN of Ohio, Mr. KERRY, Mrs. GILLIBRAND, Mrs. BOXER, Mr. LAUTENBERG, Mr. BEGICH, and Mr. AKAKA):

S. 10. A bill to ensure equity for women and address rising pressures on American families; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. HUTCHISON (for herself, Mr. VITTER, Mr. ENSIGN, Mr. JOHANNES, and Mr. CORNYN):

S. 11. A bill to provide permanent tax relief from the marriage penalty; to the Committee on Finance.

By Mr. PORTMAN:

S. 12. A bill to amend the Internal Revenue Code of 1986 to provide additional tax relief for private sector job creation, and for other purposes; to the Committee on Finance.

By Mr. CHAMBLISS (for himself, Mr. ISAKSON, Mr. MORAN, Mr. BURR, Mr. COBURN, and Mr. DEMINT):

S. 13. A bill to promote freedom, fairness, and economic opportunity by repealing the income tax and other taxes, abolishing the Internal Revenue Service, and enacting a national sales tax to be administered primarily by the States; to the Committee on Finance.

By Mr. ENSIGN (for himself, Mr. CHAMBLISS, Mr. ISAKSON, Mr. THUNE, Mr. CRAPO, Mr. JOHANNES, Mr. ALEXANDER, and Mr. COBURN):

S. 14. A bill to establish a Commission on Congressional Budgetary Accountability and Review of Federal Agencies; to the Committee on Homeland Security and Governmental Affairs.

By Mr. VITTER:

S. 15. A bill to prohibit the regulation of carbon dioxide emissions in the United States until China, India, and Russia implement similar reductions; to the Committee on Environment and Public Works.

By Mr. VITTER:

S. 16. A bill to repeal the Patient Protection and Affordable Care Act; to the Committee on Finance.

By Mr. HATCH (for himself, Mr. BURR, Mr. COBURN, and Mr. CORNYN):

S. 17. A bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation; to the Committee on Finance.

By Mr. JOHANNES (for himself, Mr. MANCHIN, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BEGICH, Mr. BENNET, Mr. BLUNT, Mr. BOOZMAN, Mr. BROWN of Massachusetts, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Ms. COLLINS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. ENSIGN, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Ms. KLOBUCHAR, Mr. KYL, Mr. LEE, Mr. LUGAR, Mr. MCCAIN, Mr. MCCONNELL, Mr. MORAN, Ms. MURKOWSKI, Mr. NELSON of Nebraska, Mr. PORTMAN, Mr. RISCH, Mr. ROBERTS, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. UDALL of Colorado, Mr. WICKER, Ms. CANTWELL, Mr. SHELBY, Mr. VITTER, Mr. KIRK, Mr. SESSIONS, Mr. WARNER, Mr. PRYOR, Mr. HATCH, Mr. NELSON of Florida, Mr. TOOMEY, and Mrs. MCCASKILL):

S. 18. A bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations and for other purposes; to the Committee on Finance.

By Mr. HATCH (for himself, Mr. JOHANNES, Mr. WICKER, Mr. BARRASSO, Mr. RISCH, Mr. INHOFE, Mr. BURR, Mr. COBURN, Mr. KIRK, Mr. CRAPO, Mr. PORTMAN, Mr. CHAMBLISS, Mr. KYL, Mr. ENZI, Mrs. HUTCHISON, Mr. ROBERTS, Mr. CORNYN, Mr. COATS, Mr. BLUNT, Mr. MCCAIN, Mr. ISAKSON, Mr. CORKER, and Mr. ENSIGN):

S. 19. A bill to restore American's individual liberty by striking the Federal mandate to purchase insurance; to the Committee on Finance.

By Mr. HATCH (for himself, Mr. JOHANNES, Mr. WICKER, Mr. BARRASSO, Mr. RISCH, Mr. INHOFE,

Mr. BURR, Mr. COBURN, Mr. KIRK, Mr. CRAPO, Mr. PORTMAN, Mr. CHAMBLISS, Mr. KYL, Mr. ENZI, Mrs. HUTCHISON, Mr. ROBERTS, Mr. CORNYN, Mr. COATS, Mr. BLUNT, Mr. MCCAIN, Mr. ISAKSON, Mr. CORKER, and Mr. ALEXANDER):

S. 20. A bill to protect American job creation by striking the job-killing Federal employer mandate; to the Committee on Finance.

By Mr. REID (for himself, Mrs. FEINSTEIN, Mr. KERRY, Mr. LEAHY, Mr. LEVIN, Mr. LIEBERMAN, Mr. ROCKEFELLER, and Mr. BINGAMAN):

S. 21. A bill to secure the United States against cyber attack, to enhance American competitiveness and create jobs in the information technology industry, and to protect the identities and sensitive information of American citizens and businesses; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. GILLIBRAND:

S. 22. A bill to amend the Internal Revenue Code of 1986 to permanently extend and expand the additional standard deduction for real property taxes for nonitemizers; to the Committee on Finance.

By Mr. LEAHY (for himself, Mr. HATCH, Mr. GRASSLEY, Ms. KLOBUCHAR, Mr. SESSIONS, Mr. KYL, Mr. LIEBERMAN, and Mr. COONS):

S. 23. A bill to amend title 35, United States Code, to provide for patent reform; to the Committee on the Judiciary.

By Ms. CANTWELL (for herself, Mr. ENSIGN, Mrs. MURRAY, Mr. REID, Mr. ALEXANDER, and Mr. NELSON of Florida):

S. 24. A bill to amend the Internal Revenue Code of 1986 to permanently extend the election to deduct State and local sales taxes; to the Committee on Finance.

By Mrs. SHAHEEN (for herself, Mr. KIRK, and Mr. DURBIN):

S. 25. A bill to phase out the Federal sugar program, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. SHAHEEN:

S. 26. A bill to amend the Internal Revenue Code of 1986 to repeal the percentage depletion allowance for certain hardrock mines, and to use the resulting revenues from such repeal for deficit reduction; to the Committee on Finance.

By Mr. KOHL (for himself, Mr. GRASSLEY, Mr. DURBIN, Ms. COLLINS, Ms. KLOBUCHAR, Mr. FRANKEN, Mr. BROWN of Ohio, and Mr. SANDERS):

S. 27. A bill to prohibit brand name drug companies from compensating generic drug companies to delay the entry of a generic drug into the market; to the Committee on the Judiciary.

By Mr. ROCKEFELLER (for himself, Mr. LAUTENBERG, Mr. NELSON of Florida, Ms. KLOBUCHAR, Mr. CARDIN, and Mr. HARKIN):

S. 28. A bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. REID (for Mrs. FEINSTEIN (for herself and Mrs. BOXER)):

S. 29. A bill to establish the Sacramento-San Joaquin Delta National Heritage Area; to the Committee on Energy and Natural Resources.

By Ms. LANDRIEU (for herself, Mr. VITTER, Mr. COCHRAN, Mr. SHELBY, Mr. BAUCUS, and Mr. WICKER):

S. 30. A bill to amend the Internal Revenue code of 1986 to provide an additional year for the extension of the placed in service date for the low-income housing credit rules applicable to the GO Zone; to the Committee on Finance.

By Mr. FRANKEN:

S. 31. A bill to amend part D of title XVIII of the Social Security Act to authorize the Secretary of Health and Human Services to negotiate for lower prices for Medicare prescription drugs; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mrs. FEINSTEIN, Mr. MENENDEZ, Mrs. BOXER, Mr. KERRY, Mr. REED, Mr. LEVIN, Mr. FRANKEN, Mr. SCHUMER, and Mr. DURBIN):

S. 32. A bill to prohibit the transfer or possession of large capacity ammunition feeding devices, and for other purposes; to the Committee on the Judiciary.

By Mr. LIEBERMAN (for himself, Mr. SANDERS, Mr. REED, Mrs. BOXER, Mr. UDALL of Colorado, Mr. HARKIN, Mr. BENNET, Mr. KOHL, Mr. UDALL of New Mexico, Mr. CARDIN, Ms. CANTWELL, Mrs. MURRAY, Mr. WHITEHOUSE, Mr. LEAHY, Mrs. FEINSTEIN, Ms. KLOBUCHAR, Mr. KERRY, Mr. DURBIN, Mr. WYDEN, and Mr. LAUTENBERG):

S. 33. A bill to designate a portion of the Arctic National Wildlife Refuge as wilderness; to the Committee on Environment and Public Works.

By Mr. LAUTENBERG (for himself, Mr. MENENDEZ, Mrs. FEINSTEIN, Mr. WHITEHOUSE, Mr. REED, Mr. LEVIN, Mr. SCHUMER, Mr. DURBIN, and Mrs. BOXER):

S. 34. A bill to increase public safety by permitting the Attorney General to deny the transfer of firearms or the issuance of

firearms and explosives licenses to known or suspected dangerous terrorists; to the Committee on the Judiciary.

By Mr. LAUTENBERG (for himself, Mr. REED, Mr. MENENDEZ, Mr. KERRY, Mrs. FEINSTEIN, Mr. WHITEHOUSE, Mr. LEVIN, Mr. SCHUMER, Mr. DURBIN, Mrs. BOXER, and Mr. WYDEN):

S. 35. A bill to establish background check procedures for gun shows; to the Committee on the Judiciary.

By Mr. INOUE:

S. 36. A bill to amend title XIX of the Social Security Act to provide 100 percent reimbursement for medical assistance provided to a Native Hawaiian through a Federally-qualified health center or a Native Hawaiian health care system; to the Committee on Finance.

By Mr. INOUE:

S. 37. A bill to amend title XVIII of the Social Security Act to remove the restriction that a clinical psychologist or clinical social worker provide services in a comprehensive outpatient rehabilitation facility to a patient only under the care of a physician; to the Committee on Finance.

By Mr. INOUE:

S. 38. A bill to amend title XVIII of the Social Security Act to provide improved reimbursement for clinical social worker services under the Medicare program; to the Committee on Finance.

By Mr. INOUE:

S. 39. A bill to amend title VII of the Public Health Service Act to make certain graduate programs in professional psychology eligible to participate in various health professions loan programs; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INOUE:

S. 40. A bill to amend the Public Health Service Act to promote mental and behavioral health services for underserved populations; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INOUE:

S. 41. A bill to amend the Public Health Service Act to provide for the establishment of a National Office for Social Work Research; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INOUE:

S. 42. A bill to amend title VII of the Public Health Service Act to ensure that social work students or social work schools are eligible for support under certain programs that would assist individuals in pursuing health careers or for grants for training projects in geriatrics, and to establish a social work training program; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INOUE:

S. 43. A bill to amend title VII of the Public Health Service Act to establish a psychology post-doctoral fellowship program, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. KLOBUCHAR (for herself and Mr. BEGICH):

S. 44. A bill to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate covered part D drug prices on behalf of Medicare beneficiaries; to the Committee on Finance.

By Mr. WHITEHOUSE (for himself, Mr. LEAHY, Mr. SANDERS, Mrs. BOXER, Mr. DURBIN, Mr. BROWN of Ohio, and Mr. HARKIN):

S. 45. A bill to amend the Internal Revenue Code of 1986 to provide for the taxation of income of controlled foreign corporations attributable for imported property; to the Committee on Finance.

By Mr. INOUE (for himself, Mr. ROCKEFELLER, Mr. KERRY, Ms. SNOWE, and Mr. NELSON of Florida):

S. 46. A bill to reauthorize the Coral Reef Conservation Act of 2000, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. INOUE:

S. 47. A bill to amend chapter 81 of title 5, United States Code, to authorize the use of clinical social workers to conduct evaluations to determine work-related emotional and mental illnesses; to the Committee on Homeland Security and Governmental Affairs.

By Mr. INOUE (for himself, Mr. REED, and Mr. BEGICH):

S. 48. A bill to amend the Public Health Service Act to provide for the participation of pharmacists in National Health Services Corps programs, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KOHL (for himself, Mr. VITTER, Mr. LEAHY, Mr. HATCH, Ms. KLOBUCHAR, Mr. FRANKEN, and Mr. TESTER):

S. 49. A bill to amend the Federal antitrust laws to provide expanded coverage and to eliminate exemptions from such laws that are contrary to the public interest with respect to railroads; to the Committee on the Judiciary.

By Mr. INOUE (for himself, Ms. SNOWE, and Mr. VITTER):

S. 50. A bill to strengthen Federal consumer product safety programs and activities with respect to commercially-marketed seafood by directing the Secretary of Commerce to coordinate with the Federal Trade Commission and other appropriate Federal agencies to strengthen and coordinate those programs and activities; to the Committee on Commerce, Science, and Transportation.

By Mr. INOUE:

S. 51. A bill to amend the Public Health Service Act to provide health care practitioners in rural areas with training in preventive health care, including both physical and mental care, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INOUE (for himself, Mr. ROCKEFELLER, Mr. KERRY, Ms. SNOWE, and Ms. CANTWELL):

S. 52. A bill to establish uniform administrative and enforcement procedures and penalties for the enforcement of the High Seas Driftnet Fishing Moratorium Protection Act and similar statutes, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. INOUE (for himself and Mr. REED):

S. 53. A bill to express the sense of the Senate concerning the establishment of Doctor of Nursing Practice and Doctor of Pharmacy dual degree programs; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INOUE:

S. 54. A bill to implement demonstration projects at federally qualified community health centers to promote universal access to family centered, evidence-based behavior health interventions that prevent child maltreatment and promote family well-being by addressing parenting practices and skills for families from diverse socioeconomic, cultural, racial, ethnic, and other backgrounds, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INOUE:

S. 55. A bill to amend title XIX of the Social Security Act to provide for coverage of services provided by nursing school clinics under State Medicaid programs; to the Committee on Finance.

By Mr. INOUE:

S. 56. A bill to amend title XIX of the Social Security Act to improve access to advanced practice nurses and physician assistants under the Medicaid Program; to the Committee on Finance.

By Mr. INOUE:

S. 57. A bill to amend the Internal Revenue Code of 1986 to modify the application of the tonnage tax on certain vessels; to the Committee on Finance.

By Mr. INOUE:

S. 58. A bill to amend title XVIII of the Social Security Act to provide for patient protection by establishing safe nurse staffing levels at certain Medicare providers, and for other purposes; to the Committee on Finance.

By Mr. INOUE:

S. 59. A bill to treat certain hospital support organizations as qualified organizations for purposes of determining acquisition indebtedness; to the Committee on Finance.

By Mr. INOUE:

S. 60. A bill to provide relief to the Pottawatomi Nation in Canada for settlement of certain claims against the United States; to the Committee on the Judiciary.

By Mr. INOUE (for himself, Ms. MURKOWSKI, and Mr. BEGICH):

S. 61. A bill to establish a Native American Economic Advisory Council, and for other purposes; to the Committee on Indian Affairs.

By Mr. INOUE:

S. 62. A bill to amend the Federal Deposit Insurance Act to modify requirements relating to the location of bank branches on Indian reservations, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. INOUE:

S. 63. A bill to require the Secretary of the Army to determine the validity of the claims of certain Filipinos that they performed military service on behalf of the United States during World War II; to the Committee on Veterans' Affairs.

By Mr. INOUE:

S. 64. A bill to establish a fact-finding Commission to extend the study of a prior Commission to investigate and determine facts and circumstances surrounding the relocation, internment, and deportation to Axis countries of Latin Americans of Japanese descent from December 1941 through February 1948, and the impact of those actions by the United States, and to recommend appropriate remedies, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. INOUE:

S. 65. A bill to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians; to the Committee on Indian Affairs.

By Mr. INOUE:

S. 66. A bill to amend the Native Hawaiian Health Care Improvement Act to revise and extend that Act; to the Committee on Indian Affairs.

By Mr. INOUE:

S. 67. A bill to amend title 10, United States Code, to permit former members of the Armed Forces who have a service-connected disability rated as total to travel on military aircraft in the same manner and to the same extent as retired members of the Armed Forces are entitled to travel on such aircraft; to the Committee on Armed Services.

By Mr. INOUE:

S. 68. A bill to amend title 10, United States Code, to authorize certain disabled former prisoners of war to use Department of Defense commissary and exchange stores; to the Committee on Armed Services.

By Mr. TESTER:

S. 69. A bill to amend the Consumer Product Safety Improvement Act of 2008 to exclude secondary sales, repair services, and certain vehicles from the ban on lead in children's products, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. INOUE:

S. 70. A bill to restore the traditional day of observance of Memorial Day, and for other purposes; to the Committee on the Judiciary.

By Mr. INOUE:

S. 71. A bill to amend the Public Health Service Act to provide for health data regarding Native Hawaiians and other Pacific Islanders; to the Committee on Indian Affairs.

By Mr. BAUCUS (for himself, Mr. REID, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BEGICH, Mr. CARDIN, Ms. LANDRIEU, Mr. NELSON of Nebraska, Ms. STABENOW, Mr. SCHUMER, Ms. KLOBUCHAR, Mrs. SHAHEEN, Mr. MENENDEZ, Mr. ROCKEFELLER, Ms. CANTWELL, Mr. MANCHIN, Mr. COONS, and Mr. FRANKEN):

S. 72. A bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes; to the Committee on Finance.

By Mr. SANDERS (for himself and Mr. LEAHY):

S. 73. A bill to provide for an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act, and for other purposes; to the Committee on Finance.

By Ms. CANTWELL (for herself and Mr. FRANKEN):

S. 74. A bill to preserve the free and open nature of the Internet, expand the benefits of broadband, and promote universally available and affordable broadband service; to the Committee on Commerce, Science, and Transportation.

By Mr. KOHL (for himself, Mrs. FEINSTEIN, Mr. DURBIN, Mr. WHITEHOUSE, Ms. KLOBUCHAR, Mr. FRANKEN, and Mr. WYDEN):

S. 75. A bill to restore the rule that agreements between manufacturers and retailers, distributors, or wholesalers to set the minimum price below which the manufacturer's product or service cannot be sold violates the Sherman Act; to the Committee on the Judiciary.

By Mrs. BOXER (for herself and Mr. CRAPO):

S. 76. A bill to direct the Administrator of the Environmental Protection Agency to investigate and address cancer and disease clusters, including in infants and children; to the Committee on Environment and Public Works.

By Mrs. BOXER:

S. 77. A bill to amend the Clean Air Act to reduce pollution and lower costs for building owners; to the Committee on Environment and Public Works.

By Mrs. BOXER:

S. 78. A bill to amend the Safe Drinking Water Act to protect the health of pregnant women, fetuses, infants, and children by requiring a health advisory and drinking water standard for perchlorate; to the Committee on Environment and Public Works.

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S. 79. A bill to amend the Safe Drinking Water Act to protect the health of vulnerable individuals, including pregnant women, infants, and children, by requiring a health advisory and drinking water standard for hexavalent chromium; to the Committee on Environment and Public Works.

By Mrs. HUTCHISON (for herself, Mr. BEGICH, Mr. BARRASSO, Mr. CORNYN, Mr. ALEXANDER, Mr. ENZI, and Mr. THUNE):

S. 80. A bill to provide a permanent deduction for State and local general sales taxes; to the Committee on Finance.

By Mr. ISAKSON (for himself, Mr. NELSON of Nebraska, Mr. JOHANNIS, Mr. BURR, Mr. WICKER, Mr. BARRASSO, Mr. LEE, Ms. COLLINS, Mr. ENZI, Mr. JOHNSON of Wisconsin, Mr. PAUL, Mr. CRAPO, Mr. THUNE, Mr. BROWN of Massachusetts, and Mr. GRAHAM):

S. 81. A bill to direct unused appropriations for Senate Official Personnel and Office Expense Accounts to be deposited in the Treasury and used for deficit reduction or to reduce the Federal debt; to the Committee on Rules and Administration.

By Mr. JOHANNIS (for himself, Ms. KLOBUCHAR, Mrs. HUTCHISON, Mr. BURR, Mr. CASEY, and Mr. THUNE):

S. 82. A bill to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance programs, to repeal the sunset of the Patient Protection and Affordable Care Act with respect to increased dollar limitations for such credit and programs, and to allow the adoption credit to be claimed in the year expenses are incurred, regardless of when the adoption becomes final; to the Committee on Finance.

By Mr. VITTER:

S. 83. A bill to amend title IV of the Social Security Act to require States to implement a drug testing program for applicants for and recipients of assistance under the Temporary Assistance for Needy Families (TANF) program; to the Committee on Finance.

By Mr. VITTER (for himself and Mr. COCHRAN):

S. 84. A bill to amend the Internal Revenue Code of 1986 to allow refunds of Federal motor fuel excise taxes on fuels used in mobile mammography vehicles; to the Committee on Finance.

By Mr. JOHANNIS:

S. 85. A bill to amend the Internal Revenue Code of 1986 to reduce the maximum rate of tax on the income of corporations to 20 percent; to the Committee on Finance.

By Mr. VITTER:

S. 86. A bill to close the loophole that allowed the 9/11 hijackers to obtain credit cards from United States banks that financed their terrorist activities, to ensure that illegal immigrants cannot obtain credit cards to evade United States immigration laws, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. ROBERTS (for himself and Mr. MORAN):

S. 87. A bill to authorize and request the President to award the Medal of Honor posthumously to Captain Emil Kapaun of the United States Army for acts of valor during the Korean War; to the Committee on Armed Services.

By Mr. VITTER:

S. 88. A bill to amend the Internal Revenue Code of 1986 to provide a Federal income tax credit for certain stem cell research expenditures; to the Committee on Finance.

By Mr. VITTER (for himself, Mr. BURR, Mr. ISAKSON, Mr. WICKER, and Mr. INHOFE):

S. 89. A bill to repeal the imposition of withholding on certain payments made to vendors by government entities; to the Committee on Finance.

By Mr. CRAPO (for himself and Ms. KLOBUCHAR):

S. 90. A bill to establish the Military Family-Friendly Employer Award for employers that have developed and implemented workplace flexibility policies to assist the working spouses and caregivers of service members, and returning service members, in addressing family and home needs during deployments; to the Committee on Armed Services.

By Mr. WICKER (for himself, Mr. INHOFE, Mr. ENZI, Mr. BURR, Mr. VITTER, Mr. COBURN, Mr. THUNE, Mr. RISCH, Mr. COATS, Mr. BLUNT, Mr. MORAN, Mr. BOOZMAN, and Mr. PAUL):

S. 91. A bill to implement equal protection under the 14th article of amendment to the Constitution for the right to life of each born and unborn human person; to the Committee on the Judiciary.

By Mr. VITTER:

S. 92. A bill to amend the public charter school provisions of the Elementary and Secondary Education Act of 1965, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. VITTER:

S. 93. A bill to amend the Internal Revenue Code of 1986 to allow expenses relating to all home schools to be qualified education expenses for purposes of a Coverdell education savings account; to the Committee on Finance.

By Mr. VITTER:

S. 94. A bill to amend the Internal Revenue Code of 1986 to provide a tax deduction for itemizers and nonitemizers for expenses relating to home schooling; to the Committee on Finance.

By Mr. VITTER:

S. 95. A bill to amend title II of the Social Security Act to provide that wages earned and self-employment income derived by individuals while such individuals were not citizens or nationals of the United States and were illegally in the United States shall not be credited for coverage under the old-age, survivors, and disability insurance program under such title; to the Committee on Finance.

By Mr. VITTER (for himself, Mr. WICKER, Mr. ENZI, Mr. INHOFE, and Mr. JOHANNIS):

S. 96. A bill to amend title X of the Public Health Service Act to prohibit family planning grants from being awarded to any entity that performs abortions; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REID (for Mrs. FEINSTEIN (for herself and Mrs. BOXER)):

S. 97. A bill to amend the Federal Water Pollution Control Act to establish a grant program to support the restoration of San Francisco Bay; to the Committee on Environment and Public Works.

By Mr. PORTMAN (for himself and Mr. LIEBERMAN):

S. 98. A bill to renew trade promotion authority, and for other purposes; to the Committee on Finance.

By Mr. BINGAMAN (for himself and Ms. MURKOWSKI):

S. 99. A bill to promote the production of molybdenum-99 in the United States for medical isotope production, and to condition and phase out the export of highly enriched uranium for the production of medical isotopes; to the Committee on Energy and Natural Resources.

By Mr. ENSIGN:

S. 100. A bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit; to the Committee on Finance.

By Mr. ENSIGN:

S. 101. A bill to amend the Internal Revenue Code of 1986 to improve the operation of employee stock ownership plans, and for other purposes; to the Committee on Finance.

By Mr. MCCAIN (for himself, Mr. CARPER, Mr. PORTMAN, Mr. UDALL

of Colorado, Mr. COATS, Mr. BENNET, Mr. ENZI, Mrs. MCCASKILL, Mr. CRAPO, Ms. KLOBUCHAR, Mr. BROWN of Massachusetts, Mr. JOHANNIS, Mr. ENSIGN, Mr. MORAN, Mr. WHITEHOUSE, Mr. COBURN, Mr. CARDIN, Mr. BEGICH, Mr. RISCH, Mr. LIEBERMAN, Mr. WARNER, Mr. THUNE, and Mrs. GILLIBRAND):

S. 102. A bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes; to the Committee on the Budget.

By Mr. VITTER:

S. 103. A bill to amend part B of the individuals with Disabilities Education Act to provide full Federal funding of such part; to the Committee on Health, Education, Labor, and Pensions.

By Mr. JOHANNIS (for himself, Mr. SCHUMER, Mr. GRASSLEY, Mr. CRAPO, Mr. RISCH, Mr. COBURN, Mrs. GILLIBRAND, Mr. MORAN, Ms. KLOBUCHAR, and Mr. FRANKEN):

S. 104. A bill to require the Administrator of the Environmental Protection Agency to finalize a proposed rule to amend the spill prevention, control, and countermeasure rule to tailor and streamline the requirements for the dairy industry, and for other purposes; to the Committee on Environment and Public Works.

By Mr. ENSIGN:

S. 105. A bill to provide for preferential duty treatment to certain apparel articles of the Philippines; to the Committee on Finance.

By Mr. ENSIGN:

S. 106. A bill to amend the Internal Revenue Code of 1986 to repeal the excise tax on telephone and other communications services; to the Committee on Finance.

By Mr. ENSIGN:

S. 107. A bill to amend the Internal Revenue Code of 1986 to treat income earned by mutual funds from exchange-traded funds holding precious metal bullion as qualifying income; to the Committee on Finance.

By Mr. ENSIGN:

S. 108. A bill to amend the Harmonized Tariff Schedule of the United States to modify the tariffs on certain footwear, and for other purposes; to the Committee on Finance.

By Mr. ENSIGN:

S. 109. A bill to amend the Atomic Energy Act of 1954 to require congressional approval of agreements for peaceful nuclear cooperation with foreign countries, and for other purposes; to the Committee on Finance.

By Mr. ENSIGN:

S. 110. A bill to amend the Internal Revenue Code of 1986 to promote charitable donations of qualified vehicles; to the Committee on Finance.

By Mr. ENSIGN:

S. 111. A bill to amend the Help America Vote Act of 2002 to require new voting systems to provide a voter-verified

permanent record, to develop better accessible voting machines for individuals with disabilities, and for other purposes; to the Committee on Rules and Administration.

By Ms. COLLINS (for herself, Mr. LEAHY, and Ms. SNOWE):

S. 112. A bill to authorize the application of State law with respect to vehicle weight limitations on the Interstate Highway System in the States of Maine and Vermont; to the Committee on Environment and Public Works.

By Mrs. HUTCHISON:

S. 113. A bill to amend title II of the Social Security Act to repeal the windfall elimination provision and protect the retirement of public servants; to the Committee on Finance.

By Mrs. HUTCHISON:

S. 114. A bill to authorize the Secretary of the Interior to enter into a cooperative agreement for a park headquarters at San Antonio Missions National Historical Park, to expand the boundary of the Park, to conduct a study of potential land acquisitions, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. VITTER:

S. 115. A bill to amend the Migratory Bird Treaty Act to authorize hunting under certain circumstances; to the Committee on Environment and Public Works.

By Mr. VITTER (for himself and Mr. BARRASSO):

S. 116. A bill to provide for the establishment, on-going validation, and utilization of an official set of data on the historical temperature record, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. VITTER:

S. 117. A bill to authorize the Moving to Work Charter program to enable public housing agencies to improve the effectiveness of Federal housing assistance, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. VITTER:

S. 118. A bill to amend title II of the Social Security Act to allow workers who attain age 65 after 1981 and before 1992 to choose either lump sum payments over four years totaling \$5,000 or an improved benefit computation formula under a new 10-year rule governing the transition to the changes in benefit computation rules enacted in the Social Security Amendments of 1977, and for other purposes; to the Committee on Finance.

By Mr. VITTER:

S. 119. A bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects; to the Committee on Homeland Security and Governmental Affairs.

By Mr. VITTER:

S. 120. A bill to direct the General Accountability Office to conduct a full audit of hurricane protection funding and cost estimates associated with post-Katrina hurricane protection; to the Committee on Homeland Security and Governmental Affairs.

By Mr. VITTER:

S. 121. A bill to impose admitting privilege requirements with respect to physicians who perform abortions; to the Committee on Health, Education, Labor, and Pensions.

By Mr. VITTER:

S. 122. A bill to provide for congressional approval of national monuments and restrictions on the use of national monuments; to the Committee on Energy and Natural Resources.

By Mr. VITTER:

S. 123. A bill to establish a procedure to safeguard the Social Security Trust Funds; to the Committee on the Budget.

By Mr. VITTER:

S. 124. A bill to require all public school employees and those employed in connection with a public school to receive FBI background checks prior to being hired, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. VITTER:

S. 125. A bill to ensure efficiency and fairness in the awarding of Federal contracts in connection with natural disaster reconstruction efforts; to the Committee on Homeland Security and Governmental Affairs.

By Mr. VITTER:

S. 126. A bill to reduce the amount of financial assistance provided to the Government of Mexico in response to the illegal border crossings from Mexico into the United States, which serve to dissipate the political discontent with the higher unemployment rate within Mexico; to the Committee on Rules and Administration.

By Mrs. HUTCHISON:

S. 127. A bill to establish the Buffalo Bayou National Heritage Area in the State of Texas, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. VITTER:

S. 128. A bill to amend title 44 of the United States Code, to provide for the suspension of fines under certain circumstances for first-time paperwork violations by small business concerns; to the Committee on Homeland Security and Governmental Affairs.

By Mr. VITTER:

S. 129. A bill to provide for full and open competition for Federal contracts related to natural disaster reconstruction efforts; to the Committee on Homeland Security and Governmental Affairs.

By Mr. VITTER:

S. 130. A bill to prohibit authorized committees and leadership PACs from

employing the spouse or immediate family members of any candidate or Federal office holder connected to the committee; to the Committee on Rules and Administration.

By Mr. ENSIGN:

S. 131. A bill to prohibit the use of stimulus funds for signage indicating that a project is being carried out using those funds; to the Committee on Environment and Public Works.

By Mr. LEAHY:

S. 132. A bill to establish an Office of Forensic Science and a Forensic Science Board, to strengthen and promote confidence in the criminal justice system by ensuring consistency and scientific validity in forensic testing, and for other purposes; to the Committee on the Judiciary.

By Mrs. MCCASKILL (for herself, Mr. MCCAIN, Mr. WEBB, Mr. BENNET, Mrs. MURRAY, Mr. BROWN of Ohio, Mr. CASEY, Mr. WHITEHOUSE, Mrs. GILLIBRAND, Mr. AKAKA, Ms. STABENOW, Mr. ROCKEFELLER, and Mr. TESTER):

S. 133. A bill to repeal the provision of law that provides automatic pay adjustments for Members of Congress; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 134. A bill to authorize the Mescalero Apache Tribe to lease adjudicated water rights; to the Committee on Indian Affairs.

By Mr. ENSIGN:

S. 135. A bill to make the moratorium on Internet access taxes and multiple and discriminatory taxes on electronic commerce permanent; to the Committee on Finance.

By Mr. REID (for Mrs. FEINSTEIN (for herself, Mr. SCHUMER, Mr. KERRY, Mr. SANDERS, and Mr. FRANKEN)):

S. 136. A bill to establish requirements with respect to bisphenol A; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REID (for Mrs. FEINSTEIN (for herself, Mr. INOUE, Mrs. BOXER, Mr. SANDERS, Mr. WHITEHOUSE, Mr. CASEY, and Mr. LAUTENBERG)):

S. 137. A bill to amend the Public Health Service Act to provide protections for consumers against excessive, unjustified, or unfairly discriminatory increases in premium rates; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REID (for Mrs. FEINSTEIN):

S. 138. A bill to provide for conservation, enhanced recreation opportunities, and development of renewable energy in the California Desert Conservation Area, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BAUCUS (for himself, Mr. GRASSLEY, Mr. LEVIN, Mr. BINGAMAN, Mr. WYDEN, Mr. CONRAD, Mr. ENZI, and Mr. KERRY):

S. 139. A bill to provide that certain tax planning strategies are not patentable, and for other purposes; to the Committee on the Judiciary.

By Mr. LEVIN (for himself and Ms. STABENOW):

S. 140. A bill to designate as wilderness certain land and inland water within the Sleeping Bear Dunes National Lakeshore in the State of Michigan, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. VITTER:

S. 141. A bill to amend the Internal Revenue Code of 1986 to expand the Coverdell education savings accounts to allow home school education expenses, and for other purposes; to the Committee on Finance.

By Mr. GRASSLEY (for himself and Mr. HARKIN):

S. 142. A bill to direct the Secretary of Agriculture to convey certain federally owned land located in Story County, Iowa; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. HUTCHISON (for herself and Mr. CARDIN):

S. 143. A bill to amend the Internal Revenue Code of 1986 to clarify the treatment of church pension plans, and for other purposes; to the Committee on Finance.

By Mr. ENSIGN:

S. 144. A bill to prohibit the further extension or establishment of national monuments in Nevada except by express authorization of Congress; to the Committee on Energy and Natural Resources.

By Mr. KOHL:

S. 145. A bill to promote labor force participation of older Americans with the goals of increasing retirement security, reducing the projected shortage of experienced workers, maintaining future economic growth, and improving the Nation's fiscal outlook; to the Committee on Finance.

By Mr. BAUCUS (for himself, Mr. TESTER, Mr. GRASSLEY, and Mr. BURR):

S. 146. A bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans; to the Committee on Finance.

By Mr. KIRK (for himself and Mr. DURBIN):

S. 147. A bill to amend the Federal Water Pollution Control Act to establish a deadline for restricting sewage dumping into the Great Lakes and to fund programs and activities for improving wastewater discharges into the

Great Lakes; to the Committee on Environment and Public Works.

By Mr. VITTER (for himself, Mr. GRASSLEY, Mr. ENSIGN, Mr. BURR, Mr. JOHANNES, and Mr. ENZI):

S. 148. A bill to repeal the provision of law that provides automatic pay adjustments for Members of Congress; to the Committee on Homeland Security and Governmental Affairs.

By Mr. REID (for Mrs. FEINSTEIN):

S. 149. A bill to extend the expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005, the Intelligence Reform and Terrorism Prevention Act of 2004, and the FISA Amendments Act of 2008 until December 31, 2013, and for other purposes; to the Committee on the Judiciary.

By Mr. KOHL:

S. 150. A bill to promote labor force participation of older Americans, with the goals of increasing retirement security, reducing the projected shortage of experienced workers, maintaining future economic growth, and improving the Nation's fiscal outlook; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. HUTCHISON (for herself and Mr. CORNYN):

S. 151. A bill to eliminate certain provisions relating to Texas and the Education Jobs Fund; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LUGAR:

S. 152. A bill to amend title 49, United States Code, to ensure the availability of dual fueled automobiles and light duty trucks, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. ROCKEFELLER (for himself, Mr. HARKIN, Mrs. MURRAY, and Mr. MANCHIN):

S. 153. A bill to improve compliance with mine and occupational safety and health laws, empower workers to raise safety concerns, prevent future mine and other workplace tragedies, establish rights of families of victims of workplace accidents, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KOHL (for himself and Mr. BROWN of Ohio):

S. 154. A bill to authorize the Secretary of Education to make grants to support early college high schools and other dual enrollment programs; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KOHL:

S. 155. A bill to amend the Internal Revenue Code of 1986 to provide an enhanced credit for research and development by companies that manufacture products in the United States; to the Committee on Finance.

By Mr. KOHL (for himself, Mr. CORKER, Mr. ALEXANDER, and Mr. PRYOR):

S. 156. A bill to amend the Energy Policy and Conservation Act to provide a uniform efficiency descriptor for covered water heaters; to the Committee on Energy and Natural Resources.

By Mr. KOHL:

S. 157. A bill to amend the Internal Revenue Code of 1986 to provide an investment credit for solar light pipe property, and for other purposes; to the Committee on Finance.

By Mr. ROCKEFELLER (for himself and Mrs. HUTCHISON):

S. 158. A bill to reauthorize the Surface Transportation Board, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. KOHL (for himself, Mr. WYDEN, and Ms. KLOBUCHAR):

S. 159. A bill to improve consumer protections for purchasers of long-term care insurance, and for other purposes; to the Committee on Finance.

By Mrs. BOXER (for herself and Mrs. GILLIBRAND):

S. 160. A bill to amend the Internal Revenue Code of 1986 to increase the credit for employers establishing workplace child care facilities, to increase the child care credit to encourage greater use of quality child care services, to provide incentives for students to earn child care-related degrees and to work in child care facilities, and to increase the exclusion for employer-provided dependent care assistance; to the Committee on Finance.

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S. 161. A bill to establish Pinnacles National Park in the State of California as a unit of the National Park System, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. PAUL:

S. 162. A bill to cut \$500,000,000,000 in spending in fiscal year 2011; read the first time.

By Mr. TOOMEY (for himself, Mr. BLUNT, Mr. LEE, Mr. DEMINT, Mr. BARRASSO, Mr. JOHANNES, Mr. ISAKSON, Mr. KIRK, Mr. ENZI, Mr. VITTER, Mr. INHOFE, Mr. JOHNSON of Wisconsin, Mr. PAUL, Mr. ENSIGN, Mr. COBURN, Mr. CHAMBLISS, and Mr. RUBIO):

S. 163. A bill to require that the Government prioritize all obligations on the debt held by the public in the event that the debt limit is reached; read the first time.

By Mr. BROWN of Massachusetts (for himself and Ms. SNOWE):

S. 164. A bill to repeal the imposition of withholding on certain payments made to vendors by government entities; to the Committee on Finance.

By Mr. VITTER (for himself, Mr. COBURN, Mr. ENZI, and Mr. COATS):

S. 165. A bill to amend the Public Health Services Act to prohibit certain abortion-related discrimination in governmental activities; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LUGAR (for himself and Mr. LEAHY):

S. 166. A bill to amend the Internal Revenue Code of 1986 to permanently extend and expand the charitable deduction for contributions of food inventory; to the Committee on Finance.

By Mr. ENSIGN (for himself, Mr. MCCONNELL, Mr. NELSON of Nebraska, Mr. GRASSLEY, Mr. SHELBY, Mr. BURR, Mr. WICKER, Mr. THUNE, Mr. ROBERTS, Mr. CORNYN, Mr. VITTER, and Mr. GRAHAM):

S. 167. A bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions; to the Committee on the Judiciary.

By Mr. VITTER (for himself, Mr. MCCAIN, and Mr. HATCH):

S. 168. A bill to amend the Help America Vote Act of 2002 to establish standards for the distribution of voter registration application forms and to require organizations to register with the State prior to the distribution of such forms; to the Committee on Rules and Administration.

By Mr. VITTER (for himself, Mr. GRASSLEY, and Mr. COBURN):

S. 169. A bill to prohibit appropriated funds from being used in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996; to the Committee on the Judiciary.

By Mrs. BOXER:

S. 170. A bill to provide for the affordable refinancing of mortgages held by Fannie Mae and Freddie Mac; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. BOXER (for herself, Ms. CANTWELL, Mrs. MURRAY, Mrs. FEINSTEIN, Mr. WYDEN, and Mr. MERKLEY):

S. 171. A bill to amend the Outer Continental Shelf Lands Act to permanently prohibit the conduct of offshore drilling on the Outer Continental Shelf off the coast of California, Oregon, and Washington; to the Committee on Energy and Natural Resources.

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S. 172. A bill to amend the National Trails System Act to provide for the study of the Western States Trail; to the Committee on Energy and Natural Resources.

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S. 173. A bill to establish the Sacramento River National Recreation Area in the State

of California; to the Committee on Energy and Natural Resources.

By Mr. HARKIN:

S. 174. A bill to improve the health of Americans and reduce health care costs by reorienting the Nation's health care system toward prevention, wellness, and health promotion; to the Committee on Finance.

By Mrs. BOXER:

S. 175. A bill to provide enhanced Federal enforcement and assistance in preventing and prosecuting crimes of violence against children; to the Committee on the Judiciary.

By Mrs. BOXER:

S. 176. A bill to establish minimum standards for States that allow the carrying of concealed firearms; to the Committee on the Judiciary.

By Mrs. BOXER:

S. 177. A bill to authorize the Secretary of the Interior to acquire the Gold Hill Ranch in Coloma, California; to the Committee on Energy and Natural Resources.

By Mr. DEMINT:

S. 178. A bill to reduce Federal spending by \$2.5 trillion through fiscal year 2021; to the Committee on Finance.

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S. 179. A bill to expand the boundaries of the Gulf of the Farallones National Marine Sanctuary and the Cordell Bank National Marine Sanctuary, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. ENSIGN:

S. 180. A bill to require a 50-hour workweek for Federal prison inmates, to reform inmate work programs, and for other purposes; to the Committee on the Judiciary.

By Mr. ENSIGN (for himself, Mr. BURR, Mr. ENZI, Mr. BARRASSO, Mr. ROBERTS, and Mr. CORNYN):

S. 181. A bill to amend title II of the Social Security Act to preserve and protect Social Security benefits of American workers and to help ensure greater congressional oversight of the Social Security system by requiring that both Houses of Congress approve a totalization agreement before the agreement, giving foreign workers Social Security benefits, can go into effect; to the Committee on Finance.

By Mr. VITTER:

S. 182. A bill to prohibit the Federal Government from awarding contracts, grants, or other agreements to, providing any other Federal funds to, or engaging in activities that promote the Association of community Organizations for Reform Now and its shell companies which have been given new names; to the Committee on Homeland Security and Governmental Affairs.

By Mr. ROCKEFELLER (for himself, Mr. SCHUMER, and Mr. WHITEHOUSE):

S. 183. A bill to clarify the applicability of certain maritime laws with respect to the blowout and explosion of the mobile offshore drilling unit Deepwater Horizon; to the Committee on Commerce, Science, and Transportation.

By Mr. ENSIGN:

S. 184. A bill to prohibit taxpayer bailouts of fiscally irresponsible State and local governments; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. BOXER (for herself, Mr. BURR, Mr. CARDIN, and Mr. BROWN of Massachusetts):

S. 185. A bill to provide United States assistance for the purpose of eradicating severe forms of trafficking in children in eligible countries through the implementation of Child Protection Compacts, and for other purposes; to the Committee on Foreign Relations.

By Mrs. BOXER (for herself, Mr. DURBIN, Mrs. GILLIBRAND, and Mr. BROWN of Ohio):

S. 186. A bill to provide for the safe and responsible redeployment of United States combat forces from Afghanistan; to the Committee on Foreign Relations.

By Mr. HARKIN (for himself, Mr. JOHNSON of South Dakota, Ms. KLOBUCHAR, and Mr. FRANKEN):

S. 187. A bill to provide for the expansion of the biofuels market; to the Committee on Energy and Natural Resources.

By Mr. VITTER:

S.J. Res. 1. A joint resolution proposing an amendment to the Constitution of the United States relative to limiting the number of terms that a Member of Congress may serve; to the Committee on the Judiciary.

By Mr. VITTER (for himself and Mr. PAUL):

S.J. Res. 2. A joint resolution proposing an amendment to the Constitution of the United States relating to United States citizenship; to the Committee on the Judiciary.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MCCAIN (for himself, Mr. KYL, Mr. REID, Mr. MCCONNELL, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS,

Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN):

S. Res. 14. A resolution honoring the victims and heroes of the shooting on January 8, 2011 in Tucson, Arizona; ordered held at the desk.

By Mr. INOUE (for himself and Mr. COCHRAN):

S. Res. 15. A resolution designating the week of August 1 through August 7, 2011, as "National Convenient Care Clinic Week", and supporting the goals and ideals of raising awareness of the need for accessible and cost-effective health care options to complement the traditional health care model; to the Committee on the Judiciary.

By Mr. ENSIGN (for himself, Mr. BURR, Mr. ENZI, Mr. VITTER, Mr. CRAPO, Mr. ISAKSON, Mr. JOHANNES, Mr. COBURN, and Mr. THUNE):

S. Res. 16. A resolution to require that all legislative matters be available and fully scored by CBO 72 hours before consideration by any subcommittee or committee of the Senate or on the floor of the Senate; to the Committee on Rules and Administration.

By Mr. INOUE:

S. Res. 17. A resolution designating the month of November 2011 as "National Military Family Month"; to the Committee on the Judiciary.

By Mr. VITTER:

S. Res. 18. A resolution expressing support for prayer at school board meetings; to the Committee on Health, Education, Labor, and Pensions

By Mr. ENSIGN:

S. Res. 19. A resolution to require that a descriptive summary of each provision of any legislative matter be available 72 hours before consideration by any subcommittee or committee of the Senate or on the floor of the Senate; to the Committee on Rules and Administration.

By Mr. JOHANNES (for himself, Mr. GRASSLEY, Mrs. HUTCHISON, Mr. ROBERTS, Mr. BOOZMAN, Mr. CORNYN, Mr. PORTMAN, Mr. INHOFE, Mr. ENZI, Mr. LUGAR, Mr. WICKER, and Mr. CHAMBLISS):

S. Res. 20. A resolution expressing the sense of the Senate that the United States should immediately approve the United States-Korea Free Trade Agreement, the United States-Colombia Trade Promotion Agreement, and the United States-Panama Trade Promotion Agreement; to the Committee on Finance.

By Mr. MERKLEY (for himself and Mr. UDALL of New Mexico):

S. Res. 21. A resolution to amend the Standing Rules of the Senate to provide procedures for extended debate; submitted and read.

By Mr. MENENDEZ (for himself, Mr. DURBIN, Mr. WHITEHOUSE, Mr. WICKER, Mr. CARDIN, Mr. INHOFE, Mr. LAUTENBERG, Mr. LEVIN, Mr. CASEY, Mr. JOHNSON of South Dakota, Mrs. BOXER, and Mr. KYL):

S. Res. 22. A resolution condemning the New Year's Day attack on the Coptic Christian community in Alexandria, Egypt and urging the Government of Egypt to fully investigate and prosecute the perpetrators of this heinous act; to the Committee on Foreign Relations.

By Mr. INHOFE (for himself and Mr. MCCAIN):

S. Res. 23. A resolution to prohibit unauthorized earmarks; to the Committee on Rules and Administration.

By Mr. MERKLEY (for himself and Mr. UDALL of New Mexico):

S. Res. 24. A resolution to propose a standing order to govern extended debate; submitted and read.

By Mrs. BOXER:

S. Res. 25. A resolution expressing the sense of the Senate that comprehensive tax reform legislation should include incentives for companies to repatriate foreign earnings for the purpose of creating new jobs; to the Committee on Finance.

By Mr. HARKIN (for himself and Mr. GRASSLEY):

S. Con. Res. 3. A concurrent resolution honoring the service and sacrifice of Staff Sergeant Salvatore Giunta, a native of Hiawatha, Iowa, and the first living recipient of the Medal of Honor since the Vietnam War; considered and agreed to.

ADDITIONAL COSPONSORS SENATE RESOLUTION 11

At the request of Mr. WYDEN, the names of the Senator from Oklahoma [Mr. INHOFE], the Senator from Nebraska [Mr. JOHANNES] and the Senator from Montana [Mr. TESTER] were added as cosponsors of Senate Resolution 11, a resolution to establish as a standing order of the Senate that a Senator publicly disclose a notice of intent to object to any measure or matter.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:03 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 2. An act to repeal the job-killing health care law and health care-related provisions in the Health Care and Education Reconciliation Act of 2010.

H.R. 292. An act to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

The message also announced that the House has agreed to the following concurrent resolutions, in which it requests the concurrence of the Senate:

H. Con. Res. 1. Concurrent resolution regarding consent to assemble outside the seat of government.

H. Con. Res. 10. Concurrent resolution providing for a joint session of Congress to receive a message from the President.

The message further announced that pursuant to 2 U.S.C. 2001, and the order of the Senate of January 5, 2011, the Speaker appointed the following Members to the House Office Building Commission to serve with himself: Mr. CANTOR of Virginia and Ms. PELOSI of California.

At 2:16 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 366. An act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 292. To amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of

Members of Congress; to the Committee on Rules and Administration.

RECESS

Pursuant to the order of Wednesday, January 5, 2011, as modified,

At 12:27 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

ATTENDANCE OF SENATORS

Mr. BEGICH, Mr. SCOTT BROWN, Mr. COCHRAN, Mr. ENSIGN, Mrs. HUTCHISON, Mr. KERRY, and Mr. SANDERS attended the session of the Senate on today.

RESOLUTION OVER, UNDER THE RULE

Mr. MERKLEY asked unanimous consent that the Senate proceed to consider a resolution (S. Res. 21) to amend the Standing Rules of the Senate to provide procedures for extended debate, intended to be submitted by him (for himself, and Mr. TOM UDALL).

Mr. MERKLEY objected.

The PRESIDING OFFICER (Mr. FRANKEN in the chair) stated that the (proposed) resolution would go over under the rule.

OBJECTIONS TO CONSIDERATION OF RESOLUTIONS

Mr. TOM UDALL asked unanimous consent that the Senate proceed to consider the resolution (S. Res. 10) to improve the debate and consideration of legislative matters and nominations in the Senate; that there be 6 hours, equally divided and controlled, for debate thereon between the two leaders, or their designees; that no amendments be in order; and that, upon conclusion of debate, the Senate vote on the question of agreeing to the resolution.

Mr. ALEXANDER objected.

Mr. HARKIN asked unanimous consent that the Senate proceed to consider the resolution (S. Res. 8) amending the Standing Rules of the Senate to provide for cloture to be invoked with less than a three-fifths majority after additional debate; that there be 4 hours, equally divided and controlled, for debate thereon between the two leaders, or their designees; that no amendments be in order; and that, upon conclusion of debate, the Senate vote on the question of agreeing to the resolution.

Mr. ALEXANDER objected.

Mr. MERKLEY asked unanimous consent that the Senate proceed to consider the

resolution (S. Res. 21) to amend the Standing Rules of the Senate to provide procedures for extended debate; that there be 6 hours, equally divided and controlled, for debate thereon between the two leaders, or their designees; that no amendments be in order; and that, upon conclusion of debate, the Senate vote on the question of agreeing to the resolution.

Mr. ALEXANDER objected.

Pending debate,

RESOLUTION OVER, UNDER THE RULE

Mr. MERKLEY asked unanimous consent that the Senate proceed to consider a resolution (S. Res. 24) to propose a standing order to govern extended debate, intended to be submitted by him (for himself and Mr. TOM UDALL).

Mr. MERKLEY objected.

The PRESIDING OFFICER (Mr. TOM UDALL in the chair) stated that the (proposed) resolution would go over under the rule.

HONORING THE SERVICE AND SACRIFICE OF STAFF SERGEANT SALVATORE GIUNTA

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (S. Con. Res. 3) honoring the service and sacrifice of Staff Sergeant Salvatore Giunta, a native of Hiawatha, Iowa, and the first living recipient of the Medal of Honor since the Vietnam War, submitted today by Mr. HARKIN (for himself and Mr. GRASSLEY), and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RESOLUTION S. RES. 14 HELD AT DESK

By unanimous consent, on the request of Mr. REID,

Ordered, That the resolution (S. Res. 14) honoring the victims and heroes of the shooting on January 8, 2011 in Tucson, Arizona, submitted on today by Mr. MCCAIN (for himself, Mr. KYL, Mr. REID, Mr. MCCONNELL, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr.

CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNIS, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN), be held at the desk; that the Senate proceed to consider the resolution on tomorrow at 10:30 a.m.; that there be three and one-half hours, equally divided and controlled, for debate between the majority and minority leaders, or their designees, thereon; that, upon conclusion of debate, the Senate vote on the question of agreeing to the resolution; that no amendment, motion, or point of order be in order; that, if the resolution is agreed to, the accompanying preamble be agreed to; and that a motion to reconsider be made and laid on the table, without intervening action or debate.

AUTHORITY FOR APPOINTMENT OF COMMITTEE OF ESCORT

By unanimous consent, on the request of Mr. REID,

Ordered, That the PRESIDING OFFICER be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort the President of the United States into the Chamber of the House of Representatives for the joint session.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 162) to cut \$500,000,000,000 in spending in fiscal year 2011, introduced today by Mr. PAUL, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 163) to require that the Government prioritize all obligations on the debt held by the public in the event that the debt limit is reached, introduced today by Mr. TOOMEY (for himself, Mr. BLUNT, Mr. LEE, Mr. DEMINT, Mr. BARRASSO, Mr. JOHANNIS, Mr. ISAKSON, Mr. KIRK, Mr. ENZI, Mr. VITTER, Mr. INHOFE, Mr. RON JOHNSON, Mr. PAUL, Mr. ENSIGN, Mr. COBURN, Mr. CHAMBLISS, and Mr. RUBIO), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. MCCONNELL,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2) to repeal the job-killing health care law and health care-related provisions in the Health Care and Education Reconciliation Act of 2010, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. MCCONNELL asked unanimous consent that the bill be read the second time.

Mr. MCCONNELL objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR RECESS ON TODAY, AND FOR ADJOURNMENT UPON DISSOLUTION OF THE JOINT SESSION ON TODAY UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate recess until 8:30 p.m.; that, at 8:40 p.m., the Senate proceed as a body to the Hall of the House of Representatives to receive a message from the President of the United States, as pursuant to the concurrent resolution H. Con. Res. 10;

that, upon dissolution of the joint session, the Senate adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that following the remarks of the leaders, the Senate then proceed to a period for the transaction of morning business until 10:30 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; that, following morning business, the Senate proceed to consider resolution S. Res. 14; and that, upon disposition of the resolution, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

RECESS

By unanimous consent, on the request of Mr. REID,

At 7:03 p.m.,

The Senate recessed until 8:30 p.m. today.

AT 8:30 P.M.

The PRESIDING OFFICER (Mr. BENNET in the chair) called the Senate to order.

At 8:40 p.m.,

The Senate proceeded in a body to the Hall of the House of Representatives to hear an address by the President of the United States, the Honorable Barack H. Obama.

The VICE PRESIDENT appointed the following committee of Senators to join with a like committee on the part of the House of Representatives to escort the President of the United States into the Chamber of the House of Representatives: Mr. REID, Mr. DURBIN, Mr. SCHUMER, Mrs. MURRAY, Ms. STABENOW, Mr. BEGICH, Mr. LEAHY, Mr. MCCONNELL, Mr. KYL, Mr. ALEXANDER, Mr. BARRASSO, Mr. THUNE, and Mr. CORNYN.

The two Houses being assembled,

The President of the United States addressed them, as follows:

"Mr. Speaker, Mr. Vice President, Members of Congress, distinguished guests, and fellow Americans:

Tonight, I want to begin by congratulating the men and women of the 112th Congress as well as your new Speaker, JOHN BOEHNER. And as we mark this occasion, we are also mindful of the empty chair in this Chamber, and we pray for the health of our colleague and our friend, GABBY GIFFORDS.

It's no secret that those of us here tonight have had our differences over the last 2 years. The debates have been contentious; we have

fought fiercely for our beliefs—and that’s a good thing. That’s what a robust democracy demands. That’s what helps set us apart as a nation. But there’s a reason the tragedy in Tucson gave us pause:

Amid all the noise and passions and rancor of our public debate, Tucson reminded us that, no matter who we are or where we come from, each of us is a part of something greater, something more consequential than parties or political preference. We are part of the American family. We believe that, in a country where every race and faith and point of view can be found, we are still bound together as one people, that we share common hopes and a common creed, that the dreams of a little girl in Tucson are not so different than those of our own children, and that they all deserve the chance to be fulfilled.

That, too, is what sets us apart as a nation.

Now, by itself, this simple recognition won’t usher in a new era of cooperation. What comes of this moment is up to us. What comes of this moment will be determined, not by whether we can sit together tonight, but whether we can work together tomorrow.

I believe we can and I believe we must.

That’s what the people who sent us here expect of us. With their votes, they have determined that governing will now be a shared responsibility between parties. New laws will only pass with support from Democrats and Republicans. We will move forward together or not at all—for the challenges we face are bigger than party and bigger than politics.

At stake right now is not who wins the next election—after all, we just had an election. At stake is whether new jobs and industries take root in this country or somewhere else. It’s whether the hard work and industry of our people is rewarded. It’s whether we sustain the leadership that has made America, not just a place on a map, but a light to the world.

We are poised for progress. Two years after the worst recession most of us have ever known, the stock market has come roaring back. Corporate profits are up. The economy is growing again—but we have never measured progress by these yardsticks alone. We measure progress by the success of our people, by the jobs they can find, and the quality of life those jobs offer, by the prospects of a small business owner who dreams of turning a good idea into a thriving enterprise, by the opportunities for a better life that we pass on to our children.

That’s the project the American people want us to work on. Together.

We did that in December. Thanks to the tax cuts we passed, Americans’ paychecks are a little bigger today. Every business can write off the full cost of the new investments they make this year; and these steps, taken by Democrats and Republicans, will grow the

economy and add to the more than 1 million private sector jobs created last year, but we have to do more. These steps we have taken over the last 2 years may have broken the back of this recession; but to win the future, we’ll need to take on challenges that have been decades in the making.

Many people watching tonight can probably remember a time when finding a good job meant showing up at a nearby factory or a business downtown. You didn’t always need a degree, and your competition was pretty much limited to your neighbors. If you worked hard, chances are you’d have a job for life, with a decent paycheck, good benefits, and the occasional promotion. Maybe you’d even have the pride of seeing your kids work at the same company.

That world has changed, and for many, the change has been painful.

I’ve seen it in the shuttered windows of once booming factories and the vacant storefronts of once busy Main Streets. I’ve heard it in the frustrations of Americans who have seen their paychecks dwindle or their jobs disappear—proud men and women who feel like the rules have been changed in the middle of the game.

They’re right. The rules have changed.

In a single generation, revolutions in technology have transformed the way we live, work, and do business. Steel mills that once needed 1,000 workers can now do the same work with 100. Today, just about any company can set up shop, hire workers, and sell their products wherever there’s an Internet connection. Meanwhile, nations like China and India realized that, with some changes of their own, they could compete in this new world, and so they started educating their children earlier and longer, with greater emphasis on math and science. They’re investing in research and new technologies. Just recently, China became the home to the world’s largest private solar research facility and the world’s fastest computer.

So, yes, the world has changed. The competition for jobs is real, but this shouldn’t discourage us. It should challenge us.

Remember, for all the hits we’ve taken these last few years, for all the naysayers predicting our decline, America still has the largest, most prosperous economy in the world. No workers are more productive than ours. No country has more successful companies or grants more patents to inventors and entrepreneurs. We are home to the world’s best colleges and universities, where more students come to study than anywhere on Earth.

What’s more, we are the first nation to be founded for the sake of an idea—the idea that each of us deserves the chance to shape our own destiny. That’s why centuries of pioneers and immigrants have risked everything to come here. It’s why our students just don’t memorize equations but

answer questions like ‘What do you think of that idea? What would you change about the world? What do you want to be when you grow up?’

The future is ours to win, but to get there, we can’t just stand still. As Robert Kennedy told us, ‘The future is not a gift. It is an achievement.’ Sustaining the American dream has never been about standing pat. It has required each generation to sacrifice and struggle and meet the demands of a new age.

Now it’s our turn.

We know what it takes to compete for the jobs and industries of our time. We need to out-innovate, out-educate, and out-build the rest of the world. We have to make America the best place on Earth to do business. We need to take responsibility for our deficit and reform our government. That’s how our people will prosper. That’s how we’ll win the future—and tonight, I’d like to talk about how we get there.

The first step in winning the future is encouraging American innovation. None of us can predict with certainty what the next big industry will be or where the new jobs will come from. Thirty years ago, we couldn’t know that something called the Internet would lead to an economic revolution.

What we can do—what America does better than anyone else—is spark the creativity and imagination of our people. We are the nation that put cars in driveways and computers in offices, the nation of Edison and the Wright brothers, of Google and Facebook. In America, innovation doesn’t just change our lives. It is how we make our living.

Our free enterprise system is what drives innovation; but because it’s not always profitable for companies to invest in basic research, throughout our history, our government has provided cutting-edge scientists and inventors with the support that they need. That’s what planted the seeds for the Internet. That’s what helped make possible things like computer chips and GPS. Just think of all the good jobs, from manufacturing to retail, that have come from these breakthroughs.

Half a century ago, when the Soviets beat us into space with the launch of a satellite called Sputnik, we had no idea how we would beat them to the Moon. The science wasn’t even there yet. NASA didn’t exist. But after investing in better reach and education, we didn’t just surpass the Soviets; we unleashed a wave of innovation that created new industries and millions of new jobs.

This is our generation’s Sputnik moment.

Two years ago, I said that we needed to reach a level of research and development that we haven’t seen since the height of the Space Race; and in a few weeks, I will be sending a budget to Congress that helps us

meet that goal. We'll invest in biomedical research, information technology, and especially clean energy technology—an investment that will strengthen our security, protect our planet, and create countless new jobs for our people.

Already, we are seeing the promise of renewable energy. Robert and Gary Allen are brothers who run a small Michigan roofing company. After September 11th, they volunteered their best roofers to help repair the Pentagon, but half of their factory went unused, and the recession hit them hard. Today, with the help of a government loan, that empty space is being used to manufacture solar shingles that are being sold all across the country. In Robert's words, 'We reinvented ourselves.'

That's what Americans have done for over 200 years: reinvented ourselves. And to spur on more success stories like the Allen Brothers, we've begun to reinvent our energy policy. We're not just handing out money. We're issuing a challenge. We're telling America's scientists and engineers that, if they assemble teams of the best minds in their fields and focus on the hardest problems in clean energy, we'll fund the Apollo Projects of our time.

At the California Institute of Technology, they're developing a way to turn sunlight and water into fuel for our cars. At Oak Ridge National Laboratory, they're using supercomputers to get a lot more power out of our nuclear facilities. With more research and incentives, we can break our dependence on oil with biofuels and become the first country to have 1 million electric vehicles on the road by 2015.

We need to get behind this innovation; and to help pay for it, I'm asking Congress to eliminate the billions in taxpayer dollars we currently give to oil companies. I don't know if you've noticed, but they're doing just fine on their own. So, instead of subsidizing yesterday's energy, let's invest in tomorrow's.

Now, clean energy breakthroughs will only translate into clean energy jobs if businesses know there will be a market for what they're selling. So, tonight, I challenge you to join me in setting a new goal: By 2035, 80 percent of America's electricity will come from clean energy sources. Some folks want wind and solar. Others want nuclear, clean coal, and natural gas. To meet this goal, we will need them all, and I urge Democrats and Republicans to work together to make it happen.

Maintaining our leadership in research and technology is crucial to America's success; but if we want to win the future, if we want innovation to produce jobs in America and not overseas, then we also have to win the race to educate our kids.

Think about it. Over the next 10 years, nearly half of all new jobs will require

education that goes beyond a high school education; and yet, as many as a quarter of our students aren't even finishing high school. The quality of our math and science education lags behind many other nations. America has fallen to ninth in the proportion of young people with a college degree. And so the question is whether all of us—as citizens and as parents—are willing to do what's necessary to give every child a chance to succeed.

That responsibility begins not in our classrooms but in our homes and communities. It's family that first instills the love of learning in a child. Only parents can make sure the TV is turned off and homework gets done. We need to teach our kids that it's not just the winner of the Super Bowl who deserves to be celebrated but the winner of the science fair. We need to teach them that success is not a function of fame or PR but of hard work and discipline.

Our schools share this responsibility. When a child walks into a classroom, it should be a place of high expectations and high performance, but too many schools don't meet this test. That's why, instead of just pouring money into a system that's not working, we launched a competition called Race to the Top. To all 50 States, we said, 'If you show us the most innovative plans to improve teacher quality and student achievement, we'll show you the money.'

Race to the Top is the most meaningful reform of our public schools in a generation. For less than 1 percent of what we spend on education each year, it has led over 40 States to raise their standards for teaching and learning. These standards were developed, by the way, not by Washington, but by Republican and Democratic Governors throughout the country. Race to the Top should be the approach we follow this year as we replace No Child Left Behind with a law that is more flexible and focused on what's best for our kids.

You see, we know what's possible for our children when reform isn't just a top-down mandate but the work of local teachers and principals, school boards and communities.

Take a school like Bruce Randolph in Denver. Three years ago, it was rated one of the worst schools in Colorado, located on turf between two rival gangs; but last May, 97 percent of the seniors received their diplomas. Most will be the first in their families to go to college. And after the first year of the school's transformation, the principal who made it possible wiped away tears when a student said, 'Thank you, Mrs. Waters, for showing ... that we are smart and we can make it.'

That's what good schools can do, and we want good schools all across the country.

Let's also remember that, after parents, the biggest impact on a child's success comes from the man or woman at the front of the

classroom. In South Korea, teachers are known as 'nation builders.' Here in America, it's time we treated the people who educate our children with the same level of respect. We want to reward good teachers and stop making excuses for bad ones; and over the next 10 years, with so many Baby Boomers retiring from our classrooms, we want to prepare 100,000 new teachers in the fields of science, technology, engineering, and math.

In fact, every young person listening tonight who is contemplating their career choice: If you want to make a difference in the life of our Nation, if you want to make a difference in the life of a child, become a teacher. Your country needs you.

Of course, the education race doesn't end with a high school diploma. To compete, higher education must be within the reach of every American. That's why we've ended the unwarranted taxpayer subsidies that went to banks, and used the savings to make college affordable for millions of students—and this year, I ask Congress to go further and make permanent our tuition tax credit, worth \$10,000 for 4 years of college. It's the right thing to do.

Because people need to be able to train for new jobs and careers in today's fast-changing economy, we are also revitalizing America's community colleges. Last month, I saw the promise of these schools at Forsyth Tech in North Carolina. Many of the students there used to work in the surrounding factories that have since left town.

One mother of two, a woman named Kathy Proctor, had worked in the furniture industry since she was 18 years old, and she told me she's earning her degree in biotechnology now, at 55 years old, not just because the furniture jobs are gone, but because she wants to inspire her children to pursue their dreams, too. As Kathy said, 'I hope it tells them to never give up.'

If we take these steps, if we raise expectations for every child and give them the best possible chance at an education from the day they are born until the last job they take, we will reach the goal that I set 2 years ago: By the end of the decade, America will once again have the highest proportion of college graduates in the world.

One last point about education.

Today, there are hundreds of thousands of students excelling in our schools who are not American citizens. Some are the children of undocumented workers, who had nothing to do with the actions of their parents. They grew up as Americans and pledge allegiance to our flag. Yet they live every day with the threat of deportation. Others come here from abroad to study in our colleges and universities, but as soon as they obtain advanced degrees, we send them back home to compete against us. It makes no sense.

Now, I strongly believe that we should take on, once and for all, the issue of illegal

immigration, and I am prepared to work with Republicans and Democrats to protect our borders, enforce our laws, and address the millions of undocumented workers who are now living in the shadows. I know that debate will be difficult. I know it will take time; but tonight, let's agree to make that effort, and let's stop expelling talented, responsible young people, who could be staffing our research labs or starting a new business, who can be further enriching this Nation.

The third step in winning the future is rebuilding America. To attract new businesses to our shores, we need the fastest, most reliable ways to move people, goods, and information—from high-speed rail to high-speed Internet.

Our infrastructure used to be the best, but our lead has slipped. South Korean homes now have greater Internet access than we do. Countries in Europe and Russia invest more in their roads and railways than we do. China is building faster trains and newer airports. Meanwhile, when our own engineers graded our Nation's infrastructure, they gave us a 'D.'

We have to do better.

America is the nation that built the transcontinental railroad, brought electricity to rural communities, constructed the Interstate Highway System. The jobs created by these projects didn't just come from laying down tracks or pavement. They came from businesses that opened near a town's new train station or the new off-ramp.

So, over the last 2 years, we have begun rebuilding for the 21st century a project that has meant thousands of good jobs for the hard-hit construction industry, and tonight, I am proposing that we redouble those efforts. We will put more Americans to work repairing crumbling roads and bridges. We will make sure this is fully paid for, attract private investment, and pick projects based on what's best for the economy, not politicians.

Within 25 years, our goal is to give 80 percent of Americans access to high-speed rail. This could allow you to go places in half the time it takes to travel by car. For some trips, it will be faster than flying—without the pat-down. As we speak, routes in California and the Midwest are already underway.

Within the next 5 years, we will make it possible for businesses to deploy the next generation of high-speed wireless coverage to 98 percent of all Americans. This isn't just about faster Internet or fewer dropped calls. It's about connecting every part of America to the digital age. It's about a rural community in Iowa or Alabama where farmers and small business owners will be able to sell their products all over the world. It's about a firefighter who can download the design of a burning building onto a handheld

device, a student who can take classes with a digital textbook, or a patient who can have face-to-face video chats with her doctor.

All these investments—in innovation, education, and infrastructure—will make America a better place to do business and create jobs; but to help our companies compete, we also have to knock down barriers that stand in the way of their success.

For example, over the years, a parade of lobbyists has rigged the Tax Code to benefit particular companies and industries. Those with accountants or lawyers to work the system can end up paying no taxes at all, but all the rest are hit with one of the highest corporate tax rates in the world. It makes no sense, and it has to change.

So, tonight, I'm asking Democrats and Republicans to simplify the system. Get rid of the loopholes. Level the playing field, and use the savings to lower the corporate tax rate for the first time in 25 years—without adding to our deficit. It can be done.

To help businesses sell more products abroad, we set a goal of doubling our exports by 2014, because the more we export, the more jobs we create here at home. Already, our exports are up. Recently, we signed agreements with India and China that will support more than 250,000 jobs here in the United States; and last month, we finalized a trade agreement with South Korea that will support at least 70,000 American jobs. This agreement has unprecedented support from business and labor, Democrats and Republicans—and I ask this Congress to pass it as soon as possible.

Now, before I took office, I made it clear that we would enforce our trade agreements and that I would only sign deals that keep faith with American workers and promote American jobs. That's what we did with Korea, and that's what I intend to do as we pursue agreements with Panama and Colombia and continue our Asia Pacific and global trade talks.

To reduce barriers to growth and investment, I've ordered a review of government regulations. When we find rules that put an unnecessary burden on businesses, we will fix them, but I will not hesitate to create or enforce commonsense safeguards to protect the American people. That's what we've done in this country for more than a century. It's why our food is safe to eat, our water is safe to drink, and our air is safe to breathe. It's why we have speed limits and child labor laws. It's why, last year, we put in place consumer protections against hidden fees and penalties by credit card companies and new rules to prevent another financial crisis, and it's why we passed reform that finally prevents the health insurance industry from exploiting patients.

Now, I have heard rumors that a few of you still have concerns about our new health care law, so let me be the first to say that anything

can be improved. If you have ideas about how to improve this law by making care better or more affordable, I am eager to work with you. We can start right now by correcting a flaw in the legislation that has placed an unnecessary bookkeeping burden on small businesses.

What I'm not willing to do is to go back to the days when insurance companies could deny someone coverage because of a preexisting condition. I'm not willing to tell James Howard, a brain cancer patient from Texas, that his treatment might not be covered. I'm not willing to tell Jim Houser, a small business man from Oregon, that he has to go back to paying \$5,000 more to cover his employees. As we speak, this law is making prescription drugs cheaper for seniors, and is giving uninsured students a chance to stay on their parents' coverage.

So I say to this Chamber tonight, instead of re-fighting the battles of the last 2 years, let's fix what needs fixing, and let's move forward.

Now, the final, critical step in winning the future is to make sure we aren't buried under a mountain of debt. We are living with a legacy of deficit spending that began almost a decade ago; and in the wake of the financial crisis, some of that was necessary to keep credit flowing, save jobs, and put money in people's pockets.

But now that the worst of the recession is over, we have to confront the fact that our Government spends more than it takes in. That is not sustainable. Every day, families sacrifice to live within their means. They deserve a government that does the same.

So, tonight, I am proposing that starting this year we freeze annual domestic spending for the next 5 years. Now, this would reduce the deficit by more than \$400 billion over the next decade, and will bring discretionary spending to the lowest share of our economy since Dwight Eisenhower was President.

This freeze will require painful cuts. Already, we have frozen the salaries of hardworking Federal employees for the next 2 years. I've proposed cuts to things I care deeply about, like community action programs. The Secretary of Defense has also agreed to cut tens of billions of dollars in spending that he and his generals believe our military can do without.

I recognize that some in this Chamber have already proposed deeper cuts, and I'm willing to eliminate whatever we can honestly afford to do without, but let's make sure that we're not doing it on the backs of our most vulnerable citizens, and let's make sure that what we're cutting is really excess weight. Cutting the deficit by gutting our investments in innovation and education is like lightening an overloaded airplane by removing its engine. It may make you feel like you're flying high at first, but it won't take long before you feel the impact.

Now, most of the cuts and savings I've proposed only address annual domestic spending, which represents a little more than 12 percent of our budget. To make further progress, we have to stop pretending that cutting this kind of spending alone will be enough. It won't.

The bipartisan Fiscal Commission I created last year made this crystal clear. I don't agree with all their proposals, but they made important progress; and their conclusion is that the only way to tackle our deficit is to cut excessive spending wherever we find it—in domestic spending, defense spending, health care spending, and spending through tax breaks and loopholes.

This means further reducing health care costs, including programs like Medicare and Medicaid, which are the single biggest contributor to our long-term deficit. The health insurance law we passed last year will slow these rising costs, which is part of the reason that nonpartisan economists have said that repealing the health care law would add a quarter of a trillion dollars to our deficit. Still, I'm willing to look at other ideas to bring down costs, including one that Republicans suggested last year: medical malpractice reform to rein in frivolous lawsuits.

To put us on solid ground, we should also find a bipartisan solution to strengthen Social Security for future generations, and we must do it without putting at risk current retirees—the most vulnerable—or people with disabilities, without slashing benefits for future generations and without subjecting Americans' guaranteed retirement income to the whims of the stock market.

And if we truly care about our deficit, we simply can't afford a permanent extension of the tax cuts for the wealthiest 2 percent of Americans. Before we take money away from our schools or scholarships away from our students, we should ask millionaires to give up their tax break. It's not a matter of punishing their success. It's about promoting America's success.

In fact, the best thing we could do on taxes for all Americans is to simplify the individual Tax Code. This will be a tough job, but Members of both parties have expressed an interest in doing this, and I am prepared to join them.

So now is the time to act. Now is the time for both sides and both Houses of Congress—Democrats and Republicans—to forge a principled compromise that gets the job done. If we make the hard choices now to rein in our deficits, we can make the investments we need to win the future.

Let me take this one step further.

We shouldn't just give our people a government that's more affordable. We should give them a government that's more competent and more efficient. We can't win the future with a government of the past. We live and do business in the information age,

but the last major reorganization of the government happened in the age of black and white TV. There are 12 different agencies that deal with exports. There are at least five different agencies that deal with housing policy.

Then there's my favorite example: The Interior Department is in charge of salmon while they're in freshwater, but the Commerce Department handles them when they're in saltwater. I hear it gets even more complicated once they're smoked.

Now, we've made great strides over the last 2 years in using technology and getting rid of waste. Veterans can now download their electronic medical records with a click of the mouse. We're selling acres of Federal office space that hasn't been used in years, and we'll cut through red tape to get rid of more, but we need to think bigger.

In the coming months, my administration will develop a proposal to merge, consolidate, and reorganize the Federal Government in a way that best serves the goal of a more competitive America. I will submit that proposal to Congress for a vote—and we will push to get it passed.

In the coming year, we will also work to rebuild people's faith in the institution of government. Because you deserve to know exactly how and where your tax dollars are being spent, you'll be able to go to a Web site and get that information for the very first time in history. Because you deserve to know when your elected officials are meeting with lobbyists, I ask Congress to do what the White House has already done: put that information online. And because the American people deserve to know that special interests aren't larding up legislation with pet projects, both parties in Congress should know this: If a bill comes to my desk with earmarks inside, I will veto it. I will veto it.

A 21st century government that's open and competent. A government that lives within its means. An economy that's driven by new skills and new ideas. Our success in this new and changing world will require reform, responsibility, and innovation. It will also require us to approach that world with a new level of engagement in our foreign affairs.

Just as jobs and businesses can now race across borders, so can new threats and new challenges. No single wall separates East and West. No one rival superpower is aligned against us, and so we must defeat determined enemies wherever they are and build coalitions that cut across lines of region and race and religion, and America's moral example must always shine for all who yearn for freedom and justice and dignity; and because we've begun this work, tonight we can say that American leadership has been renewed, and America's standing has been restored.

Look to Iraq, where nearly 100,000 of our brave men and women have left with their heads held high; American combat patrols have ended; violence is down; and a new government has been formed. This year, our civilians will forge a lasting partnership with the Iraqi people while we finish the job of bringing our troops out of Iraq. America's commitment has been kept. The Iraq war is coming to an end.

Of course, as we speak, al Qaeda and their affiliates continue to plan attacks against us. Thanks to our intelligence and law enforcement professionals, we are disrupting plots and securing our cities and skies; and as extremists try to inspire acts of violence within our borders, we are responding with the strength of our communities, with respect for the rule of law, and with the conviction that American Muslims are a part of our American family.

We have also taken the fight to al Qaeda and their allies abroad. In Afghanistan, our troops have taken Taliban strongholds and trained Afghan Security Forces. Our purpose is clear: by preventing the Taliban from reestablishing a stranglehold over the Afghan people, we will deny al Qaeda the safe-haven that served as a launching pad for 9/11.

Thanks to our heroic troops and civilians, fewer Afghans are under the control of the insurgency.

There will be tough fighting ahead, and the Afghan Government will need to deliver better governance, but we are strengthening the capacity of the Afghan people and building an enduring partnership with them. This year, we will work with nearly 50 countries to begin a transition to an Afghan lead, and this July, we will begin to bring our troops home.

In Pakistan, al Qaeda's leadership is under more pressure than at any point since 2001. Their leaders and operatives are being removed from the battlefield. Their safe-havens are shrinking, and we sent a message from the Afghan border to the Arabian Peninsula to all parts of the globe: We will not relent, we will not waver, and we will defeat you.

American leadership can also be seen in the effort to secure the worst weapons of war. Because Republicans and Democrats approved the New START treaty, far fewer nuclear weapons and launchers will be deployed. Because we rallied the world, nuclear materials are being locked down on every continent so they never fall into the hands of terrorists.

Because of a diplomatic effort to insist that Iran meet its obligations, the Iranian Government now faces tougher sanctions, tighter sanctions, than ever before; and on the Korean Peninsula, we stand with our ally South Korea and insist that North Korea keeps its commitment to abandon nuclear weapons.

This is just a part of how we are shaping a world that favors peace and prosperity.

With our European allies, we revitalized NATO and increased our cooperation on everything from counterterrorism to missile defense. We have reset our relationship with Russia, strengthened Asian alliances, and built new partnerships with nations like India. This March, I will travel to Brazil, Chile, and El Salvador to forge new alliances across the Americas.

Around the globe, we are standing with those who take responsibility, helping farmers grow more food, supporting doctors who care for the sick, and combating the corruption that can rot a society and rob people of opportunity.

Recent events have shown us that what sets us apart must not just be our power—it must also be the purpose behind it.

In South Sudan, with our assistance, the people were finally able to vote for independence after years of war. Thousands lined up before dawn. People danced in the streets. One man who lost four of his brothers at war summed up the scene around him. ‘This was a battlefield for most of my life,’ he said. ‘Now we want to be free.’

We saw that same desire to be free in Tunisia, where the will of the people proved more powerful than the writ of a dictator. And tonight, let us be clear: The United States of America stands with the people of Tunisia, and supports the democratic aspirations of all people.

We must never forget that the things we’ve struggled for and fought for live in the hearts of people everywhere, and we must always remember that the Americans who have borne the greatest burden in this struggle are the men and women who serve our country.

Tonight, let us speak with one voice in reaffirming that our Nation is united in support of our troops and their families. Let us serve them as well as they have served us—by giving them the equipment they need, by providing them with the care and benefits that they have earned, and by enlisting our veterans in the great task of building our own Nation.

Our troops come from every corner of this country. They’re black, white, Latino, Asian, Native American. They are Christian and Hindu, Jewish and Muslim—and yes, we know that some of them are gay. Starting this year, no American will be forbidden from serving the country they love because of who they love. And with that change, I call on all of our college campuses to open their doors to our military recruiters and the ROTC. It is time to leave behind the divisive battles of the past. It is time to move forward as one Nation.

We should have no illusions about the work ahead of us. Reforming our schools, changing the way we use energy, reducing our deficit—none of this will be easy. All of it

will take time, and it will be harder because we will argue about everything—the cost, the details, the letter of every law.

Of course, some countries don’t have this problem. If the central government wants a railroad, they build a railroad no matter how many homes get bulldozed. If they don’t want a bad story in the newspaper, it doesn’t get written.

And yet, as contentious and frustrating and messy as our democracy can sometimes be, I know there isn’t a person here who would trade places with any other nation on Earth.

We may have differences in policy, but we all believe in the rights enshrined in our Constitution. We may have different opinions, but we believe in the same promise that says this is a place where you can make it if you try. We may have different backgrounds, but we believe in the same dream that says this is a country where anything is possible—no matter who you are, no matter where you come from.

That dream is why I can stand here before you tonight. That dream is why a working class kid from Scranton can sit behind me. That dream is why someone who began by sweeping the floors of his father’s Cincinnati bar can preside as Speaker of the House in the greatest nation on Earth.

That dream—that American dream—is what drove the Allen Brothers to reinvent their roofing company for a new era. It’s what drove those students at Forsyth Tech to learn a new skill and work towards the future, and that dream is the story of a small business owner named Brandon Fisher.

Brandon started a company in Berlin, Pennsylvania, that specializes in a new kind of drilling technology; and one day last summer, he saw the news that halfway across the world, 33 men were trapped in a Chilean mine, and no one knew how to save them; but Brandon thought his company could help, and so he designed a rescue that would come to be known as Plan B. His employees worked around the clock to manufacture the necessary drilling equipment, and Brandon left for Chile.

Along with others, he began drilling a 2,000-foot hole into the ground; working 3 or 4 days at a time without any sleep. Thirty-seven days later, Plan B succeeded, and the miners were rescued. But because he didn’t want all the attention, Brandon wasn’t there when the miners emerged. He had already gone back home, back to work on his next project. Later, one of his employees said of the rescue, ‘We proved that Center Rock is a little company, but we do big things.’

We do big things.

From the earliest days of our founding, America has been the story of ordinary people who dare to dream. That’s how we win the future.

We are a nation that says, ‘I might not have a lot of money, but I have this great idea for a

new company. I might not come from a family of college graduates, but I will be the first to get my degree. I might not know those people in trouble, but I think I can help them, and I need to try. I’m not sure how we’ll reach that better place beyond the horizon, but I know we’ll get there. I know we will.’

We do big things.

The idea of America endures. Our destiny remains our choice. And tonight, more than two centuries later, it is because of our people that our future is hopeful, our journey goes forward, and the state of our Union is strong.

Thank you, God bless you, and may God bless the United States of America.”

Upon conclusion of the address,

At 10:20 p.m.,

The Joint Session was dissolved; and

ADJOURNMENT

At 10:20 p.m.,

Pursuant to the order of today,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, JANUARY 26, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, January 26, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 162) to cut \$500,000,000,000 in spending in fiscal year

2011, introduced on yesterday by Mr. PAUL, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 163) to require that the Government prioritize all obligations on the debt held by the public in the event that the debt limit is reached, introduced on yesterday by Mr. TOOMEY (for himself, Mr. BLUNT, Mr. LEE, Mr. DEMINT, Mr. BARRASSO, Mr. JOHANNIS, Mr. ISAKSON, Mr. KIRK, Mr. ENZI, Mr. VITTER, Mr. INHOFE, Mr. JOHNSON of Wisconsin, Mr. PAUL, Mr. ENSIGN, Mr. COBURN, Mr. CHAMBLISS, and Mr. RUBIO), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2) to repeal the job-killing health care law and health care-related provisions in the Health Care and Education Reconciliation Act of 2010, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

CONTINUATION OF NATIONAL EMERGENCY DECLARED WITH RESPECT TO THE SITUATION IN OR IN RELATION TO COTE D'IVOIRE -- PM 3

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency, unless, prior to the anniversary date of its declaration, the President publishes in the Federal Register and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the Federal Register for publication the enclosed notice stating that the national emergency declared in Executive Order 13396 of February 7, 2006, with respect to the situation in or in relation to Cote d'Ivoire is to continue in effect beyond February 7, 2011.

The situation in or in relation to Cote d'Ivoire, which has been addressed by the United Nations Security Council in Resolution 1572 of November 15, 2004, and subsequent resolutions, has resulted in the massacre of large numbers of civilians, widespread human rights abuses, significant political violence and unrest, and fatal attacks against international peacekeeping forces. In March 2007, the Ouagadougou Political Agreement was signed by the two primary protagonists in Cote d'Ivoire's conflict. As demonstrated by recent events surrounding the presidential election in Cote d'Ivoire, the situation in or in relation to Cote d'Ivoire continues to pose an unusual and extraordinary threat to the national security and foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency

and related measures blocking the property of certain persons contributing to the conflict in Cote d'Ivoire.

BARACK OBAMA.

THE WHITE HOUSE, *January 26, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-123. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-625 "Department of Health Functions Clarification Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-124. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-626 "Performance Parking Extension Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-125. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-627 "Extension of Time Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-126. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-628 "Fiscal Year 2011 Income Tax Secured Revenue Refunding Bond Issuance Temporary Approval Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-127. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-629 "Fiscal Year 2011 Income Tax Secured Revenue Bond and General Obligation Bond Issuance Temporary Approval Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-128. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-630 "Veterans License Plates Authorization Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-129. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-631 "Artist Protection Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-130. A communication from the Chairman of the Council of the District of

Columbia, transmitting, pursuant to law, a report on D.C. Act 18-632 "Samuel J. Simmons NCBA Estates No. 1 Limited Partnership Real Property Tax Exemption and Equitable Real Property Tax Relief Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-131. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-634 "District of Columbia Uniform Law Commission Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-132. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-635 "Saving D.C. Homes from Foreclosure Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-133. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-636 "Alternative Money Lending and Services Reform Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-134. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-637 "Computation of Gross Income Clarification Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-135. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-638 "Annual Financial Reporting Modernization Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-136. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-639 "Closing of a Public Alley in Square 0441, S.O. 09-8516, Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-137. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-640 "Settlement Payment Integrity Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-138. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-641 "14W and Anthony Bowen YMCA Project Tax Abatement Implementation Clarification Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-139. A communication from the Chairman of the Council of the District of

Columbia, transmitting, pursuant to law, a report on D.C. Act 18-642 "Long-Term Care Ombudsman Program Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-140. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-643 "Capital Access Program Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-141. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-644 "Closing of G Street, S.E., adjacent to Square 1104, S.O. 06-5665, Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-142. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-645 "Processing Sales Tax Clarification Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-143. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-646 "Reverend Donald Robinson Field Designation Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-144. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-647 "District of Columbia Good Time Credits Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-145. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-648 "Miss B's Center, the Bernice Elizabeth Fonteneau Building Designation Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-146. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-649 "Rental Housing Commission Reform Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-147. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-650 "Rental Housing Act Extension Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-148. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the six-month periodic report on the national emergency with respect to the

Western Balkans that was declared in Executive Order 13219 of June 26, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-149. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Notice of Re-Issuance of the Prevention of Significant Deterioration Applicability Determination for the Carlsbad Energy Center Project, Carlsbad, CA" (FRL No. 9256-9) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Environment and Public Works.

EC-150. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Evaluation of the Rural PACE Provider Grant Program"; to the Committee on Finance.

EC-151. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicaid Program: Final Fiscal Year 2009 and Preliminary Fiscal Year 2011 Disproportionate Share Hospital Allotments, and Final Fiscal Year 2009 and Preliminary Fiscal Year 2011 Institutions for Mental Diseases Disproportionate Share Hospital Limits" (RIN0938-AQ44) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Finance.

EC-152. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare, Medicaid, and Children's Health Insurance Programs; Additional Screening Requirements, Application Fees, Temporary Enrollment Moratoria, Payment Suspensions and Compliance Plans for Providers and Suppliers" (RIN0938-AQ20) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Finance.

EC-153. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Affordable Care Act Nondiscrimination Provisions Applicable to Insured Group Health Plans" (Notice 2011-1) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Finance.

EC-154. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Initial Guidance on

the Application of Section 162(m)(6)" (Notice 2011-2) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Finance.

EC-155. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Over-the-Counter Drugs--Additional Guidance" (Notice 2011-5) received during adjournment of the Senate in the Office of the President of the Senate on January 5, 2011; to the Committee on Finance.

EC-156. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update of Weighted Average Interest Rates, Yield Curves, and Segment Rates" (Notice 2011-7) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Finance.

EC-157. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Modification of Notice 2010-71" (Notice 2011-9) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Finance.

EC-158. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Permitted Disparity in Employer-Provided Contributions or Benefits" (Revenue Ruling 2011-3) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Finance.

EC-159. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Inflation Adjusted Items for 2011" (Rev. Proc. 2011-12) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Finance.

EC-160. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update of CC:INTL No-Rule Revenue Procedure, Rev. Proc. 2010-7" (Revenue Procedure 2011-7) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Finance.

EC-161. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the

Treasury, transmitting, pursuant to law, the report of a rule entitled "Amendments to the Section 7216 Regulations-Disclosure or Use of Information By Preparers of Returns" ((RIN1545-BI86)(TD 9478)) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Finance.

EC-162. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2010-0190 - 2010-0197); to the Committee on Foreign Relations.

EC-163. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0001 - 2011-0006); to the Committee on Foreign Relations.

EC-164. A communication from the Program Manager, Office of the National Coordinator for Health Information Technology, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Establishment of the Permanent Certification Program for Health Information Technology" (RIN0991-AB59) received during adjournment of the Senate in the Office of the President of the Senate on January 13, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-165. A communication from the Director, Office of Acquisition Policy and Senior Procurement Executive, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-49; Small Entity Compliance Guide" (FAC 2005-49) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-166. A communication from the Director, Office of Acquisition Policy and Senior Procurement Executive, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Public Access to the Federal Awardee Performance and Integrity Information System" ((RIN9000-AL96)(FAC 2005-49)) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-167. A communication from the Director, Office of Acquisition Policy and Senior Procurement Executive, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-49; Introduction" (FAC 2005-49) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-168. A communication from the Executive Director of the Consumer Product Safety Commission, transmitting, pursuant to law, a report relative to the Commission's annual FAIR Act Inventory Summary for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-169. A communication from the Secretary of Housing and Urban Development, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2010 through September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-170. A communication from the Regulatory Officer, Foreign Agricultural Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Adjustment of Appendices to the Dairy Tariff-Rate Import Quota Licensing Regulation for the 2010 Tariff-Rate Quota Year" (7 CFR Part 6) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-171. A communication from the Director of the Regulatory Review Group, Farm Service Agency, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Prevention of Payments to Deceased Persons" (RIN0560-AH91) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-172. A communication from the Regulatory Analyst, Grain Inspection, Packers and Stockyards Administration, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Required Scale Tests" (RIN0580-AB10) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-173. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Highly Pathogenic Avian Influenza" (Docket No. APHIS-2006-0074) received during adjournment of the Senate in the

Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-174. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mefenoxam; Pesticide Tolerances" (FRL No. 8855-1) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-175. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Fluazifop-P-butyl; Pesticide Tolerances" (FRL No. 8861-1) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-176. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Fluazinam; Pesticide Tolerances" (FRL No. 8859-3) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-177. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Sulfentrazone; Pesticide Tolerances" (FRL No. 8860-1) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-178. A communication from the Chairman of the Commodity Futures Trading Commission, transmitting, pursuant to law, the Oversight of Carbon Markets Working Group's report entitled "Report on the Oversight of Existing and Prospective Carbon Markets" received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-179. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Guidelines for Awarding Clean Water Act Section 319 Base Grants to Indian Tribes" (FRL No. 9247-8) received in the Office of the President of the

Senate on January 5, 2011; to the Committee on Environment and Public Works.

EC-180. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Texas; Revisions to Rules and Regulations for Control of Air Pollution; Permitting of Grandfathered and Electing Electric Generating Facilities" (FRL No. 9248-9) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Environment and Public Works.

EC-181. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Testing of Certain High Production Volume Chemicals; Second Group of Chemicals" (FRL No. 8846-9) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Environment and Public Works.

EC-182. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Alaska: Adequacy of Alaska Municipal Solid Waste Landfill Permit Program" (FRL No. 9247-6) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Environment and Public Works.

EC-183. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Standards of Performance for Fossil-Fuel-Fired, Electric Utility, Industrial-Commercial-Institutional, and Small Industrial-Commercial-Institutional Steam Generating Units" (FRL No. 9255-1) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Environment and Public Works.

EC-184. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of One-Year Extension for Attaining the 1997 8-Hour Ozone Standard for the New Jersey Portion of the Philadelphia-Wilmington-Atlantic City Moderate Nonattainment Area" (FRL No. 9255-5) received during adjournment of the Senate in the Office of the President of the

Senate on January 24, 2011; to the Committee on Environment and Public Works.

EC-185. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval of One-Year Extension for Attaining the 1997 8-Hour Ozone Standard for the Delaware, Maryland, and Pennsylvania portions of the Philadelphia-Wilmington-Atlantic City Moderate Nonattainment Area" (FRL No. 9251-7) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Environment and Public Works.

EC-186. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Promulgation of Air Quality Implementation Plans; Wisconsin; Particulate Matter Standard" (FRL No. 9250-6) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Environment and Public Works.

EC-187. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Disapproval and Promulgation of Air Quality Implementation Plans; Colorado; Revisions to Regulation 1" (FRL No. 9209-3) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Environment and Public Works.

EC-188. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Adoption of the Revised Lead Standards and Related Reference Conditions, and Update of Appendices" (FRL No. 9255-9) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Environment and Public Works.

EC-189. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Adoption of Control

Techniques Guidelines for Flat Wood Paneling Coatings" (FRL No. 9256-2) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Environment and Public Works.

EC-190. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Testing of Certain High Production Volume Chemicals; Second Group of Chemicals; Technical Correction" (FRL No. 8862-6) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Environment and Public Works.

EC-191. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Santa Barbara Air Pollution Control District, Antelope Valley Air Quality Management District, Ventura County Air Pollution Control District and Placer County Air Pollution Control District" (FRL No. 9249-5) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Environment and Public Works.

EC-192. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9249-2) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Environment and Public Works.

EC-193. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Removal of Limitation of Approval of Prevention of Significant Deterioration Provisions Concerning Greenhouse Gas Emitting-Sources in State Implementation Plans; Alabama" (FRL No. 9259-8) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Environment and Public Works.

EC-194. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation

Plans; Tennessee; Approval of Section 110(a)(1) Maintenance Plan for the 1997 8-Hour Ozone Standards for the Nashville, Tennessee area" (FRL No. 9259-2) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Environment and Public Works.

EC-195. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Removal of Limitation of Approval of Prevention of Significant Deterioration Provisions Concerning Greenhouse Gas Emitting-Sources in State Implementation Plans; Mississippi" (FRL No. 9259-7) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Environment and Public Works.

EC-196. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Hazardous Waste Management System; Identifying and Listing Hazardous Waste Exclusion" (FRL No. 9259-1) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Environment and Public Works.

EC-197. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Wisconsin; The Milwaukee-Racine and Sheboygan Areas; Determination of Attainment of the 1997 8-hour Ozone Standard; Withdrawal of Direct Final Rule" (FRL No. 9258-7) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Environment and Public Works.

EC-198. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Format and Content of Plant-Specific Pressurized Thermal Shock Safety Analysis Reports for Pressurized Water Reactors" (Regulatory Guide 1.154) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Environment and Public Works.

EC-199. A communication from the Assistant Secretary for Fish and Wildlife Parks, National Wildlife Refuge Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "2010-2011 Refuge-Specific Hunting and Sport Fishing Regulations - Additions"

(RIN1018-AX20) as received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Environment and Public Works.

EC-200. A communication from the Director of Congressional Affairs, Office of Nuclear Reactor Regulations, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Notice of Availability of the Models for Plant-Specific Adoption of Technical Specifications Task Force Traveler TSTF-513, Revision 3, "Revise PWR Operability Requirements and Actions for RCS Leakage Instrumentation" (NRC-2009-0444) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Environment and Public Works.

EC-201. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Nuclear Critically Safety Standards for Fuels and Materials Facilities" (Regulatory Guide 3.71, Revision 1) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Environment and Public Works.

EC-202. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-611 "Wayne Place Senior Living Limited Partnership Real Property Tax Exemption Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-203. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-612 "2323 Pennsylvania Avenue Southeast Redevelopment Project Real Property Limited Tax Abatement Assistance Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-204. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-613 "Thirteenth Church of Christ Real Property Tax Relief and Exemption Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-205. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-614 "800 Kenilworth Avenue Northeast Redevelopment Project Real Property Limited Tax Abatement Assistance Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-206. A communication from the Chairman of the Council of the District of

Columbia, transmitting, pursuant to law, a report on D.C. Act 18-615 "Randall School Disposition Restatement Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-207. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-616 "Cooperative Housing Association Economic Interest Recordation Tax Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-208. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-617 "African American Civil War Memorial Freedom Foundation, Inc., African-American Civil War Museum Approval Temporary Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-209. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-633 "Prevention of Child Abuse and Neglect Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-210. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; FAR Case 2009-027, Personal Identity Verification of Contractor Personnel" ((RIN9000-AL60)(FAC 2005-48)) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-211. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; FAR Case 2009-031, Terminating Contracts" ((RIN9000-AL56)-(FAC 2005-48)) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-212. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; FAR Case 2011-005, Repeal of the Small Business Competitiveness Demonstration Program" ((RIN9000-AL87)(FAC 2005-48)) received during adjournment of the Senate in the Office of the President of the Senate on January 25, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-213. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; FAR Case 2009-018, Payrolls and Basic Records" ((RIN9000-AL53)(FAC 2005-48)) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-214. A communication from the Secretary of the American Battle Monuments Commission, transmitting, pursuant to law, the Commission's annual report for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-215. A communication from the Administrator, General Services Administration, transmitting, pursuant to law, a report relative to mileage reimbursement rates for Federal employees who use privately owned vehicles while on official travel; to the Committee on Homeland Security and Governmental Affairs.

EC-216. A communication from the Director of Legislative Affairs, Office of the Director of National Intelligence, transmitting, pursuant to law, a report relative to a nomination in the position of Principal Deputy Director of National Intelligence; to the Select Committee on Intelligence.

EC-217. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report relative to an order that would cancel construction debt assessed against Indian-owned lands within the Flathead Indian Irrigation Project; to the Committee on Indian Affairs.

EC-218. A communication from the Assistant Secretary of the Interior (Indian Affairs), transmitting, pursuant to law, a report entitled "Funding Requirements for Contract Support Costs of Self-Determination Contracts Fiscal Year 2009 Report"; to the Committee on Indian Affairs.

EC-219. A communication from the Deputy General Counsel, Office of Government Contracting, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "Women-Owned Small Business Federal Contract Program" (RIN3245-AG06) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Small Business and Entrepreneurship.

EC-220. A communication from the Director, Regulations Policy and Management, Office of the General Counsel, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "VA Veteran-Owned Small Business Verification Guidelines" (RIN2900-AM78) received during adjournment of Senate in the Office of the President of the Senate on

January 24, 2011; to the Committee on Veterans' Affairs.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. MCCAIN (for himself and Mr. KYL):

S. 188. A bill to designate the United States courthouse under construction at 98 West First Street, Yuma, Arizona, as the "John M. Roll United States Courthouse"; to the Committee on Environment and Public Works.

By Mr. MORAN (for himself, Ms. CANTWELL, Mr. ROBERTS, Mrs. MURRAY, Mr. BLUNT, Mrs. MCCASKILL, and Mr. GRAHAM):

S. 189. A bill to require the Secretary of Defense, in awarding a contract for the KC-X Aerial Refueling Aircraft Program, to consider any unfair competitive advantage that an offeror may possess; to the Committee on Armed Services.

By Mrs. HUTCHISON:

S. 190. A bill to amend title 23, United States Code, to prohibit the imposition of new tolls on the Federal-aid system, and for other purposes; to the Committee on Environment and Public Works.

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

S. 191. A bill to direct the Department of Homeland Security to undertake a study on emergency communications; to the Committee on Homeland Security and Governmental Affairs.

By Mr. DEMINT (for himself, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. BROWN of Massachusetts, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. ENSIGN, Mr. GRAHAM, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. KYL, Mr. LEE, Mr. MCCAIN, Mr. MCCONNELL, Mr. MORAN, Mr. PAUL, Mr. PORTMAN, Mr. RISCH, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. SHELBY, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, Mr. WICKER, Mr. KIRK, Ms. SNOWE, and Mr. ENZI):

S. 192. A bill to repeal the job-killing health care law and health care-related provisions in the Health Care and Education Reconciliation Act of 2010; read the first time.

By Mr. LEAHY:

S. 193. A bill to extend the sunset of certain provisions of the USA PATRIOT Act, and for other purposes; to the Committee on the Judiciary.

By Mr. MCCONNELL (for himself, Mr. COBURN, and Mr. JOHANNIS):

S. 194. A bill to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions; to the Committee on Finance.

By Mr. REID (for Mr. ROCKEFELLER (for himself, Mr. CORNYN, Mr. KOHL, and Ms. SNOWE)):

S. 195. A bill to reinstate Federal matching of State spending of child support incentive payments; to the Committee on Finance.

By Mr. GRASSLEY:

S. 196. A bill to amend the Patient Protection and Affordable Care Act to provide for participation in the Exchange of the President, Vice President, Members of Congress, political appointees, and congressional staff; to the Committee on Homeland Security and Governmental Affairs.

By Mr. ENSIGN (for himself, Mr. INHOFE, Mr. VITTER, Mr. BURR, Mr. CORNYN, and Mr. ALEXANDER):

S. 197. A bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY:

S. 198. A bill to require the return and redistribution among State transportation departments of certain unexpended highway funding; to the Committee on Environment and Public Works.

By Mr. CASEY:

S. 199. A bill to require the obligation of certain highway funding within a 3-year period; to the Committee on Environment and Public Works.

By Mr. SCHUMER:

S. 200. A bill for the relief of Alemseghed Mussie Tesfamariam; to the Committee on the Judiciary.

By Mr. MCCAIN (for himself and Mr. KYL):

S. 201. A bill to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. PAUL (for himself, Mr. DEMINT, and Mr. VITTER):

S. 202. A bill to require a full audit of the Board of Governors of the Federal Reserve System and the Federal reserve banks by the Comptroller General of the United States before the end of 2012, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BEGICH:

S. 203. A bill to direct the Administrator of the National Oceanic and Atmospheric Administration to institute research into the special circumstances associated with oil spill prevention and response in Arctic waters, including assessment of impacts on Arctic marine mammals and other wildlife, marine debris research and removal, and risk assessment, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BEGICH:

S. 204. A bill to amend the Oil Pollution Act of 1990 to permit funds in the Oil Spill Liability Trust to be used by the National Oceanic and Atmospheric Administration, the Coast Guard, and other Federal agencies for certain research, prevention, and response capabilities with respect to discharges of oil, for environmental studies, and for grant programs to communities affected by oil spills on the Outer Continental Shelf, and to provide funding for such uses and for other purposes; to the Committee on Finance.

By Mr. BEGICH:

S. 205. A bill to amend the Outer Continental Shelf Lands Act to require that oil produced from Federal leases in certain Arctic waters be transported by pipeline to onshore facilities and to provide for the sharing of certain Outer Continental Shelf revenues from areas in the Alaska Adjacent Zone; to the Committee on Energy and Natural Resources.

By Mr. LIEBERMAN (for himself, Ms. COLLINS, Mrs. FEINSTEIN, Mr. ALEXANDER, and Mr. ENSIGN):

S. 206. A bill to reauthorize the DC Opportunity Scholarship Program, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. KOHL (for himself, Mrs. FEINSTEIN, Mr. DURBIN, Mr. LEAHY, Mr. REID, Mr. LAUTENBERG, Mrs. BOXER, Mr. WHITEHOUSE, and Ms. KLOBUCHAR):

S. 207. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to enhance the COPS ON THE BEAT grant program, and for other purposes; to the Committee on the Judiciary.

By Mr. KERRY (for himself and Ms. SNOWE):

S. 208. A bill to amend the Internal Revenue Code of 1986 to extend the 100 percent exclusion for gain on certain small business stock; to the Committee on Finance.

By Mr. KIRK:

S. 209. A bill to prohibit the use of funds to transfer individuals detained by the United States at Naval Station, Guantanamo Bay, Cuba, and certain other enemy belligerents to the United States; to the Committee on Armed Services.

By Mr. COBURN (for himself and Mr. WARNER):

S. 210. A bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress; to the Committee on Rules and Administration.

By Mr. HATCH (for himself, Mr. CORNYN, Mr. CRAPO, Mr. INHOFE, Mr. MCCAIN, Mr. GRASSLEY, Mr. ROBERTS, Mr. LUGAR, Mr. BURR, Ms. SNOWE, Mr. ENSIGN, Mr. ISAKSON, Mr. BARRASSO, Mr. JOHANNIS, Mr. CHAMBLISS, Ms. AYOTTE, Mr. PORTMAN, Mr. BLUNT, Mr. HOEVEN, and Mr. KIRK):

S.J. Res. 3. A joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget; to the Committee on the Judiciary.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. NELSON of Florida (for himself, Mr. KERRY, Mrs. FEINSTEIN, Mrs. GILLIBRAND, Mr. CASEY, Mr. LAUTENBERG, Mr. LUGAR, Mr. CORKER, Mr. MENENDEZ, Mr. RUBIO, and Ms. LANDRIEU):

S. Res. 26. A resolution recognizing the anniversary of the tragic earthquake in Haiti on January 12, 2010, honoring those who lost their lives in that earthquake, and expressing continued solidarity with the Haitian people; considered and agreed to.

By Mr. WEBB:

S. Res. 27. A resolution designating January 26, 2011, as "National Kawasaki Disease Awareness Day"; to the Committee on the Judiciary.

By Mr. SCHUMER:

S. Con. Res. 4. A concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States; to the Committee on Veterans' Affairs.

ADDITIONAL COSPONSORS

S. 1

At the request of Mr. REID, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1, a bill to strengthen the economic competitiveness of the United States.

S. 7

At the request of Mr. REID, the name of the Senator from Oregon [Mr. WYDEN] was

added as a cosponsor of S. 7, a bill to reform the Federal tax code.

S. 18

At the request of Mr. JOHANNIS, the names of the Senator from Kentucky [Mr. PAUL] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of S. 18, a bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations and for other purposes.

S. 19

At the request of Mr. HATCH, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 19, a bill to restore American's individual liberty by striking the Federal mandate to purchase insurance.

S. 20

At the request of Mr. HATCH, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 21

At the request of Mr. REID, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 21, a bill to secure the United States against cyber attack, to enhance American competitiveness and create jobs in the information technology industry, and to protect the identities and sensitive information of American citizens and businesses.

S. 32

At the request of Mr. LAUTENBERG, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 32, a bill to prohibit the transfer or possession of large capacity ammunition feeding devices, and for other purposes.

S. 34

At the request of Mr. LAUTENBERG, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 34, a bill to increase public safety by permitting the Attorney General to deny the transfer of firearms or the issuance of firearms and explosives licenses to known or suspected dangerous terrorists.

S. 35

At the request of Mr. LAUTENBERG, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 35, a bill to establish background check procedures for gun shows.

S. 44

At the request of Ms. KLOBUCHAR, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 44, a bill to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate covered part D drug prices on behalf of Medicare beneficiaries.

S. 49

At the request of Mr. KOHL, the name of the Senator from New York [Mr. SCHUMER]

was added as a cosponsor of S. 49, a bill to amend the Federal antitrust laws to provide expanded coverage and to eliminate exemptions from such laws that are contrary to the public interest with respect to railroads.

S. 72

At the request of Mr. BAUCUS, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 72, a bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes.

S. 75

At the request of Mr. KOHL, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 75, a bill to restore the rule that agreements between manufacturers and retailers, distributors, or wholesalers to set the minimum price below which the manufacturer's product or service cannot be sold violates the Sherman Act.

S. 81

At the request of Mr. ISAKSON, the names of the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 81, a bill to direct unused appropriations for Senate Official Personnel and Office Expense Accounts to be deposited in the Treasury and used for deficit reduction or to reduce the Federal debt.

S. 167

At the request of Mr. ENSIGN, the names of the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of S. 167, a bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions.

SENATE RESOLUTION 10

At the request of Mr. UDALL of New Mexico, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of Senate Resolution 10, a resolution to improve the debate and consideration of legislative matters and nominations in the Senate.

SENATE RESOLUTION 20

At the request of Mr. JOHANNIS, the names of the Senator from South Dakota [Mr. THUNE] and the Senator from Idaho [Mr. CRAPO] were added as cosponsors of Senate Resolution 20, a resolution expressing the sense of the Senate that the United States should immediately approve the United States-Korea Free Trade Agreement, the United States-Colombia Trade Promotion Agreement, and the United States-Panama Trade Promotion Agreement.

SENATE RESOLUTION 21

At the request of Mr. MERKLEY, the names of the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from Illinois [Mr. DURBIN], the Senator from

Connecticut [Mr. LIEBERMAN], the Senator from Vermont [Mr. SANDERS], the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Pennsylvania [Mr. CASEY], the Senator from Iowa [Mr. HARKIN] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of Senate Resolution 21, a resolution to amend the Standing Rules of the Senate to provide procedures for extended debate.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate to conduct a hearing on January 26, 2011, at 9:30 a.m., in room SR-325 of the Russell Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate at 10 a.m. on January 26, 2011, in Dirksen 406.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on January 26, 2011, at 10:30 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Protecting American Taxpayers: Significant Accomplishments and Ongoing Challenges in the Fight Against Fraud."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:04 a.m., a message from the House of Representatives, delivered by Mr. Novotny, announced that pursuant to section 114(b) of the John C. Stennis Center for Public Service Training and Development Act (2 U.S.C. 1103), the Democratic leader appoints the following Member to the Board of Trustees for the John C. Stennis Center for Public Service Training and Development for a term of 6 years: TERRI A. SEWELL of Alabama.

HONORING THE VICTIMS AND HEROES OF THE SHOOTING IN TUCSON, ARIZONA

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 14) honoring the victims and heroes of the

shooting on January 8, 2011 in Tucson, Arizona; and

The Senate proceeded to consider the resolution.

The question being on agreeing to the resolution.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending resolution.

Pursuant to the order of yesterday, as modified,

The question being taken.

It was determined in the affirmative--- yeas... 97, nays... 0

[Rollcall vote No. 1 Leg.]

YEAS --- 97

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reid, Risch, Roberts, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Whitehouse, Wicker, Wyden.

So it was

Resolved, That the Senate agree thereto.

Pursuant to the order of yesterday,

The preamble was agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was made and laid on the table.

PROVIDING FOR AN ADDITIONAL TEMPORARY EXTENSION OF PROGRAMS UNDER THE SMALL BUSINESS ACT AND THE SMALL BUSINESS INVESTMENT ACT OF 1958

On the request of Mr. BEGICH,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) laid before the Senate the bill (H.R. 366) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE ANNIVERSARY OF THE TRAGIC EARTHQUAKE IN HAITI

On the request of Mr. BEGICH,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 26) recognizing the anniversary of the tragic earthquake in Haiti on January 12, 2010, honoring those who lost their lives in that earthquake, and expressing continued solidarity with the Haitian people, submitted today by Mr. BILL NELSON (for himself, Mr. KERRY, Mrs. FEINSTEIN, Mrs. GILLIBRAND, Mr. CASEY, Mr. LAUTENBERG, Mr. LUGAR, Mr. CORKER, Mr. MENENDEZ, Mr. RUBIO, and Ms. LANDRIEU), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. BEGICH,

The PRESIDING OFFICER laid before the Senate the bill (S. 192) to repeal the job-killing health care law and health care-related provisions in the Health Care and Education Reconciliation Act of 2010, introduced today by Mr. DEMINT (for himself, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. SCOTT BROWN, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. ENSIGN, Mr. GRAHAM, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNS, Mr. RON JOHNSON, Mr. KYL, Mr. LEE, Mr. MCCAIN, Mr. MCCONNELL, Mr. MORAN, Mr. PAUL, Mr. PORTMAN, Mr. RISCH, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. SHELBY, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, Mr. WICKER, Mr. KIRK, Ms. SNOWE, and Mr. ENZI), and at the desk; which was read the first time.

Mr. BEGICH asked unanimous consent that the bill be read the second time.

Mr. BEGICH objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE AND SPEAKER DIRECTOR OF THE CONGRESSIONAL BUDGET OFFICE

The PRESIDING OFFICER announced that the PRESIDENT pro tempore of the Senate and Speaker of the House of Representatives, pursuant to the provisions of section 201(a)-(2) of the Congressional Budget Act of 1974, had appointed Dr. Douglas W. Elmendorf as Director of the Congressional Budget Office.

APPOINTMENT BY THE PRESIDENT RONALD REAGAN CENTENNIAL COMMISSION

The PRESIDING OFFICER announced that the minority leader, pursuant to Public Law 111-25, had appointed Mr. HATCH to serve as a member of the Ronald Reagan Centennial Commission for the life of the commission.

RECESS

By unanimous consent, on the request of Mr. MERKLEY,

At 7:45 p.m.,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) declared the Senate recessed, subject to the call of the chair.

AT 8:25 P.M.

The PRESIDING OFFICER (Mrs. HAGAN in the chair) called the Senate to order.

ORDER FOR CONSIDERATION OF CERTAIN RESOLUTIONS

By unanimous consent, on the request of Mr. REID,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to consider the following resolutions, en bloc:

A resolution, intended to be submitted by Mr. WYDEN (for himself, Mr. GRASSLEY, and Mrs. MCCASKILL), relative to "secret holds";

A resolution, intended to be submitted by Mr. MARK UDALL, relative to waiving the reading of an amendment;

S. Res. 8. A resolution amending the Standing Rules of the Senate to provide for cloture to be invoked with less than a three-fifths majority after additional debate;

S. Res. 10. A resolution to improve the debate and consideration of legislative matters and nominations in the Senate; and

S. Res. 21. A resolution to amend the Standing Rules of the Senate to provide procedures for extended debate.

Ordered further, That there be 8 hours, equally divided and controlled, for concurrent debate between the two leaders, or their designees; that, upon conclusion of debate, an amendment (in the nature of a substitute) be proposed to resolution S. Res. 10, and agreed to; that an amendment (in the nature of a

substitute) be proposed to resolution S. Res. 21, and agreed to; that the Senate then vote in relation to the resolutions, as may be amended, in the aforementioned order; that the resolutions intended to be submitted by Mr. WYDEN and Mr. MARK UDALL each receive a minimum of 60 yeas votes to be agreed to; and that resolutions S. Res. 8, S. Res. 10, and S. Res. 21 each receive votes of a minimum of two-thirds of Senators present and voting to be agreed to.

Ordered further, That, except for the aforementioned amendments (in the nature of a substitute) to resolutions S. Res. 10 and S. Res. 21, no amendment, motion, or point of order be in order to a resolution prior to a vote in relation to the resolution; and that, if the Senate fails to agree to a resolution with the aforementioned minimum, the resolution return to its previous status.

REMOVAL OF INJUNCTION OF SECRECY

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That the injunction of secrecy be removed from Treaty Document 112-1, received from the President on today.

ORDERS FOR ADJOURNMENT UNTIL 10:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to consider resolutions, en bloc, as pursuant to the order of today.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:29 p.m.,

The Senate adjourned, pursuant to the provisions of S. Res. 14, as a further mark of respect to the victims and heroes of the tragedy in Tucson, Arizona, and under its order of today, until 10:30 a.m. on tomorrow.

THURSDAY, JANUARY 27, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10:30 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, January 27, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 192) to repeal the job-killing health care law and health care-related provisions in the Health Care and Education Reconciliation Act of 2010, introduced today by Mr. DEMINT (for himself, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. SCOTT BROWN, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. ENSIGN, Mr. GRAHAM, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. RON JOHNSON, Mr. KYL, Mr. LEE, Mr. MCCAIN, Mr. MCCONNELL, Mr. MORAN, Mr. PAUL, Mr. PORTMAN, Mr. RISCH, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. SHELBY, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, Mr. WICKER, Mr. KIRK, Ms. SNOWE, and Mr.

ENZI), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

CONSIDERATION OF CERTAIN RESOLUTIONS, EN BLOC

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate the following resolutions, en bloc:

S. Res. 8. A resolution amending the Standing Rules of the Senate to provide for cloture to be invoked with less than a three-fifths majority after additional debate;

S. Res. 10. A resolution to improve the debate and consideration of legislative matters and nominations in the Senate;

S. Res. 21. A resolution to amend the Standing Rules of the Senate to provide procedures for extended debate;

S. Res. 28. A resolution to establish as a standing order of the Senate that a Senator publicly disclose a notice of intent to object to any measure or matter; and

S. Res. 29. A resolution to permit the waiving of the reading of an amendment if the text and adequate notice are provided.

The Senate proceeded to consider the resolutions, en bloc.

Pursuant to the order of yesterday,

On motion by Mr. TOM UDALL to strike all after the resolving clause of resolution S. Res. 10 and insert in lieu thereof other words (being amendment No. 1, in the nature of a substitute).

On motion by Mr. MERKLEY (for himself and Mr. BEGICH) to strike all after the resolving clause of resolution S. Res. 21 and insert in lieu thereof other words (being amendment No. 2, in the nature of a substitute).

Pursuant to the order of yesterday,

The question being on agreeing to resolution S. Res. 28.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That time in quorum calls be counted equally against time for debate.

The question being on agreeing to resolution S. Res. 28.

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the order of yesterday, the Senate recess at 1 p.m. (until 2:15 p.m.)

The question being on agreeing to resolution S. Res. 28.

RECESS

Pursuant to the order of yesterday, as modified,

At 1:01 p.m.,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. SANDERS in the chair) called the Senate to order.

CONSIDERATION OF CERTAIN
RESOLUTIONS, EN BLOC

The Senate resumed consideration of resolutions S. Res. 8, S. Res. 10, S. Res. 21, S. Res. 28, and S. Res. 29, en bloc.

The question being on agreeing to resolution S. Res. 28.

Pending debate,

On motion by Mr. WYDEN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending resolution.

The question being on agreeing to resolution S. Res. 28.

Pending debate,

By unanimous consent, on the request of Mr. MARK UDALL,

Ordered, That Mr. MERKLEY be added as cosponsor to S. Res. 29.

The question being on agreeing to resolution S. Res. 28.

Pending debate,

By unanimous consent, on the request of Mr. WYDEN,

Ordered, That Mr. MERKLEY be added as cosponsor to the pending resolution.

The question being on agreeing to resolution S. Res. 28.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That time for debate be concluded; that there be 2 minutes, equally divided controlled, for debate prior to each vote; and that each vote following the first be 10 minutes in duration.

The question being taken on agreeing to resolution S. Res. 28.

It was determined in the affirmative---
yeas... 92, nays... 4

[Rollcall vote No. 2 Leg.]

YEAS --- 92

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Inhofe, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin,

Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 4

DeMint, Ensign, Lee, Paul.

So it was

Resolved, That the Senate agree thereto.

On motion by Mr. CARDIN to reconsider the vote agreeing to the resolution.

On motion by Mr. CARDIN,

The motion to reconsider was laid on the table.

Pursuant to the order of yesterday,

The question being on agreeing to resolution S. Res. 29.

After debate,

On motion by Mr. MARK UDALL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending resolution.

The question being taken.

It was determined in the affirmative---
yeas... 81, nays... 15

[Rollcall vote No. 3 Leg.]

YEAS --- 81

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Durbin, Enzi, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hoeven, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 15

Coburn, Cornyn, Crapo, DeMint, Ensign, Hatch, Inhofe, Lee, Paul, Risch, Rubio, Sessions, Thune, Toomey, Vitter.

So it was

Resolved, That the Senate agree thereto.

Pursuant to the order of yesterday,

The question being on agreeing to resolution S. Res. 8.

After debate,

On motion by Mr. HARKIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending resolution.

The question being taken.

It was determined in the negative---
yeas... 12, nays... 84

[Rollcall vote No. 4 Leg.]

YEAS --- 12

Begich, Blumenthal, Durbin, Gillibrand, Harkin, Kerry, Kohl, Lautenberg, Lieberman, Mikulski, Shaheen, Udall (NM).

NAYS --- 84

Akaka, Alexander, Ayotte, Barrasso, Baucus, Bennet, Bingaman, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Franken, Graham, Grassley, Hagan, Hatch, Hoeven, Inhofe, Isakson, Johanns, Johnson (SD), Johnson (WI), Kirk, Klobuchar, Kyl, Landrieu, Leahy, Lee, Levin, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the resolution was not agreed to; two-thirds of Senators voting, not having voted in the affirmative, as pursuant to the order of yesterday.

Pursuant to the order of yesterday,

The question being on agreeing to resolution S. Res. 10.

Pursuant to the order of yesterday,

The amendment (No. 1, in the nature of a substitute) thereto was agreed to.

The question being on agreeing to the resolution, as amended.

After debate,

On motion by Mr. TOM UDALL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending resolution, as amended.

The question being taken.

It was determined in the negative---
yeas... 44, nays... 51

[Rollcall vote No. 5 Leg.]

YEAS --- 44

Akaka, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Franken, Gillibrand, Hagan, Harkin, Johnson (SD), Klobuchar, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Whitehouse, Wyden.

NAYS --- 51

Alexander, Ayotte, Barrasso, Baucus, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kohl, Kyl, Lee, Lugar, McConnell, Moran, Murkowski, Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Webb, Wicker.

So the resolution, as amended, was not agreed to; two-thirds of Senators voting, not having voted in the affirmative, as pursuant to the order of yesterday.

Pursuant to the order of yesterday,

The question being on agreeing to resolution S. Res. 21.

Pursuant to the order of yesterday,

The amendment (No. 2, in the nature of a substitute) thereto was agreed to.

The question being on agreeing to the resolution, as amended.

After debate,

On motion by Mr. MERKLEY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending resolution, as amended.

The question being taken.

It was determined in the negative---
yeas... 46, nays... 49

[Rollcall vote No. 6 Leg.]

YEAS --- 46

Akaka, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Franken, Gillibrand, Hagan, Harkin, Johnson (SD), Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Reed, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 49

Alexander, Ayotte, Barrasso, Baucus, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Levin, Lugar, McConnell, Moran, Murkowski, Paul, Portman, Pryor, Reid, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the resolution, as amended, was not agreed to.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. CARPER,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-221. A communication from the Secretary of the Department of Agriculture, transmitting, pursuant to law, a report entitled

"Herger-Feinstein Quincy Library Group Forest Recovery Act Pilot Project Status Report to Congress for Fiscal Year 2009"; to the Committee on Agriculture, Nutrition, and Forestry.

EC-222. A communication from the Management Analyst, Directives and Regulations Branch, Forest Service, transmitting, pursuant to law, the report of a rule entitled "Prohibitions in Areas Designated by Order - Closure of National Forest System Lands to Protect Privacy of Tribal Activities" (RIN0596-AC93) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-223. A communication from the Director of the Policy Issuances Division, Food Safety and Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Nutrition Labeling of Single-Ingredient Products and Ground or Chopped Meat and Poultry Products" (RIN0583-AC60) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-224. A communication from the Chief, Planning and Regulatory Affairs Branch, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Supplemental Nutrition Assistance Program: Regulation Restructuring to Reflect the End of Coupon Issuance System" (RIN0584-AD48) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-225. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Black Stem Rust; Additions of Rust-Resistant Varieties" (Docket No. APHIS-2010-0088) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-226. A communication from the Under Secretary of Defense (Comptroller), Department of Defense, transmitting, pursuant to law, a quarterly report entitled, "Acceptance of Contributions for Defense Programs, Projects, and Activities; Defense Cooperation Account"; to the Committee on Armed Services.

EC-227. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a quarterly report relative to withdrawals or diversions of equipment from Reserve component units from July 1, 2010 to

September 30, 2010; to the Committee on Armed Services.

EC-228. A communication from the Assistant Secretary of Defense (Reserve Affairs), transmitting, pursuant to law, a report relative to a proposed change to the Fiscal Year 2010 National Guard and Reserve Equipment Appropriation (NGREA) procurement; to the Committee on Armed Services.

EC-229. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, the Armed Forces Retirement Home - Washington's 2010 Accreditation Report; to the Committee on Armed Services.

EC-230. A communication from the Assistant Secretary of Defense (Health Affairs), transmitting, pursuant to law, the Department's Health Care Quality Report for 2010; to the Committee on Armed Services.

EC-231. A communication from the Deputy Assistant Secretary of Defense (Force Health Protection and Readiness) performing the duties of the Assistant Secretary of Defense (Health Affairs), transmitting, pursuant to law, a report relative to pain care initiatives provided by the health care programs of the Department of Defense; to the Committee on Armed Services.

EC-232. A communication from the Acting Director of the Acquisition Policy and Legislation Branch, Office of the Chief Procurement Officer, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Revision of Department of Homeland Security Acquisition Regulation" (RIN1601-AA16) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Armed Services.

EC-233. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Organizational Conflicts of Interest in Major Defense Acquisition Programs" ((RIN0750-AG63)-(DFARS Case 2009-D015)) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Armed Services.

EC-234. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act Regulations" (RIN1557-AD34) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-235. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of

the Treasury, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act Regulations" (RIN1557-AD32) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-236. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "The Low Income Definition" (RIN3133-AD75) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-237. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act Regulations" ((RIN7100-AD50)(FRB Docket No. R-1387)) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-238. A communication from the Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Issuer Review of Assets Underlying Asset-Backed Securities" (RIN3235-AK76) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-239. A communication from the Deputy to the Chairman for External Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act Regulations" (RIN3064-AD60) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-240. A communication from the Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Disclosure for Asset-Backed Securities Required by Section 943 of the Dodd-Frank Wall Street Reform and Consumer Protection Act" (RIN3235-AK75) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-241. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Additions and Revisions to the List of Validated End-Users in the People's Republic of China: CSMC Technologies

Corporation and Advanced Micro Devices China, Inc." (RIN0694-AF07) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-242. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2010-0003)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-243. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2010-0003)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-244. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0003)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-245. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0003)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-246. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-247. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0003)) received in the

Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-248. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-249. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-250. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-251. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-252. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-253. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-254. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a

rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-255. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-256. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-257. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-258. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2010-0003)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-259. A communication from the President of the United States of America, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 12947 with respect to terrorists who threaten to disrupt the Middle East peace process; to the Committee on Banking, Housing, and Urban Affairs.

EC-260. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a report on the continuation of the national emergency that was declared in Executive Order 13396 on February 7, 2006, with respect to the situation in or in relation to Cote d'Ivoire; to the Committee on Banking, Housing, and Urban Affairs.

EC-261. A communication from the Secretary of Commerce, transmitting, pursuant to law, a report relative to the Department's 2011 Report on Foreign Policy-Based Export Controls; to the Committee on Banking, Housing, and Urban Affairs.

EC-262. A communication from the Deputy to the Chairman for External Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act Regulations" (RIN3064-AD68) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-263. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program for Consumer Products: Test Procedures for Clothes Dryers and Room Air Conditioners; Final Rule" (RIN1904-AC02) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Energy and Natural Resources.

EC-264. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report relative to the acceptance of gifted land in Tulare and Kern Counties, California; to the Committee on Energy and Natural Resources.

EC-265. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Deferral of Income from Sale of Gift Cards" (Rev. Proc. 2011-18) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Finance.

EC-266. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Certain Changes in Method of Accounting for Organizations to which Section 833 Applies" (Notice 2011-4) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Finance.

EC-267. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Technical Corrections: Matters Subject to Protest and Various Protest Time Limits" (CBP Dec. 11-02) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Finance.

EC-268. A communication from the Chief of the Trade and Commercial Regulations

Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "United States - - Oman Free Trade Agreement" (RIN1515-AD68) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Finance.

EC-269. A communication from the Program Manager, Administration for Children and Families, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Safeguarding Child Support Information" (45 CFR Parts 301, 302, 303, and 307) received in the Office of the President of the Senate on January 5, 2010; to the Committee on Finance.

EC-270. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; End-Stage Renal Disease Quality Incentive Program" (RIN0938-AP91) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Finance.

EC-271. A communication from the Secretary of Health and Human Services and the Attorney General, transmitting, pursuant to law, an annual report relative to the Health Care Fraud and Abuse Control Program for fiscal year 2010; to the Committee on Finance.

EC-272. A communication from the Secretary, Judicial Conference of the United States, transmitting, pursuant to law, a report relative to the continuing need for authorized bankruptcy judgeships; to the Committee on the Judiciary.

EC-273. A communication from the Associate Attorney General, Office of Legal Policy, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Applicability of the Sex Offender Registration and Notification Act" (RIN1105-AB22) received in the Office of the President of the Senate on January 25, 2011; to the Committee on the Judiciary.

EC-274. A communication from the Rules Administrator, Office of General Counsel, Federal Bureau of Prisons, transmitting, pursuant to law, the report of a rule entitled "Inmate Discipline Program/Special Housing Units: Subpart Revision and Clarification" (RIN1120-AB18) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on the Judiciary.

EC-275. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Yamhill-Carlton Viticultural Area" (RIN1513-AB65) received

in the Office of the President of the Senate on January 25, 2011; to the Committee on the Judiciary.

EC-276. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Expansion of the Santa Maria Valley Viticultural Area" (RIN1513-AB31) received in the Office of the President of the Senate on January 25, 2011; to the Committee on the Judiciary.

EC-277. A communication from the Clerk of Court, United States Court of Federal Claims, transmitting, pursuant to law, the Court's annual report for the year ended September 30, 2010; to the Committee on the Judiciary.

EC-278. A communication from the National Executive Secretary, Navy Club of the United States of America, transmitting, pursuant to law, a report relative to the national financial statement of the organization, and national staff and convention minutes for the year ending July 31, 2010; to the Committee on the Judiciary.

EC-279. A communication from the Chief Privacy and Civil Liberties Officer, Office of Privacy and Civil Liberties, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Exemption of Privacy Act System of Records of the Federal Bureau of Investigation: 'Data Integration and Visualization System, (DIVS), FBI-021'" (28 CFR Part 16) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on the Judiciary.

EC-280. A communication from the Assistant Secretary of the Employment and Training Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Wage Methodology for the Temporary Non-Agricultural Employment H-2B Program" (RIN1205-AB61) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-281. A communication from the Assistant Secretary, Occupational Safety and Health Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Procedures for the Handling of Retaliation Complaints Under the Employee Protection Provisions of Six Environmental Statutes and Section 211 of the Energy Reorganization Act of 1974, as Amended" (RIN1218-AC25) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-282. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to

law, the report of a rule entitled "Uniform Compliance Date for Food Labeling Regulations" (Docket No. FDA-2000-N-0011) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-283. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Informed Consent Elements" ((RIN0910-AG32)-(Docket No. FDA-2009-N-0592)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-284. A communication from the Executive Analyst, Department of Health and Human Services, transmitting, pursuant to law, a report relative to (2) vacancies in the Department of Health and Human Services, received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-285. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled, "Health, United States, 2010"; to the Committee on Health, Education, Labor, and Pensions.

EC-286. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from Simonds Saw and Steel Company, Lockport, New York, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-287. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from BWX Technologies, Inc., Lynchburg, VA, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-288. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from Texas City Chemicals, Inc., Texas City, Texas, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-289. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Performance Report of the Food and Drug Administration's Office of Combination Products for fiscal year 2009; to the Committee on Health, Education, Labor, and Pensions.

EC-290. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting,

pursuant to law, a report relative to the implementation of the Danger Pay Allowance for Nogales, Mexico; to the Committee on Foreign Relations.

EC-291. A communication from the Chairman of the Broadcasting Board of Governors, transmitting, pursuant to law, the Board's Annual Federal Information Security Management Act Report for Fiscal Year 2010; to the Committee on Foreign Relations.

EC-292. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Limited Service Domestic Voyage Load Lines for River Barges on Lake Michigan" ((RIN1625-AA17)(Docket No. USCG-1998-4623)) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-293. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Traffic Separation Schemes: In the Strait of Juan de Fuca and its Approaches; in Puget Sound and its Approaches; and in Haro Strait, Boundary Pass, and the Strait of Georgia" ((RIN1625-AA48)(Docket No. USCG-2002-12702)) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-294. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zone; U.S. Coast Guard BSU Seattle, Pier 36, Seattle, WA; Correction" ((RIN1625-AA87)(Docket No. USCG-2010-0021)) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-295. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (193); Amdt. 3404" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-296. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (26); Amdt. 3405" (RIN2120-AA65) received during adjournment of the Senate in the Office of the

President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-297. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (44); Amdt. 3406" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-298. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (26); Amdt. 3407" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-299. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Using Agency for Restricted Areas R-5301; R-5302A, B, and C; and R-5313A, B, C, and D; Airspace Docket No. 10-ASO-28" ((RIN2120-AA66)(Docket No. FAA-2010-1071)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-300. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of the Process for Requesting a Waiver of the Mandatory Separation Age of 56 for Air Traffic Control Specialists" ((RIN2120-AJ66)(Docket No. FAA-2010-0567)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-301. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Feathering Propeller Systems for Light-Sport Aircraft Powered Gliders" ((RIN2120-AJ81)(Docket No. FAA-2010-0812)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-302. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security,

transmitting, pursuant to law, the report of a rule entitled "Safety Zone; USS Fort Worth Launch, Marinette, WI" ((RIN1625-AA00)-(Docket No. USCG-2010-1044)) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-303. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Bridge Demolition; Illinois River, Seneca, IL" ((RIN1625-AA00)(Docket No. USCG-2010-1043)) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-304. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; 'Contagion' Movie Filming, Calumet River, Chicago, IL" ((RIN1625-AA00)(Docket No. USCG-2010-1013)) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. ISAKSON (for himself, Mrs. SHAHEEN, Mr. ALEXANDER, Mr. VITTER, Mr. THUNE, Mr. CRAPO, Mr. CHAMBLISS, Mr. CORKER, and Mr. HARKIN):

S. 211. A bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government; to the Committee on the Budget.

By Mr. BAUCUS (for himself and Mr. TESTER):

S. 212. A bill to amend title 10, United States Code, to authorize long-term contracts for the procurement of certain liquid transportation fuels for the Department of Defense; to the Committee on Armed Services.

By Mr. ROBERTS (for himself and Mr. MORAN):

S. 213. A bill to authorize and request the President to award the Medal of Honor posthumously to Captain Emil Kapaun of the United States Army for acts of valor during the Korean War; to the Committee on Armed Services.

By Mr. MENENDEZ:

S. 214. A bill to amend the Oil Pollution Act of 1990 to require oil polluters to pay the full cost of oil spills, and for other purposes;

to the Committee on Environment and Public Works.

By Mr. MENENDEZ:

S. 215. A bill to amend the Internal Revenue Code of 1986 to require oil polluters to pay the full cost of oil spills, and for other purposes; to the Committee on Finance.

By Mr. LEAHY (for himself, Ms. KLOBUCHAR, Mr. FRANKEN, Mr. KOHL, Mrs. FEINSTEIN, and Mr. DURBIN):

S. 216. A bill to increase criminal penalties for certain knowing and intentional violations relating to food that is misbranded or adulterated; to the Committee on the Judiciary.

By Mr. DEMINT (for himself, Mr. ALEXANDER, Mr. BARRASSO, Mr. BURR, Mr. CHAMBLISS, Mr. COCHRAN, Mr. ENZI, Mr. GRAHAM, Mr. INHOFE, Mr. KYL, Mr. MCCAIN, Mr. MORAN, Mr. PAUL, Mr. RISCH, Mr. SHELBY, Mr. THUNE, Mr. VITTER, Mr. WICKER, Mr. ROBERTS, Mr. CORKER, and Mr. CORNYN):

S. 217. A bill to amend the National Labor Relations Act to ensure the right of employees to a secret ballot election conducted by the National Labor Relations Board; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ENSIGN:

S. 218. A bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system; to the Committee on the Judiciary.

By Mr. TESTER (for himself, Mr. COCHRAN, Mr. LEVIN, Mrs. MCCASKILL, Mrs. SHAHEEN, Mr. SCHUMER, Mr. UDALL of Colorado, Mrs. FEINSTEIN, Mr. LUGAR, Mr. CARDIN, Mr. GRAHAM, Mr. ROCKEFELLER, and Mr. BEGICH):

S. 219. A bill to require Senate candidates to file designations, statements, and reports in electronic form; to the Committee on Rules and Administration.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 220. A bill to provide for the reforestation of forest landscapes, protection of old growth forests, and management of national forests in the eastside forests of the State of Oregon; to the Committee on Energy and Natural Resources.

By Mr. BROWN of Ohio (for himself, Mr. ROCKEFELLER, Ms. STABENOW, and Mr. CASEY):

S. 221. A bill to amend the Internal Revenue Code of 1986 to extend the health insurance costs tax credit, and for other purposes; to the Committee on Finance.

By Mr. WHITEHOUSE:

S. 222. A bill to limit investor and homeowner losses in foreclosures, and for

other purposes; to the Committee on the Judiciary.

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. ROCKEFELLER:

S. 223. A bill to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; read the first time.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. WYDEN (for himself, Mr. GRASSLEY, Mrs. MCCASKILL, Mr. BROWN of Ohio, Mr. BINGAMAN, Mr. INHOFE, Mrs. MURRAY, Mrs. SHAHEEN, Mr. UDALL of Colorado, Mr. WHITEHOUSE, Ms. KLOBUCHAR, Ms. COLLINS, Mr. DURBIN, Mrs. GILLIBRAND, Mr. TESTER, Mr. JOHANNES, Mr. MERKLEY, Mr. BEGICH, and Mr. MANCHIN):

S. Res. 28. A resolution to establish as a standing order of the Senate that a Senator publicly disclose a notice of intent to objecting to any measure or matter; considered and agreed to.

By Mr. UDALL of Colorado (for himself and Mr. MERKLEY):

S. Res. 29. A resolution to permit the waiving of the reading of an amendment if the text and adequate notice are provided; considered and agreed to.

By Ms. SNOWE (for herself and Mrs. MURRAY):

S. Res. 30. A resolution celebrating February 2, 2011, as the 25th anniversary of "National Women and Girls in Sports Day"; to the Committee on the Judiciary.

By Mr. REID (for Mr. INOUE (for himself, Ms. MURKOWSKI, and Mr. COCHRAN)):

S. Res. 31. A resolution commemorating the 110th anniversary of the United States Army Nurse Corps; considered and agreed to.

By Mr. CRAPO (for himself and Mr. LIEBERMAN):

S. Res. 32. A resolution designating the month of February 2011 as "National Teen Dating Violence Awareness and Prevention Month"; considered and agreed to.

By Mr. MORAN (for himself and Mr. ROBERTS):

S. Res. 33. A resolution expressing the sense of the Senate relating to the 150th anniversary of the admittance of the State of

Kansas to the United States as the 34th State; considered and agreed to.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 18

At the request of Mr. JOHANNES, the names of the Senator from Wisconsin [Mr. JOHNSON] and the Senator from Virginia [Mr. WEBB] were added as cosponsors of S. 18, a bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations and for other purposes.

S. 21

At the request of Mr. REID, the names of the Senator from Maryland [Ms. MIKULSKI] and the Senator from Rhode Island [Mr. WHITEHOUSE] were added as cosponsors of S. 21, a bill to secure the United States against cyber attack, to enhance American competitiveness and create jobs in the information technology industry, and to protect the identities and sensitive information of American citizens and businesses.

S. 23

At the request of Mr. LEAHY, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 23, a bill to amend title 35, United States Code, to provide for patent reform.

S. 72

At the request of Mr. BAUCUS, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 72, a bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes.

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 168

At the request of Mr. VITTER, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 168, a bill to

amend the Help America Vote Act of 2002 to establish standards for the distribution of voter registration application forms and to require organizations to register with the State prior to the distribution of such forms.

S. 183

At the request of Mr. ROCKEFELLER, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 183, a bill to clarify the applicability of certain maritime laws with respect to the blowout and explosion of the mobile offshore drilling unit Deepwater Horizon.

SENATE RESOLUTION 21

At the request of Mr. MERKLEY, the names of the Senator from North Carolina [Mrs. HAGAN], the Senator from Minnesota [Mr. FRANKEN], the Senator from Colorado [Mr. UDALL], the Senator from Ohio [Mr. BROWN], the Senator from Minnesota [Ms. KLOBUCHAR], the Senator from West Virginia [Mr. MANCHIN] and the Senator from Delaware [Mr. COONS] were added as cosponsors of Senate Resolution 21, a resolution to amend the Standing Rules of the Senate to provide procedures for extended debate.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. MANCHIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

AD HOC SUBCOMMITTEE ON DISASTER RECOVERY

The Ad Hoc Subcommittee on Disaster Recovery of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on January 27, 2011, at 1:30 p.m., to conduct a hearing entitled, "Gulf Coast Recovery: An Examination of Claims Administration and Social Services in the Aftermath of the Deepwater Horizon Oil Spill."

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on January 27, 2011, at 9:30 a.m.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on January 27, 2011, at 2:15 p.m., to hold a European Affairs subcommittee hearing entitled, "Crackdown in Belarus: Responding to the Lukashenko Regime."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate, to conduct a hearing entitled "The Affordable Care Act: The Impact of Health Insurance Reform on Health Care Consumers" on January 27, 2011, at 10 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on January 27, 2011, at 11 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on January 27, 2011, at 2:15 p.m., to hold a European Affairs subcommittee hearing entitled, "Crackdown in Belarus: Responding to the Lukashenko Regime."

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "The Affordable Care Act: The Impact of Health Insurance Reform on Health Care Consumers" on January 27, 2011, at 10 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on January 27, 2011, at 11 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:23 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 359. An act to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions.

The message also announced that the Speaker has signed the following enrolled bill:

H.R. 366. An act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

The message further announced that pursuant to 15 U.S.C. 1024(a), and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Joint Economic Committee: Mr. BRADY of Texas, Chairman, Mr. BURGESS of Texas, Mr. CAMPBELL of California, Mr. DUFFY of Wisconsin, Mr. AMASH of Michigan, and Mr. MULVANEY of South Carolina.

The message also announced that pursuant to 22 U.S.C. 1928a, clause 10 of rule I, and the order of the House of January 5, 2011, the Speaker appoints the following Member of

the House of Representatives to the United States Group of the NATO Parliamentary Assembly: Mr. TURNER of Ohio, Chairman, Mr. SHIMKUS of Illinois, Mr. SHUSTER of Pennsylvania, Mr. MILLER of Florida, Mrs. EMERSON of Missouri, Ms. GRANGER of Texas, and Mr. BILIRAKIS of Florida.

The message further announced that pursuant to section 201(a)(2) of the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 601), and the order of the House of January 5, 2011, the Speaker and the PRESIDENT pro tempore of the Senate hereby jointly appoint the following individual to the Congressional Budget Office for the term expiring January 3, 2015: Dr. Douglas W. Elmendorf, Director.

The message also announced that pursuant to sections 5580 and 5581 of the revised statutes (20 U.S.C. 42-43), and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Board of Regents of the Smithsonian Institution: Mr. JOHNSON of Ohio and Mr. LATOURETTE of Ohio.

COMMEMORATING THE 110TH
ANNIVERSARY OF THE UNITED
STATES ARMY NURSE CORPS

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 31) commemorating the 110th anniversary of the United States Army Nurse Corps, submitted today by Mr. REID for Mr. INOUE (for himself, Mr. COCHRAN, and Ms. MURKOWSKI), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL TEEN
DATING VIOLENCE AWARENESS
AND PREVENTION MONTH"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 32) designating the month of February 2011 as "National Teen Dating Violence Awareness and Prevention Month", submitted today by Mr. CRAPO (for himself and Mr. LIEBERMAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING THE SENSE OF THE
SENATE RELATING TO THE 150TH
ANNIVERSARY OF THE
ADMITTANCE OF THE STATE OF
KANSAS TO THE UNITED STATES

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 33) expressing the sense of the Senate relating to the 150th anniversary of the admittance of the State of Kansas to the United States as the 34th State, submitted today by Mr. MORAN (for himself and Mr. ROBERTS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes, introduced today by Mr. ROCKEFELLER, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDER FOR BILL TO BE READ THE
SECOND TIME AND PLACED ON
THE CALENDAR

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding an adjournment of the Senate on tomorrow, bill S. 223 be considered read the second time; an objection made to further proceedings; and the bill placed on the calendar under provisions of rule XIV of the Standing Rules of the Senate.

Pending debate,

APPOINTMENT BY THE VICE PRESIDENT

BOARD OF REGENTS OF THE SMITHSONIAN INSTITUTION

The PRESIDING OFFICER on behalf of the VICE PRESIDENT, pursuant to the provisions of 20 U.S.C., sections 42 and 43, appoints and reappoints the following Senators as members of the Board of Regents of the Smithsonian Institution, respectively: Mr. REED and Mr. LEAHY.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, JANUARY 31, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, January 31, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:01 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, January 31, 2011.

MONDAY, JANUARY 31, 2011

Mr. HARRY REID, from the State of Nevada, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. REID led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, January 31, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable HARRY REID, a Senator from the State of Nevada, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. REID took the chair.

THE JOURNAL

Pursuant to the order of Thursday, January 27, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, January 27, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, January 27, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE HOUSE RECEIVED DURING ADJOURNMENT ENROLLED BILL SIGNED

Under the authority of the order of the Senate of January 5, 2011, the following enrolled bill, previously signed by the Speaker of the House, was signed on January 28, 2011, during the adjournment of the Senate, by the PRESIDENT pro tempore.

H.R. 366. An act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-305. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Benton, IL" ((RIN2120-AA66)(Docket No. FAA-2010-0838)) received during adjournment of the Senate in

the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-306. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Central City, NE" ((RIN2120-AA66)(Docket No. FAA-2010-0837)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-307. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Crewe, VA" ((RIN2120-AA66)(Docket No. FAA-2010-0692)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-308. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Port Clarence, AK" ((RIN2120-AA66)(Docket No. FAA-2010-0354)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-309. A communication from the Secretary of the Federal Trade Commission, transmitting, pursuant to law, a report entitled "Report to Congress Under Section 319 of the Fair and Accurate Credit Transactions Act of 2003 (December 2010)"; to the Committee on Commerce, Science, and Transportation.

EC-310. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Johnson, KS" ((RIN2120-AA66)(Docket No. FAA-2010-0841)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-311. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Taos, NM" ((RIN2120-AA66)(Docket No. FAA-2010-0842)) received during adjournment of the Senate in the Office of the President of the Senate on

January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-312. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Henderson, KY" ((RIN2120-AA66)(Docket No. FAA-2010-0937)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-313. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Columbus, OH" ((RIN2120-AA66)(Docket No. FAA-2010-0770)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-314. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Mansfield, OH" ((RIN2120-AA66)(Docket No. FAA-2010-0771)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-315. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment and Revocation of Class E Airspace; Vero Beach, FL" ((RIN2120-AA66)(Docket No. FAA-2010-09241)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-316. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Rawlins, WY" ((RIN2120-AA66)(Docket No. FAA-2010-0919)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-317. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Portland, OR" ((RIN2120-

AA66)(Docket No. FAA-2010-0719)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-318. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revocation of Class E Airspace; Lone Star, TX" ((RIN2120-AA66)(Docket No. FAA-2010-0772)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-319. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class D and E Airspace, and Revocation of Class E Airspace; Flagstaff, AZ" ((RIN2120-AA66)(Docket No. FAA-2010-0784)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-320. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce Deutschland Ltd. and Co. KG Models BR700-710A1-10; BR700-710A2-20; and BR700-710C4-11 Turbofan Engines" ((RIN2120-AA64)-(Docket No. FAA-2010-0614)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-321. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Hawker Beechcraft Corporation Models B200, B200GT, B300, and B300C Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1242)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-322. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-200C, 747-200F, 747-300, 747SR, and 747SP Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0614)) received during adjournment of the Senate in

the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-323. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pacific Aerospace Limited Model FU24-954 and FU24A-954 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1021)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-324. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 777-200, -300, and -300ER Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2007-27042)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-325. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 777-200 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2009-0430)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-326. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-600, -700, -700C, -800, and -900 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2009-0913)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-327. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0674)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-328. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 767 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0127)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-329. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747-200C, -200F, -400, -400D, and -400F Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0232)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-330. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A321-211, -212, -231, and -232 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1201)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-331. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Sikorsky Aircraft Corporation (Sikorsky) Model S76A, B, and C Helicopters" ((RIN2120-AA64)(Docket No. FAA-2010-1250)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-332. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; DASSAULT AVIATION Model MYSTERE-FALCON 50 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1155)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-333. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Airworthiness Directives; Airbus Model A318-111 and A318-112 Airplanes and Model A319, A320, and A321 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2008-0670)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-334. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0850)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-335. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; McDonnell Douglas Corporation Model DC-9-30, DC-9-40, and DC-9-50 Series Airplanes, Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), and DC-9-87 (MD-87) Airplanes, and Model MD-88 and MD-90-30 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2008-0934)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-336. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; British Aerospace Regional Aircraft Models Jetstream Series 3101 and Jetstream Model 3201 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0942)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-337. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; ROLLADEN-SCHNEIDER Flugzeugbau GmbH Model LS6 Gliders" ((RIN2120-AA64)(Docket No. FAA-2010-1286)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-338. A communication from the Senior Program Analyst, Federal Aviation

Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Air Tractor, Inc. Models AT-802 and AT-802A Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0827)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-339. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-200, -300, -400, and -500 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0437)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-340. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0805)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-341. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Piper Aircraft, Inc. Model PA-28-161 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1006)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-342. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-201, -202, -203, -223, and -243 Airplanes; Airbus Model A330-300 Series Airplanes; and Airbus Model A340-200 and -300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0952)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-343. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness

Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-500 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1023)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-344. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; 328 Support Services GmbH (Type Certificate Previously Held by AvCraft Aerospace GmbH; Fairchild Dornier GmbH; Dornier Luftfahrt GmbH) Model 328-100 and -300 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-0955)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-345. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A310 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0854)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-346. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.28 Mark 0100 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-0701)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-347. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model MD-90-30 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-0953)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-348. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; B/E Aerospace Protective Breathing Equipment (PBE) Part Number 119003-11 Installed on Various Transport

Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0797)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-349. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Cessna Aircraft Company (Cessna) Type Certificate A00003SE (Previously Held by Columbia Aircraft Manufacturing (Previously The Lancair Company)) Models LC41-550FG and LC42-550FG Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1297)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-350. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model BD-700-1A10 and BD-700-1A11 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0959)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-351. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-300, -400, and -500 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0855)) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-352. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Interpretation of 'Children's Product'" (16 CFR Part 1200) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-353. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Commission Involvement in Voluntary Standards" (16 CFR Part 1031) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-354. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Substantial Product Hazard Reports" (16 CFR Part 1115) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-355. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Adjustment of Monetary Threshold for Reporting Rail Equipment Accidents/Incidents for Calendar Year 2011" (RIN2130-ZA04) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-356. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Adjustment of Monetary Threshold for Reporting Rail Equipment Accidents/Incidents for Calendar Year 2010" (RIN2130-ZA02) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-357. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Inseason Adjustment to the 2011 Bering Sea Pollock Total Allowable Catch Amount" (RIN0648-XA121) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-358. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Summer Flounder, Scup, and Black Sea Bass Fisheries; 2011 Summer Flounder, Scup, and Black Sea Bass Specifications; Preliminary 2011 Quota Adjustments; 2011 Summer Flounder Quota for Delaware" (RIN0648-XY82) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-359. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable

Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Steller Sea Lion Protection Measures for the Bering Sea and Aleutian Islands Groundfish Fisheries Off Alaska; Correction" (RIN0648-BA31) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. KLOBUCHAR (for herself, Mrs. HUTCHISON, Mr. KOHL, and Mr. CHAMBLISS):

S. 224. A bill to amend title 18, United States Code, with respect to the offense of stalking; to the Committee on the Judiciary.

By Ms. KLOBUCHAR (for herself, Mr. CORNYN, and Mr. LEAHY):

S. 225. A bill to permit the disclosure of certain information for the purpose of missing child investigations; to the Committee on the Judiciary.

By Mr. GRASSLEY (for himself, Mr. VITTER, Mr. HATCH, Mr. CORNYN, Mr. SESSIONS, and Mr. ROBERTS):

S. 226. A bill to clarify that the revocation of an alien's visa or other documentation is not subject to judicial review; to the Committee on the Judiciary.

By Ms. COLLINS (for herself and Mr. CONRAD):

S. 227. A bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program; to the Committee on Finance.

By Mr. BARRASSO (for himself, Mr. INHOFE, Mr. BLUNT, Mr. ENZI, Mr. VITTER, Mr. ROBERTS, Mr. MORAN, Mr. THUNE, Mr. CORNYN, Mr. HATCH, and Mr. LEE):

S. 228. A bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change; to the Committee on Environment and Public Works.

By Mr. BEGICH (for himself, Ms. MURKOWSKI, Mrs. MURRAY, and Mr. WYDEN):

S. 229. A bill to amend the Federal Food, Drug, and Cosmetic Act to require labeling of genetically-engineered fish; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BEGICH (for himself, Ms. MURKOWSKI, and Mrs. MURRAY):

S. 230. A bill to amend the Federal Food, Drug, and Cosmetic Act to prevent the approval of genetically-engineered fish; to

the Committee on Health, Education, Labor, and Pensions.

By Mr. ROCKEFELLER (for himself, Mr. WEBB, Mrs. MCCASKILL, Mr. JOHNSON of South Dakota, Mr. MANCHIN, Mr. NELSON of Nebraska, and Mr. CONRAD):

S. 231. A bill to suspend, until the end of the 2-year period beginning on the date of enactment of this Act, any Environmental Protection Agency action under the Clean Air Act with respect to carbon dioxide or methane pursuant to certain proceedings, other than with respect to motor vehicle emissions, and for other purposes; to the Committee on Environment and Public Works.

By Mr. LEVIN:

S. 232. A bill to amend the Internal Revenue Code of 1986 to increase the manufacturer limitation on the number of new qualified plug-in electric drive motor vehicles eligible for credit; to the Committee on Finance.

By Mr. BAUCUS (for himself and Mr. TESTER):

S. 233. A bill to withdraw certain Federal land and interests in that land from location, entry, and patent under the mining laws and disposition under the mineral and geothermal leasing laws; to the Committee on Energy and Natural Resources.

By Mr. REID (for Mrs. FEINSTEIN (for herself and Mrs. BOXER)):

S. 234. A bill to amend title 49, United States Code, to provide for enhanced safety and environmental protection in pipeline transportation and to provide for enhanced reliability in the transportation of United States energy products by pipeline, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. MCCASKILL (for herself, Mr. WHITEHOUSE, Ms. COLLINS, Mr. CASEY, and Mr. NELSON of Florida):

S. 235. A bill to provide personal jurisdiction in causes of action against contractors of the United States performing contracts abroad with respect to members of the Armed Forces, civilian employees of the United States, and United States citizen employees of companies performing work for the United States in connection with contractor activities, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. MCCASKILL (for herself and Mr. CARPER):

S. 236. A bill to eliminate the preferences and special rules for Alaska Native Corporations under the program under section 8(a) of the Small Business Act; to the Committee on Small Business and Entrepreneurship.

By Mrs. MCCASKILL (for herself and Ms. COLLINS):

S. 237. A bill to amend title 31, United States Code, to enhance the oversight authorities of the Comptroller General, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BROWN of Massachusetts:

S. 238. A bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to require that fishery impact statements be updated each year and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. KLOBUCHAR (for herself and Mr. BROWN of Massachusetts):

S. 239. A bill to support innovation, and for other purposes; to the Committee on Finance.

By Mr. ENSIGN (for himself, Mr. BEGICH, Mr. HATCH, Ms. MURKOWSKI, Mr. REID, and Mr. RISCH):

S. 240. A bill to require an Air Force study on the threats to, and sustainability of, the test and training range infrastructure; to the Committee on Armed Services.

By Mrs. MCCASKILL (for herself and Mr. WEBB):

S. 241. A bill to expand whistleblower protections to non-Federal employees whose disclosures involve misuse of Federal funds; to the Committee on Homeland Security and Governmental Affairs.

By Mr. ROCKEFELLER (for himself, Mr. JOHNSON of South Dakota, Mr. LEAHY, Ms. SNOWE, Mr. KERRY, and Mr. WYDEN):

S. 242. A bill to amend title 10, United States Code, to enhance the roles and responsibilities of the Chief of the National Guard Bureau; to the Committee on Armed Services.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. MURRAY (for herself, Ms. COLLINS, Mr. LAUTENBERG, Mr. LEVIN, and Mr. SANDERS):

S. Res. 34. A resolution designating the week of February 7 through 11, 2011, as "National School Counseling Week"; considered and agreed to.

By Mr. ROCKEFELLER (for himself, Mrs. HUTCHISON, Mr. KERRY, Mr. WICKER, Mr. LEAHY, Mrs. FEINSTEIN, Ms. SNOWE, Mrs. BOXER, and Mr. PRYOR):

S. Res. 35. A resolution expressing support for the designation of January 28, 2011 as National Data Privacy Day; considered and agreed to.

ADDITIONAL COSPONSORS

S. 19

At the request of Mr. HATCH, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 19, a bill to restore American's individual liberty by striking the Federal mandate to purchase insurance.

S. 20

At the request of Mr. HATCH, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 34

At the request of Mr. LAUTENBERG, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 34, a bill to increase public safety by permitting the Attorney General to deny the transfer of firearms or the issuance of firearms and explosives licenses to known or suspected dangerous terrorists.

S. 44

At the request of Ms. KLOBUCHAR, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 44, a bill to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate covered part D drug prices on behalf of Medicare beneficiaries.

S. 45

At the request of Mr. WHITEHOUSE, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 45, a bill to amend the Internal Revenue Code of 1986 to provide for the taxation of income of controlled foreign corporations attributable for imported property.

S. 72

At the request of Mr. BAUCUS, the names of the Senator from Massachusetts [Mr. KERRY] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 72, a bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes.

S. 82

At the request of Mr. JOHANNES, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 82, a bill to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance programs, to repeal the sunset of the Patient Protection and Affordable Care Act with respect to increased dollar limitations for such credit and programs, and to allow the adoption credit to be claimed in the year expenses are incurred, regardless of when the adoption becomes final.

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 102, a bill to

provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 133

At the request of Mrs. MCCASKILL, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 133, a bill to repeal the provision of law that provides automatic pay adjustments for Members of Congress.

S. 192

At the request of Mr. DEMINT, the names of the Senator from Tennessee [Mr. ALEXANDER], the Senator from Mississippi [Mr. COCHRAN], the Senator from Maine [Ms. COLLINS], the Senator from Iowa [Mr. GRASSLEY], the Senator from North Dakota [Mr. HOEVEN], the Senator from Indiana [Mr. LUGAR] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 192, a bill to repeal the job-killing health care law and health care-related provisions in the Health Care and Education Reconciliation Act of 2010.

S. 219

At the request of Mr. TESTER, the names of the Senator from Ohio [Mr. BROWN], the Senator from Maine [Ms. COLLINS] and the Senator from Iowa [Mr. GRASSLEY] were added as cosponsors of S. 219, a bill to require Senate candidates to file designations, statements, and reports in electronic form.

SENATE JOINT RESOLUTION 3

At the request of Mr. HATCH, the names of the Senator from Wyoming [Mr. ENZI], the Senator from Maine [Ms. COLLINS], the Senator from Idaho [Mr. RISCH] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of Senate Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget.

SENATE RESOLUTION 32

At the request of Mr. CRAPO, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of Senate Resolution 32, a resolution designating the month of February 2011 as "National Teen Dating Violence Awareness and Prevention Month".

CONDEMNING THE NEW YEAR'S
DAY ATTACK ON THE COPTIC
CHRISTIAN COMMUNITY IN
ALEXANDRIA, EGYPT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Foreign Relations be discharged from the further consideration of the resolution (S. Res. 22) condemning the New Year's Day attack on the Coptic Christian community in Alexandria, Egypt and urging the Government of Egypt to fully investigate and prosecute the perpetrators of this heinous act.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL
SCHOOL COUNSELING WEEK"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 34) designating the week of February 7 through 11, 2011, as "National School Counseling Week", submitted today by Mrs. MURRAY (for herself, Ms. COLLINS, Mr. LAUTENBERG, Mr. LEVIN, and Mr. SANDERS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING DESIGNATION OF
NATIONAL DATA PRIVACY DAY

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 35) expressing support for the designation of January 28, 2011 as National Data Privacy Day, submitted today by Mr. ROCKEFELLER (for himself, Mrs. HUTCHISON, Mr. KERRY, Mr. WICKER, Mr. LEAHY, Mrs. FEINSTEIN, Ms. SNOWE, Mrs. BOXER, and Mr. PRYOR), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER RELATIVE TO THE
CENTENNIAL OF THE BIRTH OF
PRESIDENT RONALD REAGAN

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 1 p.m. on Thursday, February 3, 2011, the Senate proceed to a period for the transaction of morning business until 3 p.m., with Senators permitted to speak for 10 minutes each relative to the centennial of the birth of President Ronald Reagan; and that, at 3 p.m., Mr. MANCHIN be recognized to speak for 25 minutes.

ORDERS FOR ADJOURNMENT
UNTIL 10:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business until 12:30 p.m., with Senators permitted to speak for 10 minutes each therein.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

Ordered further, That, at 2:15 p.m., the Senate proceed to consider the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:20 p.m.,

The Senate adjourned, under its order of today, until 10:30 a.m. on tomorrow.

TUESDAY, FEBRUARY 1, 2011

Mr. JON TESTER, from the State of Montana, called the Senate to order at 10:30 a.m., the Chaplain offered a prayer, and Mr. TESTER led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, February 1, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JON TESTER, a Senator

from the State of Montana, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TESTER took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-360. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Shipping Act, Merchant Marine, and Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) Provisions; Fishing Vessel, Fishing Facility and Individual Fishing Quota Lending Program" (RIN0648-AY16) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-361. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Tilefish Fishery" (RIN0648-BA42) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-362. A communication from the Assistant Administrator for Fisheries, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the

report of a rule entitled "International Fisheries; Pacific Tuna Fisheries; Vessel Capacity Limit in the Purse Seine Fishery in the Eastern Pacific Ocean" (RIN0648-AY75) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-363. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XZ61) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-364. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Summer Flounder Fishery; Quota Transfer" (RIN0648-XA073) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-365. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Inseason Adjustment to the 2011 Bering Sea and Aleutian Islands Pacific Cod Total Allowable Catch Amount" (RIN0648-XA120) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-366. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Inseason Adjustment to the 2011 Gulf of Alaska Pollock and Pacific Cod Total Allowable Catch Amounts" (RIN0648-XA119) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-367. A communication from the Administrator, Rural Business-Cooperative Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Value-Added Producer Grant Program" (RIN0570-AA79) received during adjournment of the Senate in the Office of the President of the Senate on January 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-368. A communication from the Assistant Secretary of the Navy (Manpower and Reserve Affairs), transmitting, pursuant to law, a report entitled "Navy Fisher House Annual Report, Fiscal Year 2010"; to the Committee on Armed Services.

EC-369. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Cuban Assets Control Regulations" (31 CFR Part 515) received in the Office of the President of the Senate on January 26, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-370. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Belarus Sanctions Regulations" (31 CFR Part 548) received in the Office of the President of the Senate on January 26, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-371. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to the Republic of Azerbaijan; to the Committee on Banking, Housing, and Urban Affairs.

EC-372. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13348 relative to the former Liberian regime of Charles Taylor; to the Committee on Banking, Housing, and Urban Affairs.

EC-373. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the Department's Alternative Fuel Vehicle program for fiscal year 2010; to the Committee on Energy and Natural Resources.

EC-374. A joint communication from the Deputy Secretary of the Interior and the Deputy Secretary of State, transmitting a legislative proposal relative to the Compact of Free Association between the Government of the United States of America and the Government of Palau; to the Committee on Energy and Natural Resources.

EC-375. A communication from the Chief of the Mid-Atlantic Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, transmitting, a report relative to the Indian River Tidal Hydrokinetic Energy Project; to the Committee on Energy and Natural Resources.

EC-376. A communication from the Secretary General of the Inter-Parliamentary Union, transmitting, a report relative to the Annual 2011 Session of the Parliamentary Conference on the World Trade

Organization; to the Committee on Foreign Relations.

EC-377. A communication from the Associate Special Counsel for Legal Counsel and Policy, Office of Special Counsel, transmitting, pursuant to law, a report relative to the vacancy in the position of Special Counsel; to the Committee on the Judiciary.

EC-378. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the semi-annual report of the Attorney General relative to Lobbying Disclosure Act Enforcement actions taken for the period beginning on July 1, 2009; to the Committee on the Judiciary.

EC-379. A communication from the Director of Regulation Policy and Management, Veterans Benefits Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Herbicide Exposure and Veterans with Covered Service in Korea" (RIN2900-AN27) received in the Office of the President of the Senate on January 26, 2011; to the Committee on Veterans' Affairs.

EC-380. A communication from the Under Secretary, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "U.S. - India Bilateral Understanding: Revisions to U.S. Export and Reexport Controls Under the Export Administration Regulations" (RIN0694-AF10) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-381. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Pacific Junction, Iowa)" (MB Docket No. 10-108) received in the Office of the President of the Senate on January 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-382. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Mortgage Assistance Relief Services" (RIN3084-AB18) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-383. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Guides for the Jewelry, Precious Metals, and Pewter Industries" (16 CFR Part 23) received in the Office of the President of the Senate on

January 5, 2011; to the Committee on Commerce, Science, and Transportation.

EC-384. A communication from the Deputy Chief Counsel for Regulations and Security Standards, Transportation Security Administration, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Air Cargo Security Requirements; Compliance Dates; Amendment (RIN1652-AA52) received during adjournment of the Senate in the Office of the President of the Senate on January 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-385. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revisions to Civil and Criminal Penalties; Penalty Guidelines" (RIN2130-AB70) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-386. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Rules of Practice: Direct Final Rulemaking Procedures" (RIN2130-AB77) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-387. A communication from the Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Emergency Relief Dockets and Procedures for Handling Petitions for Emergency Waiver of Safety Regulations" (RIN2130-AB79) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-388. A communication from the Assistant Chief Counsel for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials Transportation: Revisions of Special Permits Procedures" (RIN2137-AE57) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-389. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Anthropomorphic Test Devices; Hybrid III 6-Year-Old Child Test Dummy, Hybrid III 6-Year-Old Weighted Child Test Dummy"

(RIN2127-AK34) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-390. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Civil Penalties" (RIN2127-AK78) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-391. A communication from the Administrator, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, a report relative to the National 911 Program; to the Committee on Commerce, Science, and Transportation.

EC-392. A communication from the Chairman of the National Transportation Safety Board, transmitting, pursuant to law, a report relative to the actions taken to ensure that audits are conducted of its programs and operations for fiscal year 2010; to the Committee on Commerce, Science, and Transportation.

EC-393. A communication from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Information Technology (IT) Security" (RIN2700-AD46) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Commerce, Science, and Transportation.

EC-394. A communication from the Administrator for Procurement, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Government Property" (RIN2700-AD37) received in the Office of the President of the Senate on January 5, 2011; to the Committee on Commerce, Science, and Transportation.

EC-395. A communication from the Deputy Chief, Office of Engineering and Technology, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Establishment of a Model for Predicting Digital Broadcast Television Field Strength Received at Individual Locations" (FCC 10-194) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-396. A communication from the Deputy Chief, Office of Engineering and Technology, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Measurement Standards for Digital Television Signals Pursuant to the Satellite Home Viewer

Extension and Reauthorization Act of 2004" (FCC 10-195) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-397. A communication from the Assistant Division Chief of the Policy Division, International Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Parts 1 and 63 of the Commission's Rules" (FCC 10-187) received during the adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-398. A communication from the Chief of Staff, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Preserving the Open Internet; Broadband Industry Practices" (FCC 10-201) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-399. A communication from the Deputy Bureau Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "High-Cost Universal Service Support, WC Docket No. 05-337, Federal-State Joint Board on Universal Service, CC Docket No. 96-45" (FCC 10-205) received during adjournment of the Senate in the Office of the President of the Senate on January 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-400. A communication from the Secretary of the Commission, Bureau of Competition, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Commission Reporting Requirements Under Section 8 of the Clayton Act, 15 U.S.C. Section 19(a)(5)" received in the Office of the President of the Senate on January 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-401. A communication from the Chief of the Border Security Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Airports of Entry or Departure for Flights to and from Cuba" (RIN1651-AA86) received in the Office of the President of the Senate on January 26, 2011; to the Committee on Commerce, Science, and Transportation.

EC-402. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Revocation of Requirements for Full-Size Baby Cribs and Non-Full-Size Baby Cribs" (16 CFR Parts

1508 and 1509) received in the Office of the President of the Senate on January 26, 2011; to the Committee on Commerce, Science, and Transportation.

EC-403. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; North Pole and Plattsburgh, New York" (MM Docket No. 99-238, DA 10-2443) received in the Office of the President of the Senate on January 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-404. A communication from the Secretary of the Commission, Bureau of Competition, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Commission Reporting Requirements Under Section 7A of the Clayton Act, 15 U.S.C. Section 18a" (RIN3084-AA91) received in the Office of the President of the Senate on January 27, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. SHAHEEN:

S. 243. A bill to enhance and improve the Yellow Ribbon Reintegration Program of the Department of Defense; to the Committee on Armed Services.

By Mr. BARRASSO (for himself and Mr. GRAHAM):

S. 244. A bill to enable States to opt out of certain provisions of the Patient Protection and Affordable Care Act; to the Committee on Finance.

By Mr. CORKER (for himself, Mrs. MCCASKILL, Mr. BURR, Mr. MCCAIN, Mr. ALEXANDER, Mr. ISAKSON, Mr. CHAMBLISS, Mr. INHOFE, and Mr. KIRK):

S. 245. A bill to reduce Federal spending in a responsible manner; to the Committee on the Budget.

By Mr. CASEY (for himself and Mr. ENZI):

S. 246. A bill to amend the Internal Revenue Code of 1986 to permit the disclosure of certain tax return information for the purpose of missing or exploited children investigations; to the Committee on Finance.

By Mr. CARDIN (for himself, Mr. SCHUMER, Ms. MIKULSKI, and Mrs. GILLIBRAND):

S. 247. A bill to establish the Harriet Tubman National Historical Park in Auburn, New York, and the Harriet Tubman

Underground Railroad National Historical Park in Caroline, Dorchester, and Talbot Counties, Maryland, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WYDEN (for himself, Mr. BROWN of Massachusetts, and Ms. LANDRIEU):

S. 248. A bill to allow an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HATCH (for himself, Mr. BARRASSO, Mr. CRAPO, Mr. RISCH, Mr. MCCAIN, Mr. KYL, Mr. LEE, and Mr. ENZI):

S. 249. A bill to amend the Endangered Species Act of 1973 to provide that Act shall not apply to any gray wolf (*Canis lupus*); to the Committee on Environment and Public Works.

By Mr. LEAHY (for himself, Mr. FRANKEN, Ms. KLOBUCHAR, and Mr. HARKIN):

S. 250. A bill to protect crime victims' rights, to eliminate the substantial backlog of DNA samples collected from crime scenes and convicted offenders, to improve and expand the DNA testing capacity of Federal, State, and local crime laboratories, to increase research and development of new DNA testing technologies, to develop new training programs regarding the collection and use of DNA evidence, to provide post conviction testing of DNA evidence to exonerate the innocent, to improve the performance of counsel in State capital cases, and for other purposes; to the Committee on the Judiciary.

By Mr. VITTER (for himself, Mr. CRAPO, and Mr. DEMINT):

S. 251. A bill to prohibit the provision of Federal funds to State and local governments for payment of obligations, to prohibit the Board of Governors of the Federal Reserve System from financially assisting State and local governments, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. HUTCHISON:

S. 252. A bill to permit a State to elect to receive the contributions of the State to the Highway Trust Fund in lieu of the Federal-aid highway program apportionment of the State for the subsequent fiscal year, and for other purposes; to the Committee on Environment and Public Works.

By Mr. ROCKEFELLER (for himself, Mr. WEBB, Mrs. MCCASKILL, Mr. THUNE, and Mr. BLUNT):

S. 253. A bill to establish a commission to ensure a suitable observance of the centennial of World War I, and to designate memorials to the service of men and women of the United States in World War I; to the Committee on the Judiciary.

By Mr. FRANKEN (for himself, Mr. GRASSLEY, Mrs. FEINSTEIN, Mr. BENNET, Mr. BURR, Mr. SANDERS, and Mr. CASEY):

S. 254. A bill to reduce the rape kit backlog and for other purposes; to the Committee on the Judiciary.

By Mr. SHELBY (for himself, Mr. ROBERTS, Mr. BOOZMAN, and Mr. UDALL of Colorado):

S.J. Res. 4. A joint resolution proposing an amendment to the Constitution of the United States which requires (except during time of war and subject to suspension by Congress) that the total amount of money expended by the United States during any fiscal year not exceed the amount of certain revenue received by the United States during such fiscal year and not to exceed 20 per cent of the gross national product of the United States during the previous calendar year; to the Committee on the Judiciary.

SUBMISSION OF A CONCURRENT RESOLUTION

The following concurrent resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. ROCKEFELLER (for himself, Mr. MANCHIN, Mr. MCCAIN, Mr. BROWN of Ohio, Mr. LIEBERMAN, Mr. BINGAMAN, Mr. NELSON of Florida, Mr. KERRY, Ms. LANDRIEU, Mr. BEGICH, Mr. WYDEN, Mr. BURR, and Mr. HATCH):

S. Con. Res. 5. A concurrent resolution authorizing the use of the rotunda of the Capitol to honor Frank W. Buckles, the longest surviving United States veteran of the First World War; to the Committee on Rules and Administration.

ADDITIONAL COSPONSORS

S. 18

At the request of Mr. JOHANNIS, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 18, a bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations and for other purposes.

S. 19

At the request of Mr. HATCH, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 19, a bill to restore American's individual liberty by striking the Federal mandate to purchase insurance.

S. 20

At the request of Mr. HATCH, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 27

At the request of Mr. KOHL, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 27, a bill to prohibit brand name drug companies from compensating generic drug companies to delay the entry of a generic drug into the market.

S. 72

At the request of Mr. BAUCUS, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 72, a bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes.

S. 81

At the request of Mr. ISAKSON, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 81, a bill to direct unused appropriations for Senate Official Personnel and Office Expense Accounts to be deposited in the Treasury and used for deficit reduction or to reduce the Federal debt.

S. 139

At the request of Mr. BAUCUS, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 139, a bill to provide that certain tax planning strategies are not patentable, and for other purposes.

S. 163

At the request of Mr. TOOMEY, the names of the Senator from Idaho [Mr. RISCH] and the Senator from South Carolina [Mr. GRAHAM] were added as cosponsors of S. 163, a bill to require that the Government prioritize all obligations on the debt held by the public in the event that the debt limit is reached.

S. 214

At the request of Mr. MENENDEZ, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 214, a bill to amend the Oil Pollution Act of 1990 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 215

At the request of Mr. MENENDEZ, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 215, a bill to amend the Internal Revenue Code of 1986 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 242

At the request of Mr. ROCKEFELLER, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 242, a bill to amend title 10, United States Code, to enhance the roles and responsibilities of the Chief of the National Guard Bureau.

SENATE RESOLUTION 20

At the request of Mr. JOHANNIS, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of Senate Resolution 20, a resolution expressing the sense of the Senate that the United States should

immediately approve the United States-Korea Free Trade Agreement, the United States-Colombia Trade Promotion Agreement, and the United States-Panama Trade Promotion Agreement.

SENATE RESOLUTION 23

At the request of Mr. INHOFE, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of Senate Resolution 23, a resolution to prohibit unauthorized earmarks.

SENATE RESOLUTION 32

At the request of Mr. CRAPO, the names of the Senator from Mississippi [Mr. COCHRAN] and the Senator from Wyoming [Mr. BARRASSO] were added as cosponsors of Senate Resolution 32, a resolution designating the month of February 2011 as "National Teen Dating Violence Awareness and Prevention Month".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. BOXER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

AD HOC SUBCOMMITTEE ON CONTRACTING OVERSIGHT

The Ad Hoc Subcommittee on Contracting Oversight of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on February 1, 2011, at 2:30 p.m. to conduct a hearing entitled, "Improving Federal Contract Auditing."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate to conduct a hearing on February 1, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on February 1, 2011, at 10 a.m., to hold a hearing entitled, "Iraq: The Challenging Transition to A Civilian Mission."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on February 1, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled, "Foreclosure Mediation Programs: Can Bankruptcy Courts Limit Homeowner and Investor Losses?"

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on February 1, 2011, at 2:30 p.m.

RECESS

Pursuant to the order of yesterday, as modified,

At 12:32 p.m.,

The PRESIDING OFFICER (Mrs. SHAHEEN in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:16 P.M.

The PRESIDING OFFICER (Mr. DURBIN in the chair) called the Senate to order.

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

Pursuant to the order of yesterday, as modified,

The PRESIDING OFFICER laid before the Senate the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on passage of the bill.

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That there be a period of only debate; and that the chairman and ranking member of the Committee on Commerce, Science, and Transportation be recognized to speak therein.

The question being on passage of the bill.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That Ms. STABENOW be recognized to propose an amendment, relative to 1099 reporting forms; that it then be in order for Mr. MCCONNELL to propose an amendment, relative to health care; and that there be concurrent debate on the amendments.

The question being on passage of the bill.

Pursuant to the foregoing order,

On motion by Ms. STABENOW (for herself, Mr. SHERROD BROWN, Mr. CARDIN, Mrs. McCASKILL, Ms. CANTWELL, Ms. KLOBUCHAR, Mr. MENENDEZ, Mr. TESTER, Mr. MARK UDALL, and Mr. WEBB) to amend the pending bill on page 335, after line 20, by inserting certain words (being amendment No. 9).

Pending debate,

The pending amendment was laid aside.

The question being on passage of the bill.

Pursuant to the order of today,

On motion by Mr. MCCONNELL to amend the pending bill, at the appropriate place, by inserting certain words (being amendment No. 13).

Pending debate,

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That during further consideration of bill S. 223 on today, there be only debate.

The question being on agreeing to amendment No. 13 to the bill.

Pending debate,

DESIGNATING THE "JOHN M. ROLL UNITED STATES COURTHOUSE"

By unanimous consent, on the request of Mr. CASEY,

Ordered, That the Committee on Environment and Public Works be discharged from the further consideration of the bill (S. 188) to designate the United States courthouse under construction at 98 West First Street, Yuma, Arizona, as the "John M. Roll United States Courthouse".

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE VICE PRESIDENT

MIGRATORY BIRD CONSERVATION COMMISSION

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) announced that the Vice President, pursuant to Public Law 70-770, had appointed Mr. PRYOR to the Migratory Bird Conservation Commission.

APPOINTMENT BY THE PRESIDING OFFICER

PRESIDENT'S EXPORT COUNCIL

The PRESIDING OFFICER, pursuant to Executive Order No. 12131, as amended and extended, reappointed the following Senators to the President's Export Council: Mr. WYDEN, Ms. STABENOW, Mr. SHERROD BROWN.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. CASEY,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two

leaders be reserved; that the Senate proceed to a period for the transaction of morning business; that Mr. PAUL then be recognized to speak for 20 minutes therein; and that, following remarks by him, the Senate resume consideration of bill S. 223.

ADJOURNMENT

By unanimous consent, on the request of Mr. CASEY,

At 7:33 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, FEBRUARY 2, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, February 2, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mrs. Neiman, one of his secretaries:

REPORT CONCERNING THE
RATIFICATION OF THE TREATY
BETWEEN THE UNITED STATES OF
AMERICA AND THE RUSSIAN
FEDERATION ON MEASURES FOR THE
FURTHER REDUCTION AND
LIMITATION OF STRATEGIC OFFENSIVE
ARMS (THE "NEW START TREATY") --
PM 4

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States which was referred to the Committee on Foreign Relations:

To the Senate of the United States:

I have considered the United States Senate's December 22, 2010, Resolution of Advice and Consent to Ratification of the Treaty between the United States of America and the Russian Federation on Measures for the Further Reduction and Limitation of Strategic Offensive Arms, signed in Prague on April 8, 2010, with Protocol, including Annexes (the "New START Treaty"; Treaty Document 111-5), and I hereby certify that:

1. United States National Technical Means, in conjunction with the verification activities provided for in the New START Treaty, are sufficient to ensure effective monitoring of Russian compliance with the provisions of the New START Treaty and timely warning of any Russian preparation to break out of the limits in Article II of the New START Treaty.

2. The New START Treaty does not require, at any point during which it will be in force, the United States to provide to the Russian Federation telemetric information under Article IX of the New START Treaty, Part Seven of the Protocol, and the Annex on Telemetric Information to the Protocol for the launch of (a) any missile defense interceptor, as defined in paragraph 44 of Part One of the Protocol to the New START Treaty; (b) any satellite launches, missile defense sensor targets, and missile defense intercept targets, the launch of which uses the first stage of an existing type of United States intercontinental ballistic missile (ICBM) or submarine-launched ballistic missile (SLBM) listed in paragraph 8 of Article III of the New START Treaty; or (c) any missile described in clause (a) of paragraph 7 of Article III of the New START Treaty.

3. I intend to (a) modernize or replace the triad of strategic nuclear delivery systems: a heavy bomber and air-launched cruise

missile, an ICBM, and a nuclear-powered ballistic missile submarine (SSBN) and SLBM; and (b) maintain the United States rocket motor industrial base.

4. (a) The United States will seek to initiate, following consultation with NATO Allies but not later than 1 year after the entry into force of the New START Treaty, negotiations with the Russian Federation on an agreement to address the disparity between the non-strategic (tactical) nuclear weapons stockpiles of the Russian Federation and of the United States and to secure and reduce tactical nuclear weapons in a verifiable manner; and (b) it is the policy of the United States that such negotiations shall not include defensive missile systems.

5. I intend to (a) accelerate, to the extent possible, the design and engineering phase of the Chemistry and Metallurgy Research Replacement (CMRR) building and the Uranium Processing Facility (UPF); and (b) request full funding, including on a multi-year basis as appropriate, for the CMRR building and the UPF upon completion of the design and engineering phase for such facilities.

6. It is the policy of the United States to continue development and deployment of United States missile defense systems to defend against missile threats from nations such as North Korea and Iran, including qualitative and quantitative improvements to such systems. As stated in the resolution, such systems include all phases of the Phased Adaptive Approach to missile defenses in Europe, the modernization of the Ground-Based Midcourse Defense system, and the continued development of the two-stage Ground-Based Interceptor as a technological and strategic hedge. As I stated in my letter to the Senate of December 18, 2010, the United States believes that these systems do not and will not threaten the strategic balance with the Russian Federation. Consequently, while the United States cannot circumscribe the sovereign rights of the Russian Federation under paragraph 3 of Article XIV of the Treaty, the United States believes continued improvement and deployment of United States missile defense systems do not constitute a basis for questioning the effectiveness and viability of the Treaty, and therefore would not give rise to circumstances justifying the withdrawal of the Russian Federation from the Treaty.

The report called for in the sixth Condition of the Resolution will be provided under separate cover to the Committees on Armed Services and Foreign Relations.

BARACK OBAMA.

THE WHITE HOUSE, *February 2, 2011.*

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-405. A communication from the Director of Human Capital and Resource Management performing the duties of the Principal Deputy Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report relative to a list of controlled merchandise items; to the Committee on Armed Services.

EC-406. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Non-American Fisheries Act Crab Vessels Harvesting Pacific Cod for Processing by the Inshore Component in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA155) received in the Office of the President of the Senate on February 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-407. A communication from the Director, Bureau of Economic Analysis, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Direct Investment Surveys: BE-11, Annual Survey of U.S. Direct Investment Abroad" (RIN0691-AA74) received in the Office of the President of the Senate on February 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-408. A communication from the Director, Bureau of Economic Analysis, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Direct Investment Surveys: BE-577, Quarterly Survey of U.S. Direct Investment Abroad - Direct Transactions of U.S. Reporter with Foreign Affiliate" (RIN0691-AA75) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-409. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "List of Nonconforming Vehicles Decided to be Eligible for Importation" (Docket No. NHTSA-2010-0125) received in the Office of the President of the Senate on January 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-410. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Suppression of Rev. Proc. 2008-52 and Modification of Rev. Proc.

97-27, Procedures for Automatic and Non-Automatic Changes in Method of Accounting" (Rev. Proc. 2011-14) received in the Office of the President of the Senate on January 31, 2011; to the Committee on Finance.

EC-411. A joint communication from the Chairperson and Vice-Chairperson of the National Commission on Children and Disasters, transmitting a report relative to funding the establishment of a National Resource and Information Center on Children and Disasters; to the Committee on Health, Education, Labor, and Pensions.

EC-412. A communication from the Secretary of the Department of Health and Human Services, transmitting, pursuant to law, a performance report relative to the Animal Generic Drug User Fee Act for fiscal year 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-413. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to the Animal Drug User Fee Act for Fiscal Year 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-414. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-48; Small Entity Compliance Guide" (FAC 2005-48) received in the Office of the President of the Senate on January 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-415. A communication from the Associate General Counsel for General Law, Office of the General Counsel, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the Department of Homeland Security in the position of Administrator, U.S. Fire Administration, received in the Office of the President of the Senate on February 1, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-416. A communication from the Secretary, Judicial Conference of the United States, transmitting, pursuant to law, a report relative to privacy and security concerns relating to electronically filed documents in the federal courts; to the Committee on the Judiciary.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-1. A resolution adopted by the Legislature of Rockland County, New York urging Congress to pass the Livable Communities Act of 2010; to the Committee on Banking, Housing, and Urban Affairs.

RESOLUTION No. 624

Whereas, the Rockland County Legislature agrees that demographic trends support the need for cooperation in land use planning and the development of housing and transportation. The population of the United States will grow from approximately 307,000,000 people to approximately 439,000,000 people during the period between 2009 and 2050, an increase of more than 40 percent; and

Whereas, the Energy Information Administration of the Department of Energy forecasts that driving will increase 59 percent between 2005 and 2030, far outpacing the projected 23 percent increase in population; and

Whereas, demographers estimate that as much as 30 percent of current demand for housing is for housing in dense, walkable, mixed-use communities, and that less than 2 percent of new housing is in this category; and

Whereas, people who live in areas of compact development (where housing, shopping, jobs, and public transportation are in close proximity) drive 20 to 40 percent less than people who live in average development patterns in the United States; and

Whereas, transportation accounts for 70 percent of the oil consumed in the United States and nearly 1/3 of carbon emissions in the United States come from the transportation sector. Reducing the growth of the number of miles driven and providing transportation alternatives through good planning and sustainable development is a necessary part of the energy independence and climate change strategies of the United States; and

Whereas, a number of studies, reports, and articles by organizations including the Environmental Protection Agency, the National Association of Realtors, and the Transit Cooperative Research Project have found that one of the keys to revitalizing and maintaining the character of town centers and preserving surrounding agricultural land in small and rural communities is to prevent commercial and residential development on the outskirts of town, by promoting integrated housing, economic, and transportation development in town centers; and

Whereas, funding for integrated housing, transportation, energy, environmental, and economic development and other land use planning efforts at the local and regional levels is necessary to provide for sustainable development and smart growth, and

Whereas, the Livable Communities Act of 2010 would provide funding and support services to help municipalities make smart planning decisions by:

1. facilitating and improving the coordination of housing, community

development, transportation, energy, and environmental policy in the United States;

2. encouraging regional planning for livable communities and the adoption of sustainable development techniques, including transit-oriented development;

3. providing a variety of safe, reliable transportation choices, with special emphasis on public transportation and complete streets, in order to reduce traffic congestion, greenhouse gas emissions, and dependence on foreign oil;

4. providing affordable, energy-efficient, and location-efficient housing choices for people of all ages, incomes, races, and ethnicities, and making the combined costs of housing and transportation more affordable to families;

5. promoting economic development and competitiveness by connecting the housing and employment locations of workers, reducing traffic congestion, and providing families with access to essential services;

6. supporting public health and improving quality of life for the residents of and workers in communities by promoting healthy, walkable neighborhoods, access to green space, and the mobility to pursue greater opportunities,

and

Whereas, to accomplish these goals, the Livable Communities Act of 2010 would establish the Office of Sustainable Housing and Communities, the Interagency Council on Sustainable Communities, a Comprehensive Planning Grant Program, and a Sustainability Challenge Grant Program; and

Whereas, the Planning and Public Works Committee has met, considered and by a vote of four ayes, two nays and one absent, approved this resolution; Now therefore be it

Resolved, That the Legislature of Rockland County hereby requests that the United States Senate and House of Representatives pass bills S. 1619 and H.R. 4690—the Livable Communities Act of 2010, and that the President of United States sign such legislation; and be it further

Resolved, That the Clerk to the Legislature be and he is hereby authorized and directed to send a certified copy of this resolution to Hon. Barack H. Obama, President of the United States; Hon. Charles E. Schumer and Hon. Kirsten E. Gillibrand, United States Senators; Hon. Eliot Engel, Hon. Nita Lowey and Hon. Nan Hayworth, Members of the United States Congress; the President Pro Tem of the United States Senate; the Speaker of the United States House of Representatives; the Majority and Minority Leaders of the United States Senate and House of Representatives; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

POM-2. A message from the Executive Director, The Privacy Projects, transmitting, a report relative to the Organization for Economic Cooperation and Development (OECD) Privacy Guidelines; to the Committee on the Judiciary.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. ENSIGN (for himself, Mr. CRAPO, Mr. INHOFE, and Mr. JOHANNIS):

S. 255. A bill to require the Congressional Budget Office and the Joint Committee on Taxation to use dynamic economic modeling in addition to static economic modeling in the preparation of budgetary estimates of proposed changes in Federal revenue law; to the Committee on the Budget.

By Mr. PRYOR:

S. 256. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for equity investments in small business concerns; to the Committee on Finance.

By Ms. LANDRIEU (for herself and Mr. KERRY):

S. 257. A bill to improve certain programs of the Small Business Administration to better assist small business customers in accessing broadband technology, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. MENENDEZ (for himself, Mr. MERKLEY, Mr. WHITEHOUSE, Mr. LAUTENBERG, Mr. REED, Mrs. BOXER, Mr. NELSON of Florida, and Mr. LEAHY):

S. 258. A bill to amend the Internal Revenue Code of 1986 to eliminate oil and gas company preferences; to the Committee on Finance.

By Mr. VITTER:

S. 259. A bill to require that the Government give priority to payment of all obligations on the debt held by the public and payment of social security benefits in the event that the debt limit is reached; to the Committee on Finance.

By Mr. NELSON of Florida (for himself, Mr. INHOFE, Mr. BEGICH, Mrs. BOXER, Mr. BINGAMAN, Mr. SANDERS, Mr. UDALL of Colorado, Ms. SNOWE, Mr. VITTER, Mr. BROWN of Ohio, and Mr. KERRY):

S. 260. A bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation; to the Committee on Armed Services.

By Ms. COLLINS:

S. 261. A bill to amend chapter 81 of title 5, United States Code, to provide for reform relating to Federal employees workers compensation; to the Committee on Homeland Security and Governmental Affairs.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. KLOBUCHAR (for herself, Mrs. HUTCHISON, Mr. LEAHY, Mr. CHAMBLISS, Mr. KOHL, and Mr. ISAKSON):

S. Res. 36. A resolution raising awareness and encouraging prevention of stalking by designating January 2011 as "National Stalking Awareness Month"; considered and agreed to.

By Mr. VITTER (for himself, Ms. LANDRIEU, and Mr. JOHANNIS):

S. Res. 37. A resolution recognizing the goals of Catholic Schools Week and honoring the valuable contributions of Catholic schools in the United States; considered and agreed to.

By Ms. KLOBUCHAR (for herself and Mr. FRANKEN):

S. Res. 38. A resolution congratulating Brooklyn Center, Minnesota, on its 100th anniversary; considered and agreed to.

By Mr. SESSIONS (for himself and Mr. SHELBY):

S. Res. 39. A resolution congratulating the Auburn University football team for winning the 2010 Bowl Championship Series National Championship; considered and agreed to.

By Mr. BROWN of Ohio (for himself and Mr. PORTMAN):

S. Res. 40. A resolution congratulating the University of Akron men's soccer team on winning the National Collegiate Athletic Association Division I Men's Soccer Championship; considered and agreed to.

ADDITIONAL COSPONSORS

S. 72

At the request of Mr. BAUCUS, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 72, a bill to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes.

S. 81

At the request of Mr. ISAKSON, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 81, a bill to direct unused appropriations for Senate Official Personnel and Office Expense Accounts to be deposited in the Treasury and used for deficit reduction or to reduce the Federal debt.

S. 104

At the request of Mr. JOHANNIS, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 104, a bill to require the Administrator of the Environmental Protection Agency to finalize a proposed rule to amend the spill prevention, control, and countermeasure rule to tailor and streamline the requirements for the dairy industry, and for other purposes.

S. 139

At the request of Mr. BAUCUS, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 139, a bill to provide that certain tax planning strategies are not patentable, and for other purposes.

S. 146

At the request of Mr. BAUCUS, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 186

At the request of Mrs. BOXER, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 186, a bill to provide for the safe and responsible redeployment of United States combat forces from Afghanistan.

S. 196

At the request of Mr. GRASSLEY, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 196, a bill to amend the Patient Protection and Affordable Care Act to provide for participation in the Exchange of the President, Vice President, Members of Congress, political appointees, and congressional staff.

S. 219

At the request of Mr. TESTER, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 219, a bill to require Senate candidates to file designations, statements, and reports in electronic form.

S. 237

At the request of Mrs. MCCASKILL, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 237, a bill to amend title 31, United States Code, to enhance the oversight authorities of the Comptroller General, and for other purposes.

S. 245

At the request of Mr. CORKER, the names of the Senator from Arizona [Mr. KYL] and the Senator from Idaho [Mr. CRAPO] were added as cosponsors of S. 245, a bill to reduce Federal spending in a responsible manner.

S. 251

At the request of Mr. VITTER, the names of the Senator from Texas [Mr. CORNYN], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Mississippi [Mr. WICKER], the Senator from Missouri [Mr. BLUNT], the Senator from Indiana [Mr. COATS], the Senator from South Dakota [Mr. THUNE], the

Senator from Arizona [Mr. KYL], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Utah [Mr. HATCH], the Senator from Texas [Mrs. HUTCHISON], the Senator from Illinois [Mr. KIRK], the Senator from Oklahoma [Mr. COBURN] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 251, a bill to prohibit the provision of Federal funds to State and local governments for payment of obligations, to prohibit the Board of Governors of the Federal Reserve System from financially assisting State and local governments, and for other purposes.

SENATE JOINT RESOLUTION 3

At the request of Mr. HATCH, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of Senate Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget.

SENATE JOINT RESOLUTION 4

At the request of Mr. SHELBY, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of Senate Joint Resolution 4, a joint resolution proposing an amendment to the Constitution of the United States which requires (except during time of war and subject to suspension by Congress) that the total amount of money expended by the United States during any fiscal year not exceed the amount of certain revenue received by the United States during such fiscal year and not to exceed 20 per cent of the gross national product of the United States during the previous calendar year.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate at 10 a.m. on February 2, 2011, in room SD-406 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on February 2, 2011, at 10 a.m. in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Constitutionality of the Affordable Care Act."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on February 2, 2011, at 2 p.m., in room SD-226 of the Dirksen Senate Office

Building, to conduct a hearing entitled "Nominations."

FAA AIR TRANSPORTATION
MODERNIZATION AND SAFETY
IMPROVEMENT ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate its pending business, viz, the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 13, proposed by Mr. MCCONNELL, to the bill.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 5:15 p.m. on today, the Senate vote in "stacked" sequence in relation to the following amendments in the following order: amendment No. 28, intended to be proposed by Mr. LEVIN, relative to 1099; amendment No. 9; and amendment No. 13; that it be in order to raise a budget point of order, if applicable; that if said point of order is raised, it be in order to be make a motion to waive the Congressional Budget Act; that, if said motion to waive is agreed to, that amendment be considered agreed to; that amendment No. 28 receive a minimum of 60 yeas votes to be agreed to; that if the Senate fails to agree to the amendment with a minimum of 60 yeas votes, it be withdrawn; that there be 2 minutes, equally divided and controlled in the usual form, for debate prior to each vote; that no amendment, point of order, or motion be in order relative to the amendments prior to the votes; and that each vote following the first be 10 minutes in duration.

The question being on agreeing to amendment No. 13 to the bill.

Pursuant to the order of today,

The pending amendments were deemed laid aside.

The question being on passage of the bill.

On motion by Mr. LEVIN (for himself, Mr. INOUE, Mr. LEAHY, Mr. SANDERS, Mr. ROCKEFELLER, Mrs. FEINSTEIN, and Mrs. SHAHEEN) to amend the pending bill on page 335, after line 20, by inserting certain words (being amendment No. 28).

After debate,

On motion by Mr. LEVIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The hour of 5 p.m. having passed,

Pursuant to the order of today, as modified,
The question being taken.

It was determined in the negative---
yeas... 44, nays... 54

[Rollcall vote No. 7 Leg.]

YEAS --- 44

Akaka, Baucus, Bennet, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Lautenberg, Leahy, Levin, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Whitehouse, Wyden.

NAYS --- 54

Alexander, Ayotte, Barrasso, Begich, Bingaman, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Landrieu, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Webb, Wicker.

So the amendment was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of today).

Pursuant to the order of today,

The amendment, not having received 60 yeas votes, was withdrawn.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 9, proposed by Ms. STABENOW (for herself, Mr. SHERROD BROWN, Mr. CARDIN, Mrs. MCCASKILL, Ms. CANTWELL, Ms. KLOBUCHAR, Mr. MENENDEZ, Mr. TESTER, Mr. MARK UDALL, Mr. WEBB, Mr. MANCHIN, and Mr. WARNER), to the bill.

After debate,

Mr. INOUE raised a point of order, viz, that the pending amendment, violates section 311 of S. Con. Res. 70 (110th Congress), and therefore is not in order.

On motion by Ms. STABENOW, under section 904 of the Congressional Budget Act and section 4(g)(3) of Public Law 111-139, to waive provisions of the Act and law, and Budget resolutions, for consideration of the pending amendment.

On motion by Ms. STABENOW,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion to waive.

The question being taken.

It was determined in the affirmative---
yeas... 81, nays... 17

[Rollcall vote No. 8 Leg.]

YEAS --- 81

Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell,

Cardin, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Feinstein, Graham, Grassley, Hagan, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lee, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Risch, Roberts, Rockefeller, Rubio, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Webb, Wicker, Wyden.

NAYS --- 17

Akaka, Carper, Durbin, Franken, Gillibrand, Harkin, Inouye, Lautenberg, Leahy, Levin, Mikulski, Murray, Reed, Reid, Sanders, Schumer, Whitehouse.

So the motion was agreed to; three-fifths of the Senators duly chosen and sworn having voted in the affirmative.

Pursuant to the order of today,

The amendment was agreed to.

The question being on agreeing to amendment No. 13 to the bill, as amended.

After debate,

Mr. CONRAD raised a point of order, viz, that the pending amendment, violates section 311 of S. Con. Res. 70 (110th Congress), and therefore is not in order.

On motion by Mr. MCCONNELL, under section 904 of the Congressional Budget Act and section 4(g)(3) of Public Law 111-139, to waive provisions of the Act and law, and Budget resolutions, for consideration of the pending amendment.

On motion by Mr. MCCONNELL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion to waive.

So the question being taken.

It was determined in the negative---
yeas... 47, nays... 51

[Rollcall vote No. 9 Leg.]

YEAS --- 47

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 51

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Webb, Whitehouse, Wyden.

So the motion was not agreed to; three-fifths of the Senators duly chosen and sworn not having voted in the affirmative.

The question recurring on the point of order raised by Mr. CONRAD.

The PRESIDING OFFICER (Mr. BENNET in the chair) held the point of order well-taken, and the amendment not in order.

The question being on passage of the bill, as amended.

Pending debate,

On motion by Mr. WHITEHOUSE (for himself, Mr. KIRK, Mrs. BOXER, Mr. DURBIN, Mr. CASEY, Mr. SCHUMER, and Mr. MENENDEZ) to further amend the bill in title VII, at the end thereof, by adding certain words (being amendment No. 8).

Pending debate,

By unanimous consent, on the request of Mr. ROCKEFELLER.

Ordered, That he be added as a cosponsor of amendment No. 8.

The question being on agreeing to amendment No. 8 to the bill, as amended.

Pending debate,

ATTENDANCE OF SENATOR

Mrs. FEINSTEIN attended the session of the Senate on today.

CELEBRATING THE 25TH ANNIVERSARY OF "NATIONAL WOMEN AND GIRLS IN SPORTS DAY"

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 30) celebrating February 2, 2011, as the 25th anniversary of "National Women and Girls in Sports Day".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RAISING AWARENESS AND ENCOURAGING PREVENTION OF STALKING BY DESIGNATING "NATIONAL STALKING AWARENESS MONTH"

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 36) raising awareness and encouraging prevention of stalking by designating January 2011 as "National Stalking Awareness Month", submitted today by Ms. KLOBUCHAR (for herself, Mrs.

HUTCHISON, Mr. LEAHY, Mr. CHAMBLISS, Mr. KOHL, and Mr. ISAKSON), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE GOALS OF CATHOLIC SCHOOLS WEEK AND HONORING THE VALUABLE CONTRIBUTIONS OF CATHOLIC SCHOOLS IN THE UNITED STATES

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 37) recognizing the goals of Catholic Schools Week and honoring the valuable contributions of Catholic schools in the United States, submitted today by Mr. VITTER (for himself, Ms. LANDRIEU, and Mr. JOHANNES), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING BROOKLYN CENTER, MINNESOTA, ON ITS 100TH ANNIVERSARY

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 38) congratulating Brooklyn Center, Minnesota, on its 100th anniversary, submitted today by Mr. KLOBUCHAR (for herself and Mr. FRANKEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE AUBURN UNIVERSITY FOOTBALL TEAM FOR WINNING THE 2010 BOWL CHAMPIONSHIP SERIES NATIONAL CHAMPIONSHIP

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 39) congratulating the Auburn University football team for winning the 2010 Bowl

Championship Series National Championship, submitted today by Mr. SESSIONS (for himself and Mr. SHELBY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE UNIVERSITY OF AKRON MEN'S SOCCER TEAM ON WINNING THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION DIVISION I MEN'S SOCCER CHAMPIONSHIP

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 40) congratulating the University of Akron men's soccer team on winning the National Collegiate Athletic Association Division I Men's Soccer Championship, submitted today by Mr. SHERROD BROWN (for himself and Mr. PORTMAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE VICE PRESIDENT

BOARD OF TRUSTEES OF GALLAUDET UNIVERSITY

The PRESIDING OFFICER announced that the VICE PRESIDENT, pursuant to Public Law 83-420, as amended by Public Law 99-371, had appointed Mr. SHERROD BROWN to the Board of Trustees of Gallaudet University.

APPOINTMENT BY THE VICE PRESIDENT

CHAIRMAN TO THE MEXICO-U.S. INTERPARLIAMENTARY GROUP CONFERENCE

The PRESIDING OFFICER announced that the VICE PRESIDENT, pursuant to 22 U.S.C. 276h-276k, as amended, had appointed Mr. TOM UDALL as Chairman to the Mexico-U.S. Interparliamentary Group conference for the 112th Congress.

APPOINTMENT BY THE VICE PRESIDENT CHAIRMAN OF THE U.S.-JAPAN INTERPARLIAMENTARY GROUP CONFERENCE

The PRESIDING OFFICER announced that the VICE PRESIDENT, pursuant to Section 5 of Title I of Division H of Public Law 110-161, had appointed Mr. INOUE as Chairman of the U.S.-Japan Interparliamentary Group conference for the 112th Congress.

APPOINTMENT BY THE VICE PRESIDENT

COMMISSION ON SECURITY AND COOPERATION IN EUROPE (HELSINKI)

The PRESIDING OFFICER announced that the VICE PRESIDENT, pursuant to Public Law 94-304, as amended by Public Law 99-7, had appointed the following Senators as members of the Commission on Security and Cooperation in Europe (Helsinki) during the 112th Congress: Mr. CARDIN, Mr. WHITEHOUSE, Mr. TOM UDALL, Mrs. SHAHEEN, and Mr. BLUMENTHAL.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

CHAIRMAN OF THE U.S.-CHINA INTERPARLIAMENTARY GROUP CONFERENCE

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, pursuant to 22 U.S.C. 276n, had appointed Mrs. MURRAY as Chairman of the U.S.-China Interparliamentary Group conference during the 112th Congress.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

UNITED STATES HOLOCAUST MEMORIAL COUNCIL

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, upon the recommendation of the majority leader, pursuant to Public Law 96-388, as amended by Public Law 97-84 and Public Law 106-292, had appointed the following Senators to the United States Holocaust Memorial Council for the 112th Congress: Mr. LAUTENBERG, Mr. SANDERS, and Mr. DURBIN.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

CHAIRMAN OF THE SENATE DELEGATION TO THE BRITISH- AMERICAN INTERPARLIAMENTARY GROUP CONFERENCE

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, upon the recommendation of the majority leader, pursuant to 22 U.S.C. 2761, as amended, had appointed Mr. LEAHY as Chairman of the Senate Delegation to the British-American

Interparliamentary Group conference during the 112th Congress

APPOINTMENT BY THE MAJORITY LEADER

CHAIRMAN OF THE SENATE
DELEGATION TO THE U.S.-RUSSIA
INTERPARLIAMENTARY GROUP
CONFERENCE

The PRESIDING OFFICER announced that the majority leader, pursuant to Section 154 of Public Law 108-199, had appointed Mr. BEN NELSON as Chairman of the Senate Delegation to the U.S.-Russia Interparliamentary Group conference during the 112th Congress.

APPOINTMENT BY THE MINORITY LEADER

SENATE NATIONAL SECURITY
WORKING GROUP

The PRESIDING OFFICER announced that the minority leader, pursuant to the provisions of S. Res. 105, agreed to on April 13, 1989, as amended by S. Res. 149, agreed to by October 5, 1993, as amended by Public Law 105-275, further amended by S. Res. 75, agreed to March 25, 1999, and S. Res. 383, agreed to October 27, 2000, and amended by S. Res. 355, agreed to on November 13, 2002, and further amended by S. Res. 480, agreed to on November 21, 2004, had appointed the following Senators to serve as members of the Senate National Security Working Group for the 112th Congress: Mr. INOUE, Mr. LEVIN, Mr. KERRY, Mr. LAUTENBERG, Mr. DURBIN, Mr. BILL NELSON, Mr. CARDIN, Mr. CASEY.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that, following the remarks of the leaders, the Senate resume consideration of bill S. 223.

ADJOURNMENT

By unanimous consent, on the request of Mr. ROCKEFELLER,

At 6:58 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, FEBRUARY 3, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, February 3, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

ORDER FOR MORNING BUSINESS ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the order of yesterday, following the remarks of the leaders, the Senate proceed to a period for the transaction of morning business until 10:30 a.m., with Senators permitted to speak for 10 minutes each therein.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of today,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-417. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-418. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; Huntsville, AL" (MB Docket No. 08-194, DA 11-27) received in the Office of the President of the Senate on February 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-419. A communication from the Chief of Staff, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Preserving the Open Internet; Broadband Industry Practices" ((FCC 10-201)(GN Docket No. 09-191)) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-420. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Sculpins, Sharks, Squid, and Octopus in the Gulf of Alaska" (RIN0648-XA156) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-421. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Passenger Weight and Inspected Vessel Stability Requirements" ((RIN1625-AB20)(Docket No. USCG-2007-0030)) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-422. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-651 "Closing and Dedication of Portions of a Public Alley in Square 5260, S.O. 10-13494, Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-423. A communication from the Chairman of the Council of the District of

Columbia, transmitting, pursuant to law, a report on D.C. Act 18-652 "Corrupt Election Practices Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-424. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-653 "Sustainability Energy Utility Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-425. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-654 "Thelma Jones Way Designation Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-426. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-655 "Closing of Public Streets, Dedication of Land for Street Purposes, and the Elimination of Highway Plan Encumbrances, in and abutting Squares 3655, 3656, and 3657, S.O. 09-10589, Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-427. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-656 "District of Columbia Housing Authority Board of Commissioners Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-428. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-679 "Prohibition on Government Employee Engagement in Political Activity Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-429. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-680 "Human and Environmental Health Protection Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-430. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-681 "Private Fire Hydrant Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-431. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-682 "Health and Safety 911 Abuse Prevention Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-432. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-683 "Adams Morgan Main Street Group Clarification Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-433. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-684 "Transportation Infrastructure Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-434. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-685 "Returning Citizen Public Employment Inclusion Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-435. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-686 "Ballpark Fee Clarification Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-436. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-687 "Perry Street Affordable Housing Tax Exemption and Relief Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-437. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-688 "Kelsey Gardens Redevelopment Project Real Property Limited Tax Abatement Assistance Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-438. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-689 "Rhode Island Avenue Metro Plaza Revenue Bonds Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-439. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-690 "Not-for-Profit Hospital Corporation Personnel Administration Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-440. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-691 "Southeast Federal Center/Yards Non-Discriminatory Grocery Store Temporary Act of 2010"; to the

Committee on Homeland Security and Governmental Affairs.

EC-441. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-692 "Rent Administrator Hearing Authority Second Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-442. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-696 "Residential Tranquility Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-443. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-697 "Lead Hazard Prevention and Elimination Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-444. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-698 "Green Building Technical Corrections, Clarification, and Revision Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-445. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-699 "Disorderly Conduct Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-446. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-700 "Open Meetings Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-447. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-701 "Anti-SLAPP Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-448. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-702 "Residential Housing Tax Abatement Clarification Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary, with amendments:

S. 23. A bill to amend title 35, United States Code, to provide for patent reform.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BROWN of Massachusetts:

S. 262. A bill to repeal the excise tax on medical device manufacturers; to the Committee on Finance.

By Ms. LANDRIEU (for herself, Mr. ALEXANDER, and Mr. COCHRAN):

S. 263. A bill to provide for child safety, care, and education continuity in the event of a presidentially declared disaster; to the Committee on Health, Education, Labor, and Pensions.

By Mr. COCHRAN (for himself and Mr. WICKER):

S. 264. A bill to direct the Secretary of the Interior to convey to the State of Mississippi 2 parcels of surplus land within the boundary of the Natchez Trace Parkway, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. COCHRAN (for himself and Mr. WICKER):

S. 265. A bill to authorize the acquisition of core battlefield land at Champion Hill, Port Gibson, and Raymond for addition to Vicksburg National Military Park; to the Committee on Energy and Natural Resources.

By Mr. COCHRAN:

S. 266. A bill to redesignate the Noxubee National Wildlife Refuge as the Sam D. Hamilton Noxubee National Wildlife Refuge; to the Committee on Environment and Public Works.

By Mr. BINGAMAN (for himself, Mr. ISAKSON, and Mr. KOHL):

S. 267. A bill to amend the Employee Retirement Income Security Act of 1974 to require a lifetime income disclosure; to the Committee on Health, Education, Labor, and Pensions.

By Mr. TESTER (for himself and Mr. BAUCUS):

S. 268. A bill to sustain the economic development and recreational use of National Forest System land and other public land in the State of Montana, to add certain land to the National Wilderness Preservation System, to release certain wilderness study areas, to designate new areas for recreation, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CORNYN (for himself and Mrs. HUTCHISON):

S. 269. A bill to designate the Department of Veterans Affairs medical center in Big Spring, Texas, as the George H. O'Brien, Jr., Department of Veterans Affairs Medical

Center, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 270. A bill to direct the Secretary of the Interior to convey certain Federal land to Deschutes County, Oregon; to the Committee on Energy and Natural Resources.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 271. A bill to require the Secretary of Agriculture to enter into a property conveyance with the city of Wallowa, Oregon, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. MANCHIN (for himself, Mr. ROCKEFELLER, Ms. MURKOWSKI, Mr. WICKER, Mr. BOOZMAN, Ms. LANDRIEU, Mr. HOEVEN, and Mr. PORTMAN):

S. 272. A bill to amend the Federal Water Pollution Control Act to clarify and confirm the authority of the Environmental Protection Agency to deny or restrict the use of defined areas as disposal sites for the discharge of dredged or fill material; to the Committee on Environment and Public Works.

By Mr. LAUTENBERG (for himself, Mr. UDALL of New Mexico, Mr. FRANKEN, Ms. KLOBUCHAR, Mr. MENENDEZ, and Mr. BEGICH):

S. 273. A bill to amend chapter 1 of title 23, United States Code, to condition the receipt of certain highway funding by States on the enactment and enforcement by States of certain laws to prevent repeat intoxicated driving; to the Committee on Environment and Public Works.

By Mrs. HAGAN (for herself, Mr. FRANKEN, Mr. BROWN of Ohio, and Mr. JOHNSON of South Dakota):

S. 274. A bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. ROCKEFELLER, Mr. MENENDEZ, and Mr. BEGICH):

S. 275. A bill to amend title 49, United States Code, to provide for enhanced safety and environmental protection in pipeline transportation, to provide for enhanced reliability in the transportation of the Nation's energy products by pipeline, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BENNET (for himself and Mr. UDALL of Colorado):

S. 276. A bill to amend the National Trails System Act to provide for the study of the Pike National Historic Trail; to the Committee on Energy and Natural Resources.

By Mr. BURR (for himself, Mrs. HAGAN, Mr. NELSON of Florida, and Mr. GRASSLEY):

S. 277. A bill to amend title 38, United States Code, to furnish hospital care, medical services, and nursing home care to veterans who were stationed at Camp Lejeune, North Carolina, while the water was contaminated at Camp Lejeune, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. UDALL of Colorado (for himself and Mr. BENNET):

S. 278. A bill to provide for the exchange of certain land located in the Arapaho-Roosevelt National Forests in the State of Colorado, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. UDALL of Colorado (for himself and Mr. BENNET):

S. 279. A bill to direct the Secretary of the Interior to carry out a study to determine the suitability and feasibility of establishing Camp Hale as a unit of the National Park System; to the Committee on Energy and Natural Resources.

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

S. 280. A bill to provide for flexibility and improvements in elementary and secondary education, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. HUTCHISON (for herself, Mr. COBURN, Mr. CRAPO, Mr. ENSIGN, Mr. INHOFE, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. KYL, Mr. MORAN, Mr. RISCH, Mr. ROBERTS, Mr. WICKER, Mr. BARRASSO, and Mr. COATS, Mr. BLUNT, and Mr. CORNYN):

S. 281. A bill to delay the implementation of the health reform law in the United States until there is a final resolution in pending lawsuits; to the Committee on Finance.

By Mr. COBURN (for himself and Mr. BEGICH):

S. 282. A bill to rescind unused earmarks; to the Committee on Appropriations.

By Mr. LEVIN:

S. 283. A bill for the relief of Marco Antonio Sanchez; to the Committee on the Judiciary.

By Mr. LEVIN:

S. 284. A bill for the relief of Guy Vang, Genevieve Chong Fong, Caroline Vang, and Meline "Melanie" Vang; to the Committee on the Judiciary.

By Mr. LEVIN:

S. 285. A bill for the relief of Sopuruchi Chukwueke; to the Committee on the Judiciary.

By Mr. LEVIN:

S. 286. A bill for the relief of Anton Dodaj, Gjyljana Dodaj, Franc Dodaj, and Kristjan Dodaj; to the Committee on the Judiciary.

By Mr. LEVIN:

S. 287. A bill for the relief of Luay Lufti Hadad; to the Committee on the Judiciary.

By Mr. LEVIN:

S. 288. A bill for the relief of Josephina Valera Lopez; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 289. A bill to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005, the Intelligence Reform and Terrorism Prevention Act of 2004, and the FISA Amendments Act of 2008 until December 31, 2013, and for other purposes; read the first time.

By Mr. LEAHY:

S. 290. A bill to extend the sunset of certain provisions of the USA PATRIOT Act, and for other purposes; read the first time.

By Mr. MCCONNELL (for himself, Mr. GRASSLEY, and Mr. CHAMBLISS):

S. 291. A bill to repeal the sunset provisions in the USA PATRIOT Improvement and Reauthorization Act of 2005 and other related provisions and permanently reauthorize the USA PATRIOT Act; read the first time.

By Mr. LEE (for himself, Mr. KYL, Mr. BARRASSO, Mr. BURR, Mr. DEMINT, Mr. GRAHAM, Mr. PAUL, Mr. RISCH, Mr. RUBIO, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, Mr. CRAPO, and Ms. AYOTTE):

S.J. Res. 5. A joint resolution proposing an amendment to the Constitution of the United States requiring that the Federal budget be balanced; to the Committee on the Judiciary.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. NELSON of Nebraska:

S. Res. 41. A resolution expressing the sense of the Senate that Congress should reduce spending by the amount resulting from the recently announced earmark moratorium; to the Committee on the Budget.

By Mr. REID:

S. Res. 42. A resolution to constitute the majority party's membership on certain committees for the One Hundred Twelfth Congress, or until their successors are chosen; considered and agreed to.

By Mr. MCCONNELL:

S. Res. 43. A resolution to constitute the minority party's membership on certain committees for the One Hundred Twelfth Congress, or until their successors are chosen; considered and agreed to.

By Mr. KERRY (for himself, Mr. MCCAIN, Mr. GRAHAM, Ms. KLOBUCHAR, Mr. CARDIN, Mr. NELSON of Florida, Mr. DURBIN, and Mr. LEVIN):

S. Res. 44. A resolution supporting democracy, universal rights, and the peaceful transition to a representative government in Egypt; considered and agreed to.

By Mrs. MURRAY (for herself and Ms. CANTWELL):

S. Res. 45. A resolution congratulating the Eastern Washington University football team for winning the 2010 National Collegiate Athletic Association Division 1 Football Championship Subdivision title; considered and agreed to.

ADDITIONAL COSPONSORS

S. 21

At the request of Mr. REID, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 21, a bill to secure the United States against cyber attack, to enhance American competitiveness and create jobs in the information technology industry, and to protect the identities and sensitive information of American citizens and businesses.

S. 81

At the request of Mr. ISAKSON, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 81, a bill to direct unused appropriations for Senate Official Personnel and Office Expense Accounts to be deposited in the Treasury and used for deficit reduction or to reduce the Federal debt.

S. 210

At the request of Mr. COBURN, the names of the Senator from Utah [Mr. HATCH] and the Senator from Rhode Island [Mr. WHITEHOUSE] were added as cosponsors of S. 210, a bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

S. 244

At the request of Mr. BARRASSO, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 244, a bill to enable States to opt out of certain provisions of the Patient Protection and Affordable Care Act.

S. 249

At the request of Mr. HATCH, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 249, a bill to amend the Endangered Species Act of 1973 to provide that Act shall not apply to any gray wolf (*Canis lupus*).

S. 255

At the request of Mr. ENSIGN, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 255, a bill to require the Congressional Budget Office and the Joint Committee on Taxation to use dynamic economic modeling in addition to static economic modeling in the preparation of budgetary estimates of proposed changes in Federal revenue law.

S. 260

At the request of Mr. NELSON of Florida, the names of the Senator from New York [Mr. SCHUMER] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of S. 260, a bill to amend title 10,

United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

SENATE JOINT RESOLUTION 3

At the request of Mr. HATCH, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of Senate Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the names of the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from Maryland [Mr. CARDIN] were added as cosponsors of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 5

At the request of Mr. ROCKEFELLER, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of Senate Concurrent Resolution 5, a concurrent resolution authorizing the use of the rotunda of the Capitol to honor Frank W. Buckles, the longest surviving United States veteran of the First World War.

SENATE RESOLUTION 20

At the request of Mr. JOHANNIS, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of Senate Resolution 20, a resolution expressing the sense of the Senate that the United States should immediately approve the United States-Korea Free Trade Agreement, the United States-Colombia Trade Promotion Agreement, and the United States-Panama Trade Promotion Agreement.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on February 3, 2011, at 10 a.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate to conduct a hearing on February 3, at 9:30 a.m., in room SH-216 of the Hart Senate Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on February 3, 2011, at 10 a.m., in room 215 of

the Dirksen Senate Office Building, to conduct a hearing entitled "Status of the Airport and Airway Trust Fund."

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Simplifying Security: Encouraging Better Retirement Decisions" on February 3, 2011, at 2 p.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on February 3, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

COMMITTEE ON SMALL BUSINESS AND
ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on February 3, 2011, at 10:30 a.m.

SELECT COMMITTEE ON
INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on February 3, 2011 at 2:30 p.m.

SUBCOMMITTEE ON SUPERFUND,
TOXICS, AND ENVIRONMENTAL
HEALTH

The Subcommittee on Superfund, Toxics, and Environmental Health of the Committee on Environment and Public Works be authorized to meet during the session of the Senate at 10 a.m., on February 3, 2011, in Dirksen 406.

FAA AIR TRANSPORTATION
MODERNIZATION AND SAFETY
IMPROVEMENT ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 8, proposed by Mr. WHITEHOUSE (for himself, Mr. KIRK, Mrs. BOXER, Mr. DURBIN, Mr. CASEY, Mr. SCHUMER, Mr. MENENDEZ, Mrs. FEINSTEIN, and Mr. INOUE), to the bill, as amended.

Pending debate,

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. WICKER to further amend the bill, at the appropriate place, by

inserting certain words (being amendment No. 14).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. BLUNT to further amend the bill on page 311, after line 11, by inserting certain words (being amendment No. 5).

Pending debate,

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. BILL NELSON (for himself and Mr. SHERROD BROWN) to further amend the bill, on page 236, by striking all beginning on line 1 through line 14 on page 237 (being amendment No. 34).

Pending debate,

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. PAUL to further amend the bill in title I, at the end thereof, by adding certain words (being amendment No. 21).

Pending debate,

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. ROCKEFELLER for Mr. WYDEN (for himself and Mr. MERKLEY) to further amend the bill on page 96, lines 4 and 5, by striking certain words and inserting other words (being amendment No. 27).

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That Mr. PAUL be recognized to propose an amendment (Numbered 19); that there be 30 minutes, equally divided and controlled, for debate thereon between Mr. PAUL and Mr. ROCKEFELLER, or their designees; that upon conclusion of said debate, there be 10 minutes, equally divided and controlled for debate between Mr. WHITEHOUSE and Mrs. HUTCHISON on amendment No. 8; that, upon conclusion of debate thereon, the Senate vote first in relation to amendment No. 8, and then in relation to amendment No. 19; that no amendment or point of order be in order to the amendments prior to the votes; and that the motions to reconsider be considered made and laid on the table.

The question being on agreeing to amendment No. 27 to the bill, as amended.

Pursuant to the foregoing order,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. PAUL (for himself, Mr. ALEXANDER, and Mr. VITTER) to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 19).

After debate,

On motion by Mrs. HUTCHISON,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. ROCKEFELLER to lay the pending amendment on the table.

On motion by Mr. ROCKEFELLER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 8 to the bill, as amended.

After debate,

On motion by Mr. WHITEHOUSE,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

Pursuant to the order of today,

The question being taken.

It was determined in the affirmative--- yeas... 96, nays... 1

[Rollcall vote No. 10 Leg.]

YEAS --- 96

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 1

Paul.

So the amendment was agreed to.

The question recurring on agreeing to the motion, by Mr. ROCKEFELLER, to lay amendment No. 19 on the table.

After debate,

The question being taken.

It was determined in the affirmative--- yeas... 55, nays... 42

[Rollcall vote No. 11 Leg.]

YEAS --- 55

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell,

Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Webb, Whitehouse, Wyden.

NAYS --- 42

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hoeven, Hutchison, Inhofe, Isakson, Johnson (WI), Kyl, Lee, Lugar, McCain, McConnell, Moran, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was agreed to.

The question being on agreeing to amendment No. 27 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. INHOFE to further amend the bill in title VII, at the end thereof, by adding certain words (being amendment No. 6).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. INHOFE to further amend the bill on page 230, after line 7, by inserting certain words (being amendment No. 7).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. ROCKEFELLER for Mr. ENSIGN (for himself, Mr. CONRAD, Mr. HOEVEN, and Mr. BINGAMAN) to further amend the bill on page 96, by striking all beginning on line 9 through line 8, page 97, and inserting in lieu thereof other words (being amendment No. 32).

CONSTITUTING THE MAJORITY
PARTY'S MEMBERSHIP ON
CERTAIN COMMITTEES FOR THE
ONE HUNDRED TWELFTH
CONGRESS

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 42) to constitute the majority party's membership on certain committees for the One Hundred Twelfth Congress, or until their successors are chosen, submitted today by Mr. REID, and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONSTITUTING THE MINORITY
PARTY'S MEMBERSHIP ON
CERTAIN COMMITTEES FOR THE
ONE HUNDRED TWELFTH
CONGRESS

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 43) to constitute the minority party's membership on certain committees for the One Hundred Twelfth Congress, or until their successors are chosen, submitted today by Mr. MCCONNELL, and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING DEMOCRACY,
UNIVERSAL RIGHTS, AND THE
PEACEFUL TRANSITION TO A
REPRESENTATIVE GOVERNMENT
IN EGYPT

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 44) supporting democracy, universal rights, and the peaceful transition to a representative government in Egypt, submitted today by Mr. KERRY (for himself, Mr. MCCAIN, Mr. GRAHAM, Ms. KLOBUCHAR, Mr. CARDIN, Mr. BILL NELSON, Mr. DURBIN, and Mr. LEVIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE EASTERN
WASHINGTON UNIVERSITY
FOOTBALL TEAM

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 45) congratulating the Eastern Washington University football team for winning the 2010 National Collegiate Athletic Association Division 1 Football Championship Subdivision title, submitted today by Mrs. MURRAY (for herself and Ms. CANTWELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMITTEE DISCHARGED; BILL
REFERRED

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Rules and Administration be discharged from further consideration of the bill (S. 126) to reduce the amount of financial assistance provided to the Government of Mexico in response to the illegal border crossings from Mexico into the United States, which serve to dissipate the political discontent with the higher unemployment rate within Mexico; and that the bill be referred to the Committee on Foreign Relations.

COMMITTEE DISCHARGED; BILL
REFERRED

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Finance be discharged from further consideration of the bill (S. 109) to amend the Atomic Energy Act of 1954 to require congressional approval of agreements for peaceful nuclear cooperation with foreign countries, and for other purposes; and that the bill be referred to the Committee on Foreign Relations.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 289) to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005, the Intelligence Reform and Terrorism Prevention Act of 2004, and the FISA Amendments Act of 2008 until December 31, 2013, and for other purposes, introduced today by Mrs. FEINSTEIN, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 290) to extend

the sunset of certain provisions of the USA PATRIOT Act, and for other purposes, introduced today by Mr. LEAHY, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 291) to repeal the sunset provisions in the USA PATRIOT Improvement and Reauthorization Act of 2005 and other related provisions and permanently reauthorize the USA PATRIOT Act, introduced today by Mr. MCCONNELL (for himself, Mr. GRASSLEY, and Mr. CHAMBLISS), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

APPOINTMENT BY THE MINORITY LEADER

SENATE NATIONAL SECURITY WORKING GROUP

The ACTING PRESIDENT PRO TEMPORE announced that the minority leader, pursuant to the provisions of S. Res. 105, agreed to on April 13, 1989, as amended by S. Res. 149, agreed to by October 5, 1993, as amended by Public Law 105-275, further amended by S. Res. 75, agreed to March 25, 1999, and S. Res. 383, agreed to October 27, 2000, and amended by S. Res. 355, agreed to on November 13, 2002, and further amended by S. Res. 480, agreed to on November 21, 2004, had appointed the following Senator to serve as a member of the Senate National Security Working Group for the 112th Congress: Mr. LIEBERMAN.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and

reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:27 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

FRIDAY, FEBRUARY 4, 2011

Mr. MARK BEGICH, from the State of Alaska, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. BEGICH led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, February 4, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK BEGICH, a Senator from the State of Alaska, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. BEGICH took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 289) to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005, the Intelligence Reform and Terrorism Prevention Act of 2004, and the FISA Amendments Act of 2008 until December 31, 2013, and for other purposes, introduced on yesterday by Mrs. FEINSTEIN, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 290) to extend the sunset of certain provisions of the USA PATRIOT Act, and for other purposes, introduced on yesterday by Mr. LEAHY, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 291) to repeal the sunset provisions in the USA PATRIOT Improvement and Reauthorization Act of 2005 and other related provisions and permanently reauthorize the USA PATRIOT Act, introduced on yesterday by Mr. MCCONNELL (for himself, Mr. GRASSLEY, and Mr. CHAMBLISS), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

INTRODUCTION OF A BILL

The following bill was introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 292. A bill to resolve the claims of the Bering Straits Native Corporation and the State of Alaska to land adjacent to Salmon Lake in the State of Alaska and to provide for the conveyance to the Bering Straits Native Corporation of certain other public land in partial satisfaction of the land entitlement of the Corporation under the Alaska Native Claims Settlement Act; to the Committee on Energy and Natural Resources.

ADDITIONAL COSPONSORS

S. 228

At the request of Mr. BARRASSO, the names of the Senator from South Carolina [Mr. DEMINT] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

ORDER FOR EXECUTIVE SESSION ON MONDAY NEXT

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, on Monday, February 7, 2011, at 4:30 p.m., the Senate proceed to executive session to consider the nominations of Paul Kinloch Holmes, III, of Arkansas, to be United States District Judge for the Western District of Arkansas, Diana Saldana, of Texas, to be United States District Judge for the Southern District of Texas, and Marco A. Hernandez, of Oregon, to be United States District Judge for the District of Oregon; that there be one hour equally divided and controlled, in the usual form; that, upon conclusion of debate, the nomination of Marco A. Hernandez be confirmed; that, without further intervening action or debate, the Senate then vote on confirmation of the nomination of Paul Kinloch Holmes III; that, following said vote, the Senate vote on confirmation of the nomination of Diana Saldana; that, following the votes, motions to reconsider be made and laid on the table; that no motion be in order to any of the nominations; that the President be

immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, FEBRUARY 7, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, February 7, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 3 p.m., with Senators permitted to speak for 10 minutes each therein; that, following morning business, the Senate resume consideration of the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and that, at 4:30 p.m., the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 12:36 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, February 7, 2011.

MONDAY, FEBRUARY 7, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, February 7, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

ORDER RELATIVE TO VOTES IN EXECUTIVE SESSION ON TODAY

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That the order of Friday, February 4, 2011 be modified such that the Senate first vote on agreeing to the confirmation of the nomination of Diana Saldana, of Texas, to be United States District Judge for the Southern District of Texas, and then, the nomination of Paul Kinloch Holmes, III, of Arkansas, to be United States District Judge for the Western District of Arkansas; and that the other provisions of the order of Friday, February 4, 2011 remain in effect.

THE JOURNAL

Pursuant to the order of Friday, February 4, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Friday, February 4, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Friday, February 4, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-449. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the

report of a rule entitled "Sodium and Potassium salts of N-alkyl (C8-C18)-beta-iminodipropionic acid; Exemption from the Requirement of a Tolerance" (FRL No. 8861-9) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-450. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Fludioxonil; Pesticide Tolerances for Emergency Exemptions" (FRL No. 8859-6) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-451. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "n-Octyl alcohol and n-Decyl alcohol; Exemption from the Requirement of a Tolerance" (FRL No. 8860-7) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-452. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "(S,S)-Ethylenediamine Disuccinic Acid Trisodium Salt; Exemption from the Requirement of a Tolerance" (FRL No. 8860-6) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-453. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Cyprodinil; Pesticide Tolerances" (FRL No. 8860-3) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-454. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Isobutane; Exemption from the Requirement of a Tolerance" (FRL No. 8860-4) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-455. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and

Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Bispyribac-sodium; Pesticide Tolerances" (FRL No. 8860-2) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-456. A communication from the Director of the Regulatory Review Group, Farm Service Agency, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Loan Servicing; Farm Loan Programs" (RIN0560-AI05) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-457. A communication from the Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Shareholder Approval of Executive Compensation and Golden Parachute Compensation" (RIN3235-AK68) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-458. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfer" (RIN0648-XA084) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-459. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Inseason Adjustment to the 2011 Bering Sea and Aleutian Islands Atka Mackerel Total Allowable Catch Amount" (RIN0648-XA129) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-460. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Annual Specifications" (RIN0648-XY51) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-461. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law,

the report of a rule entitled "Safety Standards for Full-Size Baby Cribs and Non-Full-Size Baby Cribs; Final Rule" (16 CFR Parts 1219, 1220, and 1500) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-462. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; DASSAULT AVIATION Model Falcon 10 Airplanes; Model FAN JET FALCON, FAN JET FALCON SERIES C,D,E,F, and G Airplanes; Model MYSTERE-FALCON 200 Airplanes; Model MYSTERE-FALCON 20-C5, 20-D5, 20-E5, and 20-F5 Airplanes; Model FALCON 2000 and FALCON 2000EX Airplanes; and Model MYSTERE-FALCON 50 and MYSTERE-FALCON 900 Airplanes, and FALCON 900EX Airplanes" ((RIN2120-AA64)(Docket No. FAA-2009-0864)) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-463. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Diamond Aircraft Industries GmbH Models DA 40 and DA 40F Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0845)) received during adjournment of the Senate in the Office of the President of the Senate on February 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-464. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Farmington, MO" ((RIN2120-AA66)(Docket No. FAA-2010-0769)) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-465. A communication from the Attorney Advisor of the Policy Division, Public Safety and Homeland Security Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Wireless E911 Location Accuracy Requirements" (FCC 10-176) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-466. A communication from the Secretary of Transportation, transmitting, pursuant to law, the Department's 2010 report to Congress on the Transportation Infrastructure Finance and Innovation Act of

1998; to the Committee on Commerce, Science, and Transportation.

EC-467. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report entitled, "Fundamental Properties of Asphalts and Modified Asphalts - III"; to the Committee on Commerce, Science, and Transportation.

EC-468. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Additional Air Quality Designations for the 2006 24-Hour Fine Particle National Ambient Air Quality Standards, 110(k)(6) Correction and Technical Correction Related to Prior Designation, and Decisions Related to the 1997 Air Quality Designations and Classifications for the Annual Fine Particles National Ambient Air Quality Standards" (FRL No. 9261-3) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Environment and Public Works.

EC-469. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Determination of Attainment for PM10; Columbia Falls and Libby Nonattainment Areas, Montana" (FRL No. 9260-6) received in the Office of the President of the Senate on February 2, 2011; to the Committee on Environment and Public Works.

EC-470. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Qualified Zone Academy Bond Allocations for 2011" (Rev. Proc. 2011-19) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Finance.

EC-471. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Biodiesel and Alternative Fuels; Claims for 2010; Excise Tax" (Rev. Proc. 2011-10) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Finance.

EC-472. A communication from the Deputy Assistant Secretary for Import Administration, International Trade Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Certification of Factual Information to Import Administration during Antidumping and Countervailing Duty Proceedings: Interim Final Rule" (RIN0625-AA66) received in the Office of the President

of the Senate on February 3, 2011; to the Committee on Finance.

EC-473. A communication from the Chief of the Border Security Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Land Border Carrier Initiative Program" (RIN1651-AA68) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-474. A communication from the Director of Regulation Policy and Management, Veterans Benefits Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Loan Guaranty Revised Loan Modification Procedures" (RIN2900-AN78) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Veterans' Affairs.

EC-475. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; 2002 Base Year Emissions Inventory, Reasonable Further Progress Plan, Contingency Measures, Reasonably Available Control Measures, and Transportation Conformity Budgets for the Pennsylvania Portion of the Philadelphia-Wilmington-Atlantic City 1997 8-Hour Moderate Ozone Nonattainment Area" (FRL No. 9262-7) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Environment and Public Works.

EC-476. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Final Authorization of State Hazardous Waste Management Program Revisions" (FRL No. 9261-9) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Environment and Public Works.

EC-477. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Final Authorization of State Hazardous Waste Management Program Revisions" (FRL No. 9262-2) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Environment and Public Works.

EC-478. A communication from the Director of the Regulatory Management

Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Alaska: Prevention of Significant Deterioration; Greenhouse Gas Permitting Authority and Tailoring Rule Revision" (FRL No. 9257-1) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Environment and Public Works.

EC-479. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Disapproval and Promulgation of Air Quality Implementation Plans; Colorado; Revision to Definitions; Construction Permit Program; Regulation 3" (FRL No. 9251-1) received in the Office of the President of the Senate on February 3, 2011; to the Committee on Environment and Public Works.

EC-480. A communication from the Regulatory and Policy Specialist, Bureau of Indian Affairs, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Indian Trust Management Reform - Implementation of Statutory Changes" (RIN1076-AF07) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Indian Affairs.

EC-481. A communication from the Assistant Chief Counsel for General Law, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Pipeline Safety: Update of Regulatory References to Technical Standards" (RIN2137-AD68) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-482. A communication from the Assistant Chief Counsel for General Law, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Pipeline Safety: Integrity Management Program Modifications and Clarifications" (RIN2137-AE07) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-483. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "List of Nonconforming Vehicles Decided to be Eligible for Importation" (Docket No. NHTSA-2006-25686) received in the Office

of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-484. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Disadvantaged Business Enterprise; Potential Program Improvements" (RIN2105-AD75) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-485. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Transportation for Individuals with Disabilities; Adoption of New Accessibility Standards" (RIN2105-AC86) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-486. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Canadian Charter Air Taxis - Technical Changes" (RIN2105-AD58) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-487. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Debarment and Suspension (Nonprocurement) Requirements" (RIN2105-AD46) received in the Office of the President of the Senate on February 4, 2010; to the Committee on Commerce, Science, and Transportation.

EC-488. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Petition of the National Air Carrier Association for Rulemaking" (RIN2105-AD38) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-489. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Review of Data Filed by Certificated or Commuter Air Carriers to Support Continuing Fitness Determinations Involving Citizenship Issues" (RIN2105-AD25) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-490. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Procedures for Non-Evidential Alcohol Screening Devices" (RIN2105-AD64) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-491. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Procedures for Transportation Workplace Drug and Alcohol Testing Programs: State Laws Requiring Drug and Alcohol Rule Violation Information" (RIN2105-AD67) received in the Office of the President of the Senate on February 4, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. LUGAR:

S. 293. A bill to modify the authority to use Cooperative Threat Reduction funds for proliferation threat reduction projects and activities outside the states of the former Soviet Union; to the Committee on Armed Services.

By Mr. SANDERS:

S. 294. A bill to enhance early care and education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. AKAKA:

S. 295. A bill for the relief of Vichai Sae Tung (also known as Chai Chaowasaree); to the Committee on the Judiciary.

By Ms. KLOBUCHAR (for herself and Mr. CASEY):

S. 296. A bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages; to the Committee on Health, Education, Labor, and Pensions

By Mr. ROCKEFELLER (for himself and Ms. SNOWE):

S. 297. A bill to amend section 254 of the Communications Act of 1934 to provide that funds received as universal service contributions and the universal service support programs established pursuant to that section are not subject to certain provisions of title 31, United States Code, commonly known as the Antideficiency Act; to the Committee on Commerce, Science, and Transportation.

By Ms. STABENOW:

S. 298. A bill to drive American innovation and advanced vehicle manufacturing, to

reduce costs for consumers, and for other purposes; to the Committee on Finance.

By Mr. PAUL (for himself, Mr. DEMINT, Mr. ENSIGN, Mr. GRASSLEY, Mr. COBURN, Mr. BLUNT, Mr. THUNE, Mr. ENZI, Mr. CORNYN, Mr. HATCH, Mr. CHAMBLISS, Mr. JOHNSON of Wisconsin, Mr. ISAKSON, Mr. BARRASSO, Mr. WICKER, Ms. AYOTTE, Mr. SESSIONS, Mr. PORTMAN, Mr. JOHANNES, Mr. BOOZMAN, Mr. VITTER, Mr. LEE, Mr. INHOFE, Mrs. HUTCHISON, and Mr. RUBIO):

S. 299. A bill to amend chapter 8 of title 5, United States Code, to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law; to the Committee on Homeland Security and Governmental Affairs.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 44

At the request of Ms. KLOBUCHAR, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 44, a bill to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate covered part D drug prices on behalf of Medicare beneficiaries.

S. 45

At the request of Mr. WHITEHOUSE, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 45, a bill to amend the Internal Revenue Code of 1986 to provide for the taxation of income of controlled foreign corporations attributable for imported property.

S. 81

At the request of Mr. ISAKSON, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 81, a bill to direct unused appropriations for Senate Official Personnel and Office Expense Accounts to be deposited in the Treasury and used for deficit reduction or to reduce the Federal debt.

S. 82

At the request of Mr. JOHANNES, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 82, a bill to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance

programs, to repeal the sunset of the Patient Protection and Affordable Care Act with respect to increased dollar limitations for such credit and programs, and to allow the adoption credit to be claimed in the year expenses are incurred, regardless of when the adoption becomes final.

S. 102

At the request of Mr. MCCAIN, the names of the Senator from Illinois [Mr. KIRK], the Senator from South Carolina [Mr. GRAHAM], the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 136

At the request of Mrs. FEINSTEIN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 136, a bill to establish requirements with respect to bisphenol A.

S. 185

At the request of Mrs. BOXER, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 185, a bill to provide United States assistance for the purpose of eradicating severe forms of trafficking in children in eligible countries through the implementation of Child Protection Compacts, and for other purposes.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 228

At the request of Mr. BARRASSO, the names of the Senator from Mississippi [Mr. COCHRAN] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

S. 239

At the request of Ms. KLOBUCHAR, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 239, a bill to support innovation, and for other purposes.

S. 260

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 277

At the request of Mr. BURR, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 277, a bill to amend title 38, United States Code, to furnish hospital care, medical services, and nursing home care to veterans who were stationed at Camp Lejeune, North Carolina, while the water was contaminated at Camp Lejeune, and for other purposes.

S. 281

At the request of Mrs. HUTCHISON, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of S. 281, a bill to delay the implementation of the health reform law in the United States until there is a final resolution in pending lawsuits.

SENATE JOINT RESOLUTION 1

At the request of Mr. VITTER, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the United States relative to limiting the number of terms that a Member of Congress may serve.

SENATE JOINT RESOLUTION 3

At the request of Mr. HATCH, the names of the Senator from Mississippi [Mr. COCHRAN] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of Senate Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget.

SENATE RESOLUTION 27

At the request of Mr. WEBB, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of Senate Resolution 27, a resolution designating January 26, 2011, as "National Kawasaki Disease Awareness Day".

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

Pursuant to the order of Friday, February 4, 2011,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing amendment No. 32, proposed by Mr. ROCKEFELLER for Mr. ENSIGN (for himself, Mr. CONRAD, Mr. HOEVEN, Mr. BINGAMAN, and Mr. BEGICH), to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. WICKER,

Ordered, That amendment No. 14 be modified; and that Ms. COLLINS and Mr. COBURN be added as cosponsors of the amendment, as modified.

The question being on agreeing to amendment No. 32 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent,

The question being on passage of the bill, as amended.

On motion by Mr. MCCAIN to further amend the bill on page 128, by striking all beginning on line 5 through line 9, page 141, and inserting in lieu thereof other words (being amendment No. 4).

Pending debate,

On motion by Mr. MCCAIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being on agreeing to amendment No. 4 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. ROCKEFELLER (for Mr. LEAHY) to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 50).

Pending debate,

VISIT TO THE SENATE

Mr. HARKIN introduced to the Senate His Excellency Borut Pahor, Prime Minister of the Republic of Slovenia.

RECESS

By unanimous consent, on the request of Mr. HARKIN,

At 4:29 p.m.,

The Senate recessed, subject to the call of the chair, to greet its guest.

AT 4:40 P.M.

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) called the Senate to order.

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed,

Pursuant to the order of Friday, February 4, 2011, as modified,

The Senate proceeded to executive session (and after consideration of executive business, involving two roll call votes).

LEGISLATIVE SESSION

Pursuant to the order of February 4, 2011,

The Senate resumed its legislative session.

ORDER RELATIVE TO FURTHER
CONSIDERATION OF BILL S. 223

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That, on tomorrow, at 10:20 a.m., the question recur on agreeing to amendment No. 34 to bill S. 223; that there 10 minutes, equally divided and controlled, for debate between Mr. BILL NELSON and Mrs. HUTCHISON, or their designees; that, upon conclusion of debate, the Senate vote in relation to the amendment, without further intervening action or debate; that no amendment, motion, or point of order be in order relative to the amendment prior to the vote; and that a motion to reconsider be made and laid on the table.

COMMITTEE DISCHARGED; BILL
REFERRED

By unanimous consent, on the request of Mr. MANCHIN,

Ordered, That the Committee on Health, Education, Labor, and Pensions be discharged from further consideration of the bill (S. 248) to allow an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act; and that the bill be referred to the Committee on Finance.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. MANCHIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then resume consideration of bill S. 223, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. MANCHIN,

At 7:02 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, February 8, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

FAA AIR TRANSPORTATION
MODERNIZATION AND SAFETY
IMPROVEMENT ACT

Pursuant to the order of yesterday,
The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and
The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 50, proposed by Mr. ROCKEFELLER (for Mr. LEAHY), to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. REID, by unanimous consent, to further amend the pending bill on various pages and lines, striking certain words, and inserting other words (being

amendments en bloc and designated Nos. 54 and 55).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. TOM UDALL (for himself and Mr. BINGAMAN) to further amend the pending bill, at the appropriate place, by inserting certain words (being amendment No. 49).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. TOM UDALL to further amend the pending bill, on page 311, after line 11, by inserting certain words (being amendment No. 51).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. BEN NELSON (for himself, Mr. SCHUMER, Mr. AKAKA, Mr. MENENDEZ, Mrs. SHAHEEN, Mr. WHITEHOUSE, and Mr. TESTER) to further amend the pending bill in title VI, at the end thereof, by adding certain words (being amendment No. 58).

Pending debate,

Pursuant to the order of yesterday, as modified.

The question recurring on agreeing to amendment No. 34, proposed by Mr. BILL NELSON (for himself and Mr. SHERROD BROWN), to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. PAUL to further amend the pending bill by striking section 509 (being amendment No. 18).

Pending debate,

The question recurring on agreeing to amendment No. 34 to the bill, as amended.

After debate,

On motion by Mr. BILL NELSON,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 96, nays... 1

[Rollcall vote No. 14 Leg.]

YEAS --- 96

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi,

TUESDAY, FEBRUARY 8, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at

Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lugar, Manchin, McCain, McCaskill, McConnell, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 1

Coburn.

So the amendment was agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

The question recurring on agreeing to amendment No. 18 to the bill, as amended.

Pending debate,

MORNING BUSINESS

The following morning business occurred on today:

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. GRASSLEY (for himself, Mr. LIEBERMAN, and Ms. COLLINS):

S. 300. A bill to prevent abuse of Government charge cards; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. HUTCHISON (for herself, Mr. THUNE, Mr. WICKER, and Mr. COBURN):

S. 301. A bill to amend title 49, United States Code, to make technical and minor modifications to the positive train control requirements under chapter 201; to the Committee on Commerce, Science, and Transportation.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 302. A bill to authorize the Secretary of the Interior to issue right-of-way permits for a natural gas transmission pipeline in nonwilderness areas within the boundary of Denali National Park, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 303. A bill to amend the Omnibus Budget Reconciliation Act of 1993 to require the Bureau of Land Management to provide a claimant of a small miner waiver from claim maintenance fees with a period of 60 days after written receipt of 1 or more defects is provided to the claimant by registered mail to

cure the 1 or more defects or pay the claim maintenance fee, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 304. A bill to amend the Alaska National Gas Pipeline Act to improve the Alaska pipeline construction training program, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. NELSON of Florida (for himself and Mrs. HUTCHISON):

S. 305. A bill to repeal a prohibition on the use of certain funds for the termination of the Constellation program of the National Aeronautics and Space Administration; to the Committee on Commerce, Science, and Transportation.

By Mr. WEBB (for himself, Mr. BROWN of Ohio, Mr. DURBIN, Mr. FRANKEN, Mr. GRAHAM, Mrs. HAGAN, Mr. KERRY, Mr. LAUTENBERG, Mr. LEVIN, Mrs. MCCASKILL, Mr. SCHUMER, Mrs. SHAHEEN, Mr. UDALL of Colorado, Mr. WARNER, Mr. WHITEHOUSE, Mr. WYDEN, Mr. HARKIN, Mr. BINGAMAN, Mr. MENENDEZ, and Mrs. MURRAY):

S. 306. A bill to establish the National Criminal Justice Commission; to the Committee on the Judiciary.

By Mr. ROCKEFELLER:

S. 307. A bill to designate the Federal building and United States courthouse located at 217 West King Street, Martinsburg, West Virginia, as the "W. Craig Broadwater Federal Building and United States Courthouse"; to the Committee on Environment and Public Works.

By Mr. CASEY (for himself and Mr. BROWN of Ohio):

S. 308. A bill to extend trade adjustment assistance and certain trade preference programs, and for other purposes; to the Committee on Finance.

By Mr. LUGAR (for himself, Mr. KERRY, Mr. MCCAIN, Mrs. HAGAN, and Mr. CARDIN):

S. 309. A bill to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Moldova; to the Committee on Finance.

By Mr. COBURN (for himself, Mr. UDALL of Colorado, and Mr. TESTER):

S. 310. A bill to end unemployment payments to jobless millionaires; to the Committee on Finance.

By Mr. KERRY (for himself and Mr. CASEY):

S. 311. A bill to provide for the coverage of medically necessary food under Federal health programs and private health insurance; to the Committee on Finance.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. ENZI (for himself and Mr. BARRASSO):

S. Res. 46. A resolution requiring that legislation considered by the Senate to be confined to a single issue; to the Committee on Rules and Administration.

ADDITIONAL COSPONSORS

S. 35

At the request of Mr. LAUTENBERG, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 35, a bill to establish background check procedures for gun shows.

S. 102

At the request of Mr. MCCAIN, the names of the Senator from West Virginia [Mr. MANCHIN] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 148

At the request of Mr. VITTER, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 148, a bill to repeal the provision of law that provides automatic pay adjustments for Members of Congress.

S. 272

At the request of Mr. MANCHIN, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 272, a bill to amend the Federal Water Pollution Control Act to clarify and confirm the authority of the Environmental Protection Agency to deny or restrict the use of defined areas as disposal sites for the discharge of dredged or fill material.

ORDERS FOR ADJOURNMENT UNTIL 4 P.M. ON THURSDAY, FEBRUARY 10, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 4 p.m. on Thursday, February 10, 2011; that, on Thursday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 11:17 a.m.,

The Senate adjourned, under its order of today, until 4 p.m. on Thursday, February 10, 2011.

THURSDAY, FEBRUARY 10, 2011

Mr. SHERROD BROWN, from the State of Ohio, called the Senate to order at 4 p.m., the Chaplain offered a prayer, and Ms. KLOBUCHAR led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, February 10, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable AMY KLOBUCHAR, a Senator from the State of Minnesota, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Ms. KLOBUCHAR took the chair.

THE JOURNAL

Pursuant to the order of Tuesday, February 8, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of Tuesday, February 8, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of Tuesday, February 8, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. HUTCHISON (for herself, Mr. BURR, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. INHOFE, Mr. RISCH, Mr. WICKER, and Mr. BLUNT):

S. 312. A bill to amend the Patient Protection and Affordable Care Act to repeal certain limitations on health care benefits; to the Committee on Finance.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 313. A bill to authorize the Secretary of the Interior to issue permits for a microhydro project in nonwilderness areas within the boundaries of Denali National Park and Preserve, to acquire land for Denali National Park and Preserve from Doyon Tourism, Inc., and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. JOHANNIS (for himself, Mr. BOOZMAN, Mr. BURR, Mr. COCHRAN, Mr. CRAPO, Mr. ENSIGN, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mr. INHOFE, Mr. ISAKSON, Mr. KYL, Mr. MORAN, Mr. RISCH, Mr. ROBERTS, Mr. THUNE, Mr. VITTER, and Mr. WICKER):

S. 314. A bill to ensure that women seeking an abortion are fully informed regarding the pain experienced by their unborn child; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ENSIGN (for himself, Mr. LIEBERMAN, and Mr. BROWN of Massachusetts):

S. 315. A bill to amend section 798 of title 18, United States Code, to provide penalties for disclosure of classified information related to certain intelligence activities of the United States and for other purposes; to the Committee on the Judiciary.

By Mr. CORNYN (for himself and Mrs. HUTCHISON):

S. 316. A bill to ensure that the victims and victims' families of the November 5, 2009, attack at Fort Hood, Texas, receive the same treatment, benefits, and honors as those Americans who have been killed or wounded in a combat zone overseas and their families; to the Committee on Armed Services.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 317. A bill to allow for use of existing Section 8 housing funds, so as to preserve and revitalize affordable housing options for low-income individuals; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. LAUTENBERG:

S. 318. A bill to increase the use of security cameras at airport security screening checkpoints and exits, to impose increased penalties on individuals who circumvent

security screening at airports, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. SNOWE (for herself, Ms. STABENOW, Mr. VITTER, Mr. MCCAIN, Ms. KLOBUCHAR, Mr. GRASSLEY, Mr. KOHL, Ms. COLLINS, Mr. BROWN of Ohio, Mr. KERRY, Mr. SANDERS, Mr. LEVIN, Mrs. SHAHEEN, Mr. LEAHY, Mr. JOHNSON of South Dakota, Mr. BINGAMAN, Mrs. MCCASKILL, Mr. BEGICH, and Mr. NELSON of Florida):

S. 319. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the importation of prescription drugs, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KERRY:

S. 320. A bill for the relief of Genesio Januario Oliveira; to the Committee on the Judiciary.

By Mr. BAUCUS (for himself and Mr. TESTER):

S. 321. A bill to provide for the status of the Northern Rocky Mountain distinct population segment of the gray wolf, and for other purposes; to the Committee on Environment and Public Works.

By Mrs. MURRAY (for herself and Ms. CANTWELL):

S. 322. A bill to expand the Alpine Lakes Wilderness in the State of Washington, to designate the Middle Fork Snoqualmie River and Pratt River as wild and scenic rivers, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CARPER (for himself and Mr. COONS):

S. 323. A bill to establish the First State National Historical Park in the State of Delaware, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CARDIN (for himself and Mr. MIKULSKI):

S. 324. A bill to amend the Chesapeake and Ohio Canal Development Act to extend to the Chesapeake and Ohio Canal National Historical Park Commission; to the Committee on Energy and Natural Resources.

By Mrs. MURRAY (for herself and Mrs. MCCASKILL):

S. 325. A bill to amend title 10, United States Code, to require the provision of behavioral health services to members of the reserve components of the Armed Forces necessary to meet pre-deployment and post-deployment readiness and fitness standards, and for other purposes; to the Committee on Armed Services.

By Mr. ROCKEFELLER (for himself and Mr. LAUTENBERG):

S. 326. A bill to amend title 49, United States Code, to establish national purposes and goals for the Federal surface transportation activities and programs and create a national surface transportation plan;

to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. ROBERTS (for himself and Mr. MORAN):

S. Res. 47. A resolution recognizing the importance of biosecurity and agrodefense in the United States; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. KOHL (for himself and Mr. JOHNSON of Wisconsin):

S. Res. 48. A resolution congratulating the Green Bay Packers on winning Super Bowl XLV; considered and agreed to.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 91

At the request of Mr. WICKER, the names of the Senator from Nebraska [Mr. JOHANNES] and the Senator from Wyoming [Mr. BARRASSO] were added as cosponsors of S. 91, a bill to implement equal protection under the 14th article of amendment to the Constitution for the right to life of each born and unborn human person.

S. 197

At the request of Mr. ENSIGN, the names of the Senator from Wyoming [Mr. BARRASSO] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of S. 197, a bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system.

S. 210

At the request of Mr. COBURN, the names of the Senator from Montana [Mr. TESTER], the Senator from Alaska [Ms. MURKOWSKI], the Senator from Massachusetts [Mr. KERRY], the Senator from Wyoming [Mr. ENZI], the Senator from Wisconsin [Mr. KOHL] and the Senator from Delaware [Mr. CARPER] were added as cosponsors of S. 210, a bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

S. 218

At the request of Mr. ENSIGN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 218, a bill to

improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system.

S. 219

At the request of Mr. TESTER, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 219, a bill to require Senate candidates to file designations, statements, and reports in electronic form.

S. 226

At the request of Mr. GRASSLEY, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 226, a bill to clarify that the revocation of an alien's visa or other documentation is not subject to judicial review.

S. 228

At the request of Mr. BARRASSO, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

S. 238

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Maine [Ms. SNOWE] and the Senator from Maine [Ms. COLLINS] were added as cosponsors of S. 238, a bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to require that fishery impact statements be updated each year and for other purposes.

S. 259

At the request of Mr. VITTER, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 259, a bill to require that the Government give priority to payment of all obligations on the debt held by the public and payment of social security benefits in the event that the debt limit is reached.

S. 281

At the request of Mrs. HUTCHISON, the names of the Senator from Kentucky [Mr. MCCONNELL], the Senator from Arizona [Mr. MCCAIN], the Senator from Alabama [Mr. SHELBY], the Senator from Georgia [Mr. ISAKSON], the Senator from Alabama [Mr. SESSIONS], the Senator from South Carolina [Mr. DEMINT], the Senator from Pennsylvania [Mr. TOOMEY], the Senator from Florida [Mr. RUBIO], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Arkansas [Mr. BOOZMAN], the Senator from Utah [Mr. LEE], the Senator from Iowa [Mr. GRASSLEY], the Senator from Wyoming [Mr. ENZI], the Senator from Indiana [Mr. LUGAR] and the Senator from Maine [Ms. COLLINS] were added as cosponsors of S. 281, a bill to delay the implementation of the health reform law in the United States until there is a final resolution in pending lawsuits.

S. 282

At the request of Mr. COBURN, the names of the Senator from Arizona [Mr. MCCAIN], the Senator from Utah [Mr. LEE], the Senator from North Carolina [Mr. BURR] and the Senator from Wisconsin [Mr. KOHL] were added as cosponsors of S. 282, a bill to rescind unused earmarks.

S. 306

At the request of Mr. WEBB, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

SENATE JOINT RESOLUTION 3

At the request of Mr. HATCH, the names of the Senator from Mississippi [Mr. WICKER] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of Senate Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 4:03 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, without amendment:

S. 188. An act to designate the United States courthouse under construction at 98 West First Street, Yuma, Arizona, as the "John M. Roll United States Courthouse".

The message also announced that pursuant to section 4 of the Ronald Reagan Centennial Commission Act (Public Law 111-25), the Minority Leader appoints the following Member of the House of Representatives to the Ronald Reagan Centennial Commission: Mr. SILVESTRE REYES of Texas.

The message further announced that pursuant to section 4 of the Ronald Reagan Centennial Commission Act (Public Law 111-25), and the order of the House of January 5, 2011, the Speaker appoints the following Member of the House of Representatives to the Ronald Reagan Centennial Commission: Mr. SCHOCK of Illinois.

The message also announced that pursuant to section 4404(c)(2) of the Congressional Hunger Fellows Act of 2002 (2 U.S.C. 1161) the Minority Leader re-appoints the following Member of the House of Representatives to the Board of Trustees of the Congressional Hunger Fellows Program: Mr. JAMES P. MCGOVERN of Worcester, Massachusetts.

The message further announced that pursuant to the National Foundation on the Arts and Humanities Act of 1965 (20 U.S.C. 955(b) note), the Minority Leader re-appoints

the following Member of the House of Representatives to the National Council on the Arts: Ms. BETTY MCCOLLUM of Minnesota.

The message also announced that pursuant to section 803(a) of the Congressional Recognition for Excellence in Arts Education Act (2 U.S.C. 803(a)), the Minority Leader appoints the following Member of the House of Representatives to the Congressional Award Board: Ms. JACKSON LEE of Texas.

The message further announced that pursuant to 22 U.S.C. 3003, and the order of the House of January 5, 2011, the Speaker appoints the following Member of the House of Representatives to the Commission on Security and Cooperation in Europe: Mr. BURGESS of Texas.

The message also announced that pursuant to 22 U.S.C. 3003, and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Commission on Security and Cooperation in Europe: Mr. SMITH of New Jersey, Chairman, Mr. PITTS of Pennsylvania, Mr. ADERHOLT of Alabama, and Mr. GINGREY of Georgia.

The message further announced that pursuant to 2 U.S.C. 2081, the Minority Leader re-appoints the following Member of the House of Representatives to the United States Capitol Preservation Commission: Ms. KAPTUR of Ohio.

OBJECTIONS TO CONSIDERATION OF BILL H.R. 359

Mr. CASEY asked that the chair lay before the Senate the bill (H.R. 359) to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions, received from the House of Representatives for concurrence on Thursday, January 27, 2011, and remaining undisposed of; that the bill be read twice, and considered; that an amendment (in the nature of a substitute), providing an 18-month extension of Trade Adjustment Assistance and the Andean Trade Preference Act, be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. BARRASSO objected.

Mr. CASEY asked that the chair lay before the Senate bill H.R. 359, received from the House of Representatives for concurrence on Thursday, January 27, 2011, and remaining undisposed of; that the bill be read twice, and considered; that an amendment (in the nature of a substitute), providing an 4 and ½ month extension of Trade Adjustment Assistance and the Andean Trade Preference Act, be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and

passed; and that a motion to reconsider be made and laid on the table.

Mr. BARRASSO objected.

Mr. SHERROD BROWN asked that the chair lay before the Senate bill H.R. 359, received from the House of Representatives for concurrence on Thursday, January 27, 2011, and remaining undisposed of; that the bill be read twice, and considered; that amendment (in the nature of a substitute), providing for an 18-month extension for the health insurance costs tax credit, be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. BARRASSO objected.

Mr. BARRASSO asked that the chair lay before the Senate bill H.R. 359, received from the House of Representatives for concurrence on Thursday, January 27, 2011, and remaining undisposed of; that the bill be read twice, and considered; that an amendment (in the nature of a substitute), be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. SHERROD BROWN objected.

Mr. CASEY asked that the chair lay before the Senate bill H.R. 359, received from the House of Representatives for concurrence on Thursday, January 27, 2011, and remaining undisposed of; that the bill be read twice, and considered; that an amendment (in the nature of a substitute), providing an extension of Trade Adjustment Assistance and the Andean Trade Preference Act until Sunday, May 8, 2011, be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. BARRASSO objected.

CONGRATULATING THE GREEN BAY PACKERS ON WINNING SUPER BOWL XLV

On the request of Ms. KLOBUCHAR,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 48) congratulating the Green Bay Packers on winning Super Bowl XLV, submitted today by Mr. KOHL (for himself and Mr. RON JOHNSON), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Ms. KLOBUCHAR,

As in executive session,

Ordered, That, on Monday, February 14, 2011, at 4:30 p.m., the Senate proceed to executive session to consider the nominations of James E. Graves, Jr., of Mississippi, to be United States Circuit Judge for the Fifth Circuit, and Edward J. Davila, of California, to be United States District Judge for the Northern District of California; that there be one hour equally divided and controlled, in the usual form; that, upon conclusion of debate, without further intervening action or debate, the Senate vote on confirmation of the nomination of James E. Graves, Jr.; that, following the vote, the Senate vote on the confirmation of the nomination of Edward J. Davila; that, following the votes, motions to reconsider be made and laid on the table; that no motion be in order to the nominations; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, FEBRUARY 14, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Ms. KLOBUCHAR,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, February 14, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and that, at 4:30 p.m., the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Ms. KLOBUCHAR,

At 5:05 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, February 14, 2011.

MONDAY, FEBRUARY 14, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, February 14, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Thursday, February 10, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

**CERTAIN PROCEDURES DISPENSED
WITH**

Pursuant to the order of Thursday, February 10, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

**FAA AIR TRANSPORTATION
MODERNIZATION AND SAFETY
IMPROVEMENT ACT**

Pursuant to the order of Thursday, February 10, 2011,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 18, proposed by Mr. PAUL, to the bill, as amended.

Pending debate,

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed,
Pursuant to the order of Thursday, February 10, 2011, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, February 10, 2011,

The Senate resumed its legislative session.

**FAA AIR TRANSPORTATION
MODERNIZATION AND SAFETY
IMPROVEMENT ACT**

The Senate resumed consideration of bill S. 223.

The question being on agreeing to amendment No. 18 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. INHOFE,

Ordered, That his amendment No. 6 be withdrawn; and that he be added as cosponsor of amendment No. 50.

The question being on agreeing to amendment No. 18 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. ROCKEFELLER for Mr. BAUCUS (for himself, Mr. BINGAMAN, Mr. KERRY, Mr. WYDEN, Ms. CANTWELL, and Mr. CARPER) to further amend the pending bill by striking title VIII, and inserting in lieu thereof other words (being amendment No. 75).

Mr. ROCKEFELLER, by unanimous consent, modified the pending amendment.

The question then being on agreeing to amendment No. 75, as modified, to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 11 a.m. on tomorrow, the Senate resume consideration of bill S. 223; that, at 11:40 a.m., the question recur on agreeing to amendment No. 58; that an amendment be proposed thereto on behalf of Mr. BEN NELSON, and agreed to; that a motion to reconsider be made and laid on the table; that no further amendment be in order to the amendment, as amended; that there be 20 minutes, equally divided and controlled, for debate on the amendment, as amended; that, upon conclusion of debate, the Senate vote in relation thereto; that the amendment receive a minimum of 60 yeas votes to be agreed to; and that, if the Senate fails to agree to the amendment with a minimum of 60 yeas votes, the amendment be withdrawn.

Ordered further, That, at 2:15 p.m. on tomorrow, the question recur on agreeing to amendment No. 14, as modified; that no amendment be in order to the amendment prior to its vote; that there be 10 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote in relation to the amendment; that the amendment receive a minimum of 60 yeas votes to be agreed to; that, if the Senate fails to agree to the amendment with a minimum of 60 yeas votes, the amendment be withdrawn; and that a motion to reconsider be deemed made and laid on the table.

**TRANSACTION OF MORNING
BUSINESS**

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

**ENROLLED BILL PRESENTED
DURING ADJOURNMENT**

The Secretary of the Senate reported that on February 11, 2011, during the adjournment of the Senate, she had presented to the President of the United States the following enrolled bill:

S. 188. An act to designate the United States courthouse under construction at 98 West First Street, Yuma, Arizona, as the "John M. Roll United States Courthouse."

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

BUDGET OF THE UNITED STATES
GOVERNMENT FOR FISCAL YEAR 2012 -
- PM 5

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred jointly, pursuant to the order of January 30, 1975 as modified by the order of April 11, 1986; to the Committees on Appropriations; and the Budget:

To the Congress of the United States:

America is emerging from the worst recession in generations. In 2010, an economy that had been shrinking began to grow again. After nearly 2 years of job losses, America's businesses added more than one million jobs. Our capital and credit markets are functioning and strong. Manufacturing is coming back. And after teetering on the brink of liquidation just 2 years ago, America's auto industry is posting healthy gains and returning money to the

taxpayers who helped it through a period of turmoil. The determination and resilience of the American people and the tough choices we made over the past 2 years helped to pull our economy back from the brink of a second Great Depression.

Two years after those dark days, the stock market is booming. Corporations are posting record profits. Momentum is building. Yet, in America, we have always had a broader measure of economic health. We believe in a country where everyone who is willing to work for it has the opportunity to get ahead; where the small businessperson with a dream or entrepreneur with a great new idea has their best chance to make them a reality; where any child can go as far as their talent and tenacity will take them. That is the genius of America. That spirit is what has built the greatest prosperity the world has ever known.

So even as recovery begins to take hold, we have more work to do to live up to our promise by repairing the damage this brutal recession has inflicted on our people, generating millions of new jobs, and seizing the economic opportunities of this competitive, new century.

These must be the priorities as we put together our Budget for the coming year. The fiscal realities we face require hard choices. A decade of deficits, compounded by the effects of the recession and the steps we had to take to break it, as well as the chronic failure to confront difficult decisions, has put us on an unsustainable course. That's why my Budget lays out a path for how we can pay down these debts and free the American economy from their burden.

But in an increasingly competitive world in which jobs and businesses are mobile, we also have a responsibility to invest in those things that are absolutely critical to preparing our people and our Nation for the economic competition of our time.

We do this by investing in and reforming education and job training so that all Americans have the skills necessary to compete in the global economy. We do this by encouraging American innovation and investing in research and development—especially in the job-creating industries of tomorrow such as clean energy. We do this by rebuilding America's infrastructure so that U.S. companies can ship their products and ideas from every corner in America to anywhere in the world. And finally, we do this by coming together as Americans, not Democrats or Republicans, to make the tough choices that get America's fiscal house in order, investing in what works, cutting what doesn't, and changing the way business is done in Washington.

Growing the economy and spurring job creation by America's businesses, large and small, is my top priority. That's why, over the course of the last year, I pushed for

additional measures to jump-start our economic recovery: tax credits for businesses that hire unemployed workers; assistance to States to prevent the layoffs of teachers; and tax cuts and expanded access to credit for small businesses. At the end of the year, I signed into law a measure that provided tax cuts for 159 million workers saving the typical worker \$1,000 per year. And the same law extended important tax credits to help families make ends meet and afford to send their kids to college. This bipartisan tax cut plan also gave businesses two powerful incentives to invest and create jobs: 100 percent expensing on the purchase of equipment and an extension of the research and experimentation tax credit.

Moreover, my Administration has moved aggressively to open markets abroad and boost exports of American made goods and services, signing a new trade agreement with South Korea, the twelfth-largest economy in the world. And last month, I laid out a balanced approach to regulation that is pragmatic, driven by data, and that will protect the health and well-being of the American people and help lay the groundwork for economic growth and job creation.

These steps will help the economy this year. But it is also essential that we take stock and look to the future—to what kind of America we want to see emerge from this crisis and take shape for the generations of Americans to come. This Budget lays out our roadmap not just for how we should invest in our economy next year, but how we should start preparing our Nation to grow, create good jobs, and compete in the world economy in the years ahead.

At its heart is a recognition that we live in a world fundamentally different than the one of previous generations. Revolutions in communication and technology have made businesses mobile and commerce global. Today, a company can set up shop, hire workers, and sell their products wherever there is an Internet connection. It is a transformation that has touched off a fierce competition among nations for the jobs and industries of the future.

The winners of this competition will be the countries that have the most skilled and educated workers; a serious commitment to research and technology; and access to quality infrastructure like roads and airports, high-speed rail, and high-speed Internet. These are the seeds of economic growth in the 21st century. Where they are planted, the most jobs and businesses will take root.

In the last century, America's economic leadership in the world went unchallenged. Now, it is up to us to make sure that we maintain that leadership in this century. At this moment, the most important contest we face as a Nation is not between Democrats and Republicans or liberals and

conservatives. It's between America and our economic competitors around the world.

There is no doubt in my mind that we can win this competition. The United States is home to the world's best universities and research facilities, the most brilliant scientists, the brightest minds, and some of the hardest-working, most entrepreneurial people on Earth. But our leadership is not guaranteed unless we redouble our efforts in the race for the future.

In a generation, we've fallen from first place to ninth place in the proportion of our young people with college degrees. We lag behind other nations in the quality of our math and science education. The roads and bridges that connect the corners of our country and made our economy grow by leaps and bounds after World War II are aging and in need of repair. Our rail and air traffic systems are in need of modernization, and our mobile networks and high-speed Internet access have not kept pace with some of our rivals, putting America's businesses and our people at a competitive disadvantage.

In 1957, when the Soviet Union beat us into space by launching a satellite called Sputnik, it was a wake-up call that caused the United States to boost our investment in innovation and education—particularly in math and science. As a result, we not only surpassed the Soviets, we developed new American technologies, industries, and jobs. Fifty years later, our generation's Sputnik moment has arrived. Our challenge is not building a new satellite, but to rebuild our economy. If the recession has taught us anything, it is that we cannot go back to an economy driven by too much spending, too much borrowing, and the paper profits of financial speculation. We must rebuild on a new, stronger foundation for economic growth. We need to do what America has always been known for: building, innovating, and educating. We don't want to be a nation that simply buys and consumes products from other countries. We want to create and sell products all over the world that are stamped with three simple words: "Made in America."

My Budget makes investments that can help America win this competition and transform our economy, and it does so fully aware of the very difficult fiscal situation we face. When I took the oath of office 2 years ago, my Administration was left an annual deficit of \$1.3 trillion, or 9.2 percent of GDP, and a projected 10-year deficit of more than \$8 trillion. These deficits were the result of a previous 8 years of not paying for programs—notably, two large tax cuts and a new Medicare prescription drug benefit—as well as the financial crisis and recession that exacerbated our fiscal situation as revenue decreased and automatic Government outlays increased to counter the recession and cushion its impact.

We took many steps to re-establish fiscal responsibility, from instituting a statutory pay-as-you-go rule for spending to going line by line through the budget looking for outdated, ineffective, or duplicative programs to cut or reform. And, most importantly, we enacted the Affordable Care Act. Along with giving Americans more affordable choices and freedom from insurance company abuses, reform of our health care system will, according to the latest analysis by the non-partisan Congressional Budget Office, reduce our budget deficits by more than \$200 billion in its first decade and more than \$1 trillion over the second.

Now that the threat of a depression has passed, and economic growth is beginning to take hold, taking further steps toward reducing our long-term deficit has to be a priority, and it is in this Budget. The reason is simple: in the long run, we will not be able to compete with countries like China if we keep borrowing more and more from countries like China. That's why in this Budget, I put forward a number of steps to put us on a fiscally sustainable path.

First, I am proposing a 5-year freeze on all discretionary spending outside of security. This is not an across-the-board cut, but rather an overall freeze with investments in areas critical for long-term economic growth and job creation. A commonsense approach where we cut what doesn't work and invest in those things that make America stronger and our people more prosperous. Over a decade, this freeze will save more than \$400 billion, cut non-security funding to the lowest share of the economy since at least 1962, and put the discretionary budget on a sustainable trajectory.

Making these spending cuts will require tough choices and sacrifices. One of them is the 2-year freeze on Federal civilian worker salaries. This is in no way a reflection on the dedicated service of Federal workers, but rather a necessary belt-tightening measure during these difficult times when so many private sector workers are facing similar cuts. This Budget also includes many terminations and reductions to programs across the entire Federal Government. These cuts include many programs whose mission I care deeply about, but meeting our fiscal targets while investing in our future demands no less. All told, we have put forward more than 200 terminations and reductions for over \$30 billion in savings.

Even in areas outside the freeze, we are looking for ways to save money and cut unnecessary costs. At the Department of Defense, for instance, we are reducing its funding by \$78 billion over the next 5 years on a course for zero real growth in funding. To do this, Secretary Gates is pursuing a package of terminations, consolidations, and efficiencies that include, for example, the elimination of the Marine Corps

Expeditionary Fighting Vehicle; the consolidation of four Air Force air operations centers into two; and reducing the number of Generals and Admirals by more than 100. And throughout the entire Government, we are continuing our efforts to make Government programs and services work better and cost less: using competition and high standards to get the most from the grants we award, getting rid of excess Federal real estate, and saving billions of dollars by cutting overhead and administrative costs.

Second, I continue to oppose the permanent extension of the 2001 and 2003 tax cuts for families making more than \$250,000 a year and a more generous estate tax benefiting only the very largest estates. While I had to accept these measures for 2 more years as a part of a compromise that prevented a large tax increase on middle-class families and secured crucial job-creating support for our economy, these policies were unfair and unaffordable when enacted and remain so today. I will push for their expiration in 2012. Moreover, for too long we have tolerated a tax system that's a complex, inefficient, and loophole-riddled mess. For instance, year after year we go deeper into deficit and debt to pay to prevent the Alternative Minimum Tax (AMT) from hurting many middle-class families. As a start, my Budget proposes a 3-year fix to the AMT that is paid for by an across-the-board 30 percent reduction in itemized deductions for high-income taxpayers. My Administration will work with the Congress on a long-term offset for these costs.

Third, to address looming, long-term challenges to our fiscal health, the Budget addresses future liabilities in the unemployment insurance system; the Pension Benefit Guaranty Corporation, which protects the pensions of workers whose companies have failed; and the Federal Housing Administration, which plays a critical role in affordable housing. It also is committed to implementing the Affordable Care Act swiftly and efficiently since rising health care costs are the single biggest driver of our long-term fiscal problems. Finally, as a down payment toward a permanent fix, the Budget proposes additional reforms to our health care system that would be sufficient to pay for 2 years of fixing the Medicare's sustainable growth rate, thus preventing a large cut in Medicare reimbursements for doctors that would jeopardize care for older Americans.

In addition, I believe that we need to act now to secure and strengthen Social Security for future generations. Social Security is a solemn commitment to America's seniors that we must preserve. That is why I have laid out my principles for reform and look forward to working with the Congress on ensuring Social Security's compact for future generations.

As we move to rein in our deficits, we must do so in a way that does not cut back on those investments that have the biggest impact on our economic growth because the best antidote to a growing deficit is a growing economy. So even as we pursue cuts and savings in the months ahead, we must fund those investments that will help America win the race for the jobs and industries of the future—investments in education, innovation, and infrastructure.

In an era where most new jobs will require some kind of higher education, we have to keep investing in the skills of our workers and the education of our children. And that's why we are on our way to meeting the goal I set when I took office: by 2020, America will once again have the highest proportion of college graduates in the world.

To get there, we are making college more affordable for millions of students, through the extension of the American Opportunity Tax Cut and maintaining our historic expansion of the Pell Grant program while putting it on firm financial footing. We are taking large steps toward my goal of preparing 100,000 science, technology, engineering, and mathematics teachers over the next decade. And we are continuing our reform of elementary and secondary education—not from the top-down, but from the bottom-up. Instead of indiscriminately pouring money into a system that doesn't always work, we are challenging schools and States to compete in a "Race to the Top" to see who can come up with reforms that raise standards, recruit and retain good teachers, and raise student achievement, especially in math and science. We are expanding the "Race to the Top" to school districts, and since in today's economy learning must last a lifetime, we are extending this competitive framework to early childhood education, universities and colleges, and job training.

Once our students graduate with the skills they need for the jobs of the future, we also need to make sure those jobs end up in America. In today's high-tech, global economy, that means the United States must be the best place to do business and the best place to innovate. That will take reforming our tax code, and I am calling for immediate action to rid the corporate tax code of special interest loopholes and to lower the corporate rate to restore competitiveness and encourage job creation—while not adding a dime to the deficit.

And since many companies do not invest in basic research that does not have an immediate pay off, we—as a Nation—must devote our resources to these fundamental areas of scientific inquiry. In this Budget, we are increasing our investment in research and development that contributes to fields as varied as biomedicine, cyber-security, nanotechnology, and advanced manufacturing. We are eliminating subsidies to fossil fuels and

instead making a significant investment in clean energy technology—boosting our investment in this high-growth field by a third—because the country that leads in clean energy will lead in the global economy. Through a range of programs and tax incentives, this Budget supports my goals of the United States becoming the first country to have one million electric vehicles on the road by 2015 and for us to reach a point by 2035 where 80 percent of our electricity will come from clean energy sources. We also are working toward a 20 percent decrease in energy usage in commercial and institutional buildings by 2020, complementing our ongoing efforts to improving the efficiency of the residential sector. If this is truly our Sputnik moment, we need a commitment to innovation that we have not seen since President Kennedy challenged us to go to the moon.

To flourish in the global economy, we need a world-class infrastructure—the roads, rails, runways, and information superhighways that are fundamental to commerce. Over the last 2 years, our investments in infrastructure projects already have led to hundreds of thousands of good private sector jobs and begun upgrading our infrastructure across the country. But we still have a long way to go.

In this Budget, I am proposing a historic investment in repairing, rebuilding, and modernizing our transportation infrastructure. The Budget features an immediate, up-front investment of \$50 billion to both generate jobs now and lay a foundation for future economic growth. Looking toward the future, the Budget provides funds to develop and dramatically expand access to high-speed rail as well as the creation of a National Infrastructure Bank to support projects critical to our national competitiveness. While this transportation bill is a major investment of funds, it is also a major reform of how transportation funds have been invested in the past. We are committing to paying for our surface transportation plan and making it subject to the Congress' pay-as-you-go law; to consolidating duplicative, earmarked programs; and to making tens of billions of dollars of funds subject to a competitive "Race to the Top" process.

And looking to what we will need to thrive in the 21st century, I am proposing an ambitious effort to speed the development of a cutting-edge, high-speed wireless data network that will reach across our country to 98 percent of Americans and provide for the needs of both our citizens and our first responders. We are the Nation that built the transcontinental railroad and the first airplanes to take flight. We constructed a massive interstate highway system and introduced the Internet to the world. America has always been built to compete, and if we want to attract the best jobs and businesses to our shores, we have to be that Nation again.

Finally, to make it easier for our businesses and workers to sell their products all over the globe, we are working toward our goal of doubling U.S. exports by 2014. This will take specific efforts to open up markets and promote American goods and services. It also will take maintaining American leadership abroad and ensuring our security at home. This Budget invests in all elements of our national power—including our military—to achieve our goals of winding down the war in Iraq; defeating al Qaeda in Afghanistan and around the world; reducing the threat of nuclear weapons; and preparing our Nation for emerging threats. We also invest resources to provide for our men and women in uniform and to honor the service of our veterans. And we do this all with an eye to cutting waste, finding efficiencies, and focusing resources on what is essential to our security.

Throughout our history, the investments this Budget makes—in education, innovation, and infrastructure—have commanded support from both Democrats and Republicans. It was Abraham Lincoln who launched the transcontinental railroad and opened the National Academy of Sciences; Dwight Eisenhower who helped build our highways; and Republican Members of Congress who worked with Franklin Roosevelt to pass the GI Bill. In our own time, leaders from both sides of the aisle have come together to invest in our infrastructure, create incentives for research and development, and support education reform such as those my Administration has been pursuing. Moreover, when faced with tough, fiscal challenges, our country's leaders have come together to find a way forward to save Social Security in the 1980s and balance the budget in the 1990s.

There are no inherent ideological differences that should prevent Democrats and Republicans from making our economy more competitive with the rest of the world. We are all Americans, and we are all in this race together. So those of us who work in Washington have a choice to make in this coming year: we can focus on what is necessary for each party to win the news cycle or the next election, or we can focus on what is necessary for America to win the future.

I believe we must do what this moment demands, and do what we must to spur job creation and make the United States competitive in the world economy. For as difficult as the times may be, the good news is that we know what the future could look like for the United States. We can see it in the classrooms that are experimenting with groundbreaking reforms and giving children new math and science skills at an early age. We can see it in the wind farms and advanced battery factories that are opening across America. We can see it in the laboratories and research facilities all over this country

that are churning out discoveries and turning them into new startups and new jobs.

And when you meet these children and their teachers, these scientists and technicians, and these entrepreneurs and their employees, you come away knowing that despite all we have been through these past 2 years, we will succeed. The idea of America is alive and well. As long as there are people willing to dream, willing to work hard, and willing to look past the disagreements of the moment to focus on the future we share, I have no doubt that this will be remembered as another American century.

BARACK OBAMA.

THE WHITE HOUSE, *February 14, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-492. A communication from the Acting Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Emerald Ash Borer; Addition of Quarantined Areas in Kentucky, Michigan, Minnesota, New York, Pennsylvania, West Virginia, and Wisconsin" (Docket No. APHIS-2009-0098) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-493. A communication from the Director of the Regulatory Review Group, Commodity Credit Corporation, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Asparagus Revenue Market Loss Assistance Payment Program" (RIN0560-AI02) received in the Office of the President of the Senate on February 11, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-494. A communication from the Secretary of Defense, transmitting, pursuant to law, a report relative to the department's intent to disestablish United States Joint Forces Command; to the Committee on Armed Services.

EC-495. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report relative to the Secretary's personnel management demonstration project authorities for Department of Defense Science and Technology Reinvention Laboratories; to the Committee on Armed Services.

EC-496. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of General George W. Casey, Jr., United States Army, and his

advancement to the grade of general on the retired list; to the Committee on Armed Services.

EC-497. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of General William E. Ward, United States Army, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

EC-498. A communication from the Assistant Secretary of Defense (Reserve Affairs), transmitting, pursuant to law, a report relative to a proposed change to the Fiscal Year 2009 National Guard and Reserve Equipment Appropriation (NGREA) procurement; to the Committee on Armed Services.

EC-499. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Reporting of Government Property Lost, Stolen, or Destroyed" ((RIN0750-AG64)(DFARS Case 2008-D049)) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Armed Services.

EC-500. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Marking of Government-Furnished Property" ((RIN0750-AG44)(DFARS Case 2008-D050)) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Armed Services.

EC-501. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13441 with respect to Lebanon; to the Committee on Banking, Housing, and Urban Affairs.

EC-502. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to persons undermining democratic processes or institutions in Zimbabwe declared in Executive Order 13288; to the Committee on Banking, Housing, and Urban Affairs.

EC-503. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-504. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" (44 CFR Part 65) received in the Office of the President of the Senate on February 8, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-505. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to authorizing an unconditional guarantee on a supply chain finance facility; to the Committee on Banking, Housing, and Urban Affairs.

EC-506. A communication from the Assistant Director for Policy, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Iranian Human Rights Abuses Sanctions Regulations" (31 CFR Part 562) received during adjournment of the Senate in the Office of the President of the Senate on February 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-507. A communication from the Deputy Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Simplified Network Application Processing System, On-line Registration and Account Maintenance" (RIN0694-AE98) received in the Office of the President of the Senate on February 8, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-508. A communication from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "NASA Implementation of Federal Acquisition Regulation (FAR) Award Fee Language Revision" (RIN2700-AD69) received in the Office of the President of the Senate on February 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-509. A communication from the Deputy General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Revisions to Forms, Statements, and Reporting Requirements for Natural Gas Pipelines" ((RIN1902-AE11)(Docket No. RM07-9-003)) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Energy and Natural Resources.

EC-510. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "List of Approved Spent Fuel Storage Casks: NUHOMS HD System Revision 1"

(RIN3150-AI89) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Environment and Public Works.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. BAUCUS, from the Committee on Finance, without amendment:

S. 340. An original bill to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, and for other purposes (Rept. No. 112-1).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. UDALL of Colorado (for himself and Mr. BENNET):

S. 327. A bill to name the Department of Veterans Affairs telehealth clinic in Craig, Colorado, as the "Major William Edward Adams Department of Veterans Affairs Clinic"; to the Committee on Veterans' Affairs.

By Mr. BROWN of Ohio (for himself and Ms. SNOWE):

S. 328. A bill to amend title VII of the Tariff Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country; to the Committee on Finance.

By Mr. SCHUMER:

S. 329. A bill to prohibit sex offenders from using property management or maintenance functions to access the residence of an individual; to the Committee on the Judiciary.

By Mr. SCHUMER:

S. 330. A bill to prohibit the sale of any product to a consumer that is subject to a recall, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BARRASSO (for himself and Mr. CORNYN):

S. 331. A bill to ensure that military voters have the right to bring a civil action under the Uniformed and Overseas Citizens Absentee Voting Act to safeguard their right to vote; to the Committee on Rules and Administration.

By Mr. HATCH (for himself and Mr. ROBERTS):

S. 332. A bill to promote the enforcement of immigration laws and for other purposes; to the Committee on the Judiciary.

By Mr. RISCH (for himself and Mr. CRAPO):

S. 333. A bill to reinstate and extend the deadline for commencement of construction

of a hydroelectric project involving the Little Wood River Ranch; to the Committee on Energy and Natural Resources.

By Mr. RISCH (for himself and Mr. CRAPO):

S. 334. A bill to reinstate and extend the deadline for commencement of construction of a hydroelectric project involving the American Falls Reservoir; to the Committee on Energy and Natural Resources.

By Mr. CHAMBLISS:

S. 335. A bill for the relief of Salah Naji Sujaa; to the Committee on the Judiciary.

By Mr. DEMINT:

S. 336. A bill to permanently extend the 2001 and 2003 tax relief provisions, and to permanently repeal the estate tax, and to provide permanent AMT relief, and for other purposes; to the Committee on Finance.

By Mr. CRAPO:

S. 337. A bill for the relief of Sali Bregaj and Mjaftime Bregaj; to the Committee on the Judiciary.

By Mrs. FEINSTEIN (for herself and Mr. NELSON of Florida):

S. 338. A bill to prohibit royalty incentives for deepwater drilling, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BAUCUS (for himself and Mr. TESTER):

S. 339. A bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions; to the Committee on Finance.

By Mr. BAUCUS:

S. 340. An original bill to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, and for other purposes; from the Committee on Finance; placed on the calendar.

By Mr. BROWN of Massachusetts (for himself and Ms. AYOTTE):

S. 341. A bill to require the rescission or termination of Federal contracts and subcontracts with enemies of the United States; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BINGAMAN (for himself and Ms. MURKOWSKI) (by request):

S. 342. A bill to provide supplemental ex gratia compensation to the Republic of the Marshall Islands for impacts of the nuclear testing programs of the United States, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BINGAMAN (for himself and Ms. MURKOWSKI):

S. 343. A bill to amend Title I of PL 99-658 regarding the Compact of Free Association between the Government of the United States of America and the Government of Palau, to approve the results of the 15-year review of the Compact, including the Agreement Between the

Government of the United States of America and the Government of the Republic of Palau Following the Compact of Free Association Section 432 Review, and to appropriate funds for the purposes of the amended PL 99-658 for fiscal years ending on or before September 30, 2024, to carry out the agreements resulting from that review; to the Committee on Energy and Natural Resources.

By Mr. REID (for himself, Ms. STABENOW, and Mr. TESTER):

S. 344. A bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes; to the Committee on Armed Services.

By Mr. LEVIN:

S. 345. A bill for the relief of Ibrahim Parlak; to the Committee on the Judiciary.

By Mr. SCHUMER:

S. 346. A bill to provide authority and sanction for the granting and issuance of programs for residential and commuter toll, user fee and fare discounts by States, municipalities, other localities, and all related agencies and departments, and for other purposes; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mrs. GILLIBRAND (for herself, Mr. LUGAR, Mr. COCHRAN, Mr. MENENDEZ, Ms. MIKULSKI, Ms. SNOWE, Mr. KERRY, Mrs. FEINSTEIN, Mr. NELSON of Florida, Ms. LANDRIEU, Mr. MERKLEY, Mr. JOHNSON of South Dakota, Mr. DURBIN, Mr. LAUTENBERG, Mr. UDALL of Colorado, Mr. WICKER, Mr. FRANKEN, Ms. STABENOW, Mr. PRYOR, Mr. WHITEHOUSE, Mrs. BOXER, Mr. CARDIN, Mr. SCHUMER, Mrs. MURRAY, Mr. CASEY, Mr. BEGICH, Mr. BROWN of Ohio, Mr. BENNET, Mr. KIRK, Mr. BLUMENTHAL, Mrs. MCCASKILL, Mrs. HAGAN, Mrs. HUTCHISON, and Mr. COONS):

S. Res. 49. A resolution celebrating Black History Month; considered and agreed to.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the names of the Senator from Idaho [Mr. RISCH], the Senator from Wyoming [Mr. BARRASSO] and

the Senator from Indiana [Mr. COATS] were added as cosponsors of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 28

At the request of Mr. ROCKEFELLER, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 156

At the request of Mr. KOHL, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 156, a bill to amend the Energy Policy and Conservation Act to provide a uniform efficiency descriptor for covered water heaters.

S. 195

At the request of Mr. ROCKEFELLER, the names of the Senator from Oregon [Mr. MERKLEY], the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 195, a bill to reinstate Federal matching of State spending of child support incentive payments.

S. 210

At the request of Mr. COBURN, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 210, a bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

S. 211

At the request of Mr. ISAKSON, the names of the Senator from Alaska [Ms. MURKOWSKI] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 244

At the request of Mr. BARRASSO, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 244, a bill to enable States to opt out of certain provisions of the Patient Protection and Affordable Care Act.

S. 251

At the request of Mr. VITTER, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 251, a bill to prohibit the provision of Federal funds to State and local governments for

payment of obligations, to prohibit the Board of Governors of the Federal Reserve System from financially assisting State and local governments, and for other purposes.

S. 260

At the request of Mr. NELSON of Florida, the names of the Senator from Iowa [Mr. HARKIN], the Senator from New York [Mrs. GILLIBRAND], the Senator from Alaska [Ms. MURKOWSKI], the Senator from Vermont [Mr. LEAHY], the Senator from Oregon [Mr. WYDEN], the Senator from Tennessee [Mr. ALEXANDER], the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from North Carolina [Mrs. HAGAN], the Senator from New Jersey [Mr. MENENDEZ], the Senator from South Dakota [Mr. JOHNSON], the Senator from Montana [Mr. BAUCUS] and the Senator from Montana [Mr. TESTER] were added as cosponsors of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 277

At the request of Mr. BURR, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 277, a bill to amend title 38, United States Code, to furnish hospital care, medical services, and nursing home care to veterans who were stationed at Camp Lejeune, North Carolina, while the water was contaminated at Camp Lejeune, and for other purposes.

S. 281

At the request of Mrs. HUTCHISON, the names of the Senator from North Carolina [Mr. BURR], the Senator from Mississippi [Mr. COCHRAN], the Senator from North Dakota [Mr. HOEVEN] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 281, a bill to delay the implementation of the health reform law in the United States until there is a final resolution in pending lawsuits.

S. 282

At the request of Mr. COBURN, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 282, a bill to rescind unused earmarks.

SENATE JOINT RESOLUTION 3

At the request of Mr. HATCH, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of Senate Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget.

SENATE JOINT RESOLUTION 5

At the request of Mr. LEE, the names of the Senator from Oklahoma [Mr. COBURN], the Senator from Nevada [Mr. ENSIGN], the Senator from Wyoming [Mr. ENZI] and the Senator from Nebraska [Mr. JOHANNIS] were added as cosponsors of Senate Joint Resolution 5, a joint resolution proposing an amendment to the Constitution of the United

States requiring that the Federal budget be balanced.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the names of the Senator from New Jersey [Mr. LAUTENBERG] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

NOTICES OF INTENT TO OBJECT

Pursuant to the provisions of section 512 of Public Law 110-181,

Mr. DEMINT submitted notice of his intent to object to proceeding to consider the bill (H.R. 359) to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions.

Pursuant to the provisions of section 512 of Public Law 110-181,

Mr. KYL submitted notice of his intent to object to proceeding to consider bill H.R. 359.

CELEBRATING BLACK HISTORY MONTH

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the resolution (S. Res. 49) celebrating Black History Month, submitted today by Mrs. GILLIBRAND (for herself, Mr. LUGAR, Mr. COCHRAN, Mr. MENENDEZ, Ms. MIKULSKI, Ms. SNOWE, Mr. KERRY, Mrs. FEINSTEIN, Mr. BILL NELSON, Ms. LANDRIEU, Mr. MERKLEY, Mr. TIM JOHNSON, Mr. DURBIN, Mr. LAUTENBERG, Mr. MARK UDALL, Mr. WICKER, Mr. FRANKEN, Ms. STABENOW, Mr. PRYOR, Mr. WHITEHOUSE, Mrs. BOXER, Mr. CARDIN, Mr. SCHUMER, Mrs. MURRAY, Mr. CASEY, Mr. BEGICH, Mr. SHERROD BROWN, Mr. BENNET, Mr. KIRK, Mr. BLUMENTHAL, Mrs. MCCASKILL, Mrs. HAGAN, Mrs. HUTCHISON, and Mr. COONS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 359) to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions, received from the House of Representatives for concurrence on Thursday, January 27, 2011, and remaining undisposed of; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDER FOR READING OF WASHINGTON'S FAREWELL ADDRESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the order of the Senate of January 24, 1901, the traditional reading of Washington's Farewell Address take place on Monday, February 28, 2011, at a time to be determined by the majority leader, after consultation with the minority leader.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled by the leaders, or their designees; and that, at 11 a.m., the Senate resume consideration of bill S. 223, as pursuant to the order of today.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:04 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, FEBRUARY 15, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, February 15, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

**CERTAIN PROCEDURES DISPENSED
WITH**

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

**HOUSE BILL READ THE SECOND
TIME AND PLACED ON THE
CALENDAR**

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 359) to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions, received from the House of Representatives for concurrence on Thursday, January 27, 2011, and read the first time on yesterday; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of

the Standing Rules of the Senate, the bill would be placed on the calendar.

**TRANSACTION OF MORNING
BUSINESS**

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

**EXECUTIVE AND OTHER
COMMUNICATIONS**

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-511. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update of Weighted Average Interest Rates, Yield Curves, and Segment Rates" (Rev. Proc. 2011-13) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Finance.

EC-512. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Time and Manner Rules for Electing Capital Asset Treatment for Certain Self-Created Musical Works" (RIN1545-BG34) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Finance.

EC-513. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Notice: Determination of Housing Cost Amounts Eligible for Exclusion or Deduction for 2011" (Notice 2011-8) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Finance.

EC-514. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Withholding on Wages of Nonresident Alien Employees Performing Services Within the United States" (Notice 2011-12) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Finance.

EC-515. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Republication of Rev. Proc. 2010-4" (Rev. Proc. 2011-4) received in the Office of the President of the

Senate on February 7, 2011; to the Committee on Finance.

EC-516. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Republication of Rev. Proc. 2010-5" (Rev. Proc. 2011-5) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Finance.

EC-517. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Republication of Rev. Proc. 2010-6" (Rev. Proc. 2011-6) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Finance.

EC-518. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Republication of Rev. Proc. 2010-8" (Rev. Proc. 2011-8) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Finance.

EC-519. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Correction to Revenue Procedure 2011-8 - User Fee Schedule" (Announcement 2011-8) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Finance.

EC-520. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Technical Corrections to the TTB Regulations" (RIN1513-AB69) received in the Office of the President of the Senate on February 7, 2011; to the Committee on Finance.

EC-521. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Robinson Knife Manufacturing Company and Subsidiaries v. Commissioner 600 F.3d 121(2d Cir. 2010), rev'g T.C. Memo 2009-9" (AOD. 2011-9) received during adjournment of the Senate in the Office of the President of the Senate on February 11, 2011; to the Committee on Finance.

EC-522. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Return Information to the Department of Agriculture" (RIN1545-BE15) received

during adjournment of the Senate in the Office of the President of the Senate on February 11, 2011; to the Committee on Finance.

EC-523. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Industry Directive to Withdraw Prior IDD on FSC IRC Section 921-927 Bundle of Rights in Software Issue" (LBandl-4-1110-032) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Finance.

EC-524. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - February 2011" (Rev. Rul. 2011-4) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Finance.

EC-525. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "District of Columbia Agencies' Compliance with Small Business Enterprise Expenditure Goals for the 3rd Quarter of Fiscal Year 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-526. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-703 "Food, Environmental, and Economic Development in the District of Columbia Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-527. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-704 "H Street, N.E., Retail Priority Area Incentive Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-528. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-705 "2M Street, N.E., Real Property Tax Abatement Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-529. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-706 "Washington Convention and Sports Authority Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-530. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-707 "Alternative Equity Payment Allocation Amendment Act

of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-531. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-708 "District Property Security Assessment and Implementation Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-532. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-709 "Southwest Waterfront Redevelopment Clarification Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-533. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-710 "Reasonable Health Insurance Ratemaking and Health Care Reform Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-534. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-711 "Comprehensive Plan Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-535. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-712 "Attorney General Subpoena Authority Authorization Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-536. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-713 "Interstate Compact for Juveniles Temporary Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-537. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-714 "Real Property Tax Appeals Commission Establishment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-538. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-715 "Payment of Full Hotel Taxes by Online Vendors Clarification Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-539. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-716 "Bicycle Commuter and Parking Expansion

Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-540. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-717 "TANF Educational Opportunities and Accountability Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-541. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-718 "Homeless Services Reform Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-542. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-719 "West End Parcels Development Omnibus Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-543. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-720 "Brownfield Revitalization Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-544. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-721 "Fiscal Year 2011 Supplemental Budget Support Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-545. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-722 "Criminal Code Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-546. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-723 "Procurement Practices Reform Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-547. A communication from the Chief of the Permits and Regulations Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Migratory Bird Permits; Removal of Rusty Blackbird and Tamaulipas (Mexican) Crow From the Depredation Order for Blackbirds, Cowbirds, Grackles, Crows, and Magpies, and Other Changes to the Order" (RIN1018-AV66) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Environment and Public Works.

EC-548. A communication from the Chief of the Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Final Revised Critical Habitat for *Brodiaea filifolia* (Thread-Leaved Brodiaea)" (RIN1018-AW54) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Environment and Public Works.

EC-549. A communication from the Chief of the Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Establishment of a Nonessential Experimental Population of Endangered Whooping Cranes in Southwestern Louisiana" (RIN1018-AX23) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Environment and Public Works.

EC-550. A communication from the Chief of the Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Revised Critical Habitat for the Preble's Meadow Jumping Mouse in Colorado" (RIN1018-AW45) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Environment and Public Works.

EC-551. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Finding of Failure to Submit State Implementation Plan Revisions for the Particulate Matter, PM-10, Maricopa County (Phoenix) PM-10 Nonattainment Area, Arizona" (FRL No. 9264-1) received during adjournment of the Senate in the Office of the President of the Senate on February 11, 2011; to the Committee on Environment and Public Works.

EC-552. A communication from the Director of the Regulatory Management Division, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Revision to the Definition of Volatile Organic Compound" (FRL No. 9265-6) received during adjournment of the Senate in the Office of the President of the Senate on February 11, 2011; to the Committee on Environment and Public Works.

EC-553. A communication from the Administrator of the Environmental Protection Agency, transmitting, pursuant to law, a report entitled "FY2011 - 2015 EPA

Strategic Plan"; to the Committee on Environment and Public Works.

EC-554. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0007 - 2011-0017); to the Committee on Foreign Relations.

EC-555. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Amendment to the International Traffic in Arms Regulations: Electronic Payment of Registration Fees; 60-Day Notice of the Proposed Statement of Registration Information Collection" ((22 CFR Parts 120, 122, 123 and 129)(RIN1400-AC74)) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Foreign Relations.

EC-556. A communication from the Associate General Counsel, Office of the General Counsel, Department of Agriculture, transmitting, pursuant to law, (6) six reports relative to vacancies in the Department of Agriculture received in the Office of the President of the Senate on February 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-557. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Polymerized Fatty Acid Esters with Aminoalcohol Alkoxyates; Exemption for the Requirement of a Tolerance" (FRL No. 8860-8) received during adjournment of the Senate in the Office of the President of the Senate on February 11, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-558. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Clothianidin; Time-Limited Pesticide Tolerances" (FRL No. 8858-3) received during adjournment of the Senate in the Office of the President of the Senate on February 11, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-559. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "1,4-Benzenedicarboxylic Acid, Dimethyl Ester, Polymer with, 1,4-Butanediol, Adipic Acid, and Hexamethylene Diisocyanate; Exemption from the Requirement of a Tolerance" (FRL No. 8863-9) received during adjournment of the Senate in the Office of the President of

the Senate on February 11, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-560. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury, transmitting, pursuant to law, (47) forty-seven reports relative to vacancy announcements within the Department, received on February 10, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-561. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-7933)) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-562. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-7921)) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-563. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-7913)) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-564. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-7915)) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-565. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-D-7581)) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-566. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation

Determinations" ((44 CFR Part 65)(Docket No. FEMA-P-7650)) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-567. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery Off the Southern Atlantic States; Amendment 17B" (RIN0648-AY11) received during adjournment of the Senate in the Office of the President of the Senate on January 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-568. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Procedures for Transportation Workplace Drug and Alcohol Testing Programs: State Laws Requiring Drug and Alcohol Rule Violation Information" (RIN2105-AD67) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-569. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Participation by Disadvantaged Business Enterprises in Department of Transportation Financial Assistance Programs" (RIN2105-AD76) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-570. A communication from the Senior Regulations Analyst, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Display of Joint Operations in Carrier-Owned Computer Reservations Systems Regulations" (RIN2105-AD44) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-571. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "List of Nonconforming Vehicles Decided to be Eligible for Importation" (Docket No. NHTSA-2007-29271) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-572. A communication from the Secretary of Transportation, transmitting, pursuant to law, the Department's Annual

Report of the Maritime Administration (MARAD) for Fiscal Year 2009; to the Committee on Commerce, Science, and Transportation.

EC-573. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to the Prescription Drug User Fee Act (PDUFA) for fiscal year 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-574. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Revision of American Viticultural Area Regulations" (RIN1513-AB39) received in the Office of the President of the Senate on February 7, 2011; to the Committee on the Judiciary.

EC-575. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Time for Payment of Certain Excise Taxes, and Quarterly Excise Tax Payments for Small Alcohol Excise Taxpayers" (RIN1513-AB43) received in the Office of the President of the Senate on February 7, 2011; to the Committee on the Judiciary.

EC-576. A communication from the Secretary, Judicial Conference of the United States, transmitting, a report relative to filling judicial vacancies in federal courts; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. BOXER, from the Committee on Environment and Public Works, without amendment:

S. Res. 50. An original resolution authorizing expenditures by the Committee on Environment and Public Works.

By Mr. KOHL, from the Special Committee on Aging, without amendment:

S. Res. 52. An original resolution authorizing expenditures by the Special Committee on Aging.

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment:

S. Res. 53. An original resolution authorizing expenditures by the Committee on Homeland Security and Governmental Affairs.

By Mrs. FEINSTEIN, from the Select Committee on Intelligence, without amendment:

S. Res. 54. An original resolution authorizing expenditures by the Select Committee on Intelligence.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BURR (for himself, Mr. THUNE, Mr. COBURN, Mr. ISAKSON, Mr. ENSIGN, Mr. GRASSLEY, and Mr. KYL):

S. 347. A bill to amend the Internal Revenue Code of 1986 to provide for reporting and disclosure by State and local public employee retirement pension plans; to the Committee on Finance.

By Mr. GRASSLEY:

S. 348. A bill to amend title 28, United States Code, to provide an Inspector General for the judicial branch, and for other purposes; to the Committee on the Judiciary.

By Mr. BROWN of Ohio (for himself and Mr. PORTMAN):

S. 349. A bill to designate the facility of the United States Postal Service located at 4865 Tallmadge Road in Rootstown, Ohio, as the "Marine Sgt. Jeremy E. Murray Post Office"; to the Committee on Homeland Security and Governmental Affairs.

By Mr. LEAHY (for himself, Mrs. FEINSTEIN, Mr. MENENDEZ, Mr. SANDERS, Mr. REED, Mr. WHITEHOUSE, and Mr. FRANKEN):

S. 350. A bill to require restitution for victims of criminal violations of the Federal Water Pollution Control Act, and for other purposes; to the Committee on the Judiciary.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 351. A bill to authorize the exploration, leasing, development, and production of oil and gas in and from the western portion of the Coastal Plain of the State of Alaska without surface occupancy, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI:

S. 352. A bill to authorize the exploration, leasing, development, production, and economically feasible and prudent transportation of oil and gas in and from the Coastal Plain in Alaska; to the Committee on Energy and Natural Resources.

By Ms. COLLINS:

S. 353. A bill to provide for improvements to the United States Postal Service, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CARDIN:

S. 354. A bill to amend the Classified Information Procedures Act to improve the protection of classified information and for other purposes; to the Committee on the Judiciary.

By Mr. CARDIN:

S. 355. A bill to improve, modernize, and clarify the espionage statutes contained in chapter 37 of title 18, United States Code, to

promote Federal whistleblower protection statutes and regulations, to deter unauthorized disclosures of classified information, and for other purposes; to the Committee on the Judiciary.

By Mr. MERKLEY (for himself and Mr. WYDEN):

S. 356. A bill to amend the Grand Ronde Reservation Act to make technical corrections, and for other purposes; to the Committee on Indian Affairs.

By Mr. LAUTENBERG (for himself, Mr. LEAHY, Mr. SANDERS, and Mr. BINGAMAN):

S. 357. A bill to authorize the Secretary of the Interior to identify and declare wildlife disease emergencies and to coordinate rapid response to those emergencies, and for other purposes; to the Committee on Environment and Public Works.

By Mr. ROBERTS (for himself, Mr. BARRASSO, and Mr. COATS):

S. 358. A bill to codify and modify regulatory requirements of Federal agencies; to the Committee on Homeland Security and Governmental Affairs.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. BOXER:

S. Res. 50. An original resolution authorizing expenditures by the Committee on Environment and Public Works; from the Committee on Environment and Public Works; to the Committee on Rules and Administration

By Mr. MENENDEZ (for himself and Ms. SNOWE):

S. Res. 51. A resolution recognizing the 190th anniversary of the independence of Greece and celebrating Greek and American democracy; to the Committee on Foreign Relations.

By Mr. KOHL:

S. Res. 52. An original resolution authorizing expenditures by the Special Committee on Aging; from the Special Committee on Aging; to the Committee on Rules and Administration.

By Mr. LIEBERMAN:

S. Res. 53. An original resolution authorizing expenditures by the Committee on Homeland Security and Governmental Affairs; from the Committee on Homeland Security and Governmental Affairs; to the Committee on Rules and Administration.

By Mrs. FEINSTEIN:

S. Res. 54. An original resolution authorizing expenditures by the Select Committee on Intelligence; from the Select Committee on Intelligence; to the Committee on Rules and Administration.

ADDITIONAL COSPONSORS

S. 23

At the request of Mr. LEAHY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 23, a bill to amend title 35, United States Code, to provide for patent reform.

S. 28

At the request of Mr. ROCKEFELLER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 91

At the request of Mr. WICKER, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 91, a bill to implement equal protection under the 14th article of amendment to the Constitution for the right to life of each born and unborn human person.

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 104

At the request of Mr. JOHANNES, the names of the Senator from Indiana [Mr. LUGAR] and the Senator from Georgia [Mr. ISAKSON] were added as cosponsors of S. 104, a bill to require the Administrator of the Environmental Protection Agency to finalize a proposed rule to amend the spill prevention, control, and countermeasure rule to tailor and streamline the requirements for the dairy industry, and for other purposes.

S. 194

At the request of Mr. MCCONNELL, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 194, a bill to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions.

S. 197

At the request of Mr. ENSIGN, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 197, a bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system.

S. 198

At the request of Mr. CASEY, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 198, a bill to

require the return and redistribution among State transportation departments of certain unexpended highway funding.

S. 207

At the request of Mr. KOHL, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 207, a bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to enhance the COPS ON THE BEAT grant program, and for other purposes.

S. 210

At the request of Mr. COBURN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 210, a bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

S. 219

At the request of Mr. TESTER, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 219, a bill to require Senate candidates to file designations, statements, and reports in electronic form.

S. 228

At the request of Mr. BARRASSO, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

S. 249

At the request of Mr. HATCH, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 249, a bill to amend the Endangered Species Act of 1973 to provide that Act shall not apply to any gray wolf (*Canis lupus*).

S. 253

At the request of Mr. ROCKEFELLER, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 253, a bill to establish a commission to ensure a suitable observance of the centennial of World War I, and to designate memorials to the service of men and women of the United States in World War I.

S. 258

At the request of Mr. MENENDEZ, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 258, a bill to amend the Internal Revenue Code of 1986 to eliminate oil and gas company preferences.

S. 262

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 262, a bill to repeal the excise tax on medical device manufacturers.

S. 306

At the request of Mr. WEBB, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 316

At the request of Mr. CORNYN, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 316, a bill to ensure that the victims and victims' families of the November 5, 2009, attack at Fort Hood, Texas, receive the same treatment, benefits, and honors as those Americans who have been killed or wounded in a combat zone overseas and their families.

S. 328

At the request of Mr. BROWN of Ohio, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 328, a bill to amend title VII of the Tariff Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country.

SENATE RESOLUTION 20

At the request of Mr. JOHANNES, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of Senate Resolution 20, a resolution expressing the sense of the Senate that the United States should immediately approve the United States-Korea Free Trade Agreement, the United States-Colombia Trade Promotion Agreement, and the United States-Panama Trade Promotion Agreement.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on February 15, 2011, at 9:30 a.m.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on February 15, 2011, in Dirksen 406 to hold a hearing entitled, "Nomination of Daniel M. Ashe to be Director of the U.S. Fish and Wildlife Service."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on February 15, 2011, at 2:30 p.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "The President's Fiscal Year 2012 Budget Proposal."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on February 15, 2011, at 10 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on February 15, 2011, at 10:30 a.m., to conduct a hearing entitled "A Ticking Time Bomb: Counterterrorism Lessons from the U.S. Government's Failure to Prevent the Fort Hood Attack."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on February 15, 2011 at 2:30 p.m.

SUBCOMMITTEE ON GREEN JOBS AND THE NEW ECONOMY

The Subcommittee on Green Jobs and the New Economy be authorized to meet during the session of the Senate on February 15, 2011, at 2:30 p.m., in SD-406.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:05 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 514. An act to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and Intelligence Reform and Terrorism Prevention Act of 2004 relating to access to business records, individual terrorists as agents of foreign powers, and roving wiretaps until December 8, 2011.

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

Pursuant to the order of yesterday, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 75, as modified, proposed by Mr. ROCKEFELLER for Mr. BAUCUS (for himself, Mr. BINGAMAN, Mr. KERRY, Mr. WYDEN, Ms. CANTWELL, and Mr. CARPER), to the bill, as amended.

Mr. BAUCUS further modified his pending amendment.

The question then being on agreeing to amendment No. 75, as modified, to the bill, as amended.

Mrs. HUTCHISON asked unanimous consent that the pending amendments be laid aside; and that it be in order for her to propose amendment No. 84.

Ms. CANTWELL objected.

The question being on agreeing to amendment No. 75, as modified, to the bill, as amended.

The hour of 11:40 a.m. having passed,

Pursuant to the order of yesterday, as modified,

The question recurring on agreeing to amendment No. 58, proposed by Mr. BEN NELSON (for himself, Mr. SCHUMER, Mr. AKAKA, Mr. MENENDEZ, Mrs. SHAHEEN, Mr. WHITEHOUSE, and Mr. TESTER), to the bill, as amended.

Pursuant to the order of yesterday, as modified,

On motion by Mr. BEN NELSON to amend the pending amendment on page 2, striking all beginning on line 18 through line 21 on page 3, and inserting in lieu thereof other words (being amendment No. 85).

Mr. BEN NELSON modified the pending amendment.

The question then being on agreeing to amendment No. 85, as modified, to amendment No. 58 to the bill, as amended.

Pursuant to the order of yesterday,

The amendment, as modified, was agreed to.

The question being on agreeing to amendment No. 58, as amended, to the bill, as amended.

On motion by Mr. BEN NELSON,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as amended.

By unanimous consent, on the request of Mr. BEN NELSON,

Ordered, That Mr. BILL NELSON be added as cosponsor of the pending amendment, as amended.

The question being on agreeing to amendment No. 58, as amended, to the bill, as amended.

After debate,

Pursuant to the order of yesterday,

The question being taken.

It was determined in the affirmative--- yeas... 98, nays... 0

[Rollcall vote No. 16 Leg.]

YEAS --- 98

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns,

Johnson (SD), Johnson (WI), Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment, as amended, was agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

The question recurring on agreeing to amendment No. 75, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That, at 2:15 p.m. on today, the question recur on agreeing to amendment No. 14, as modified; that there be 20 minutes, equally divided and controlled in the usual form, for debate thereon; and that the remaining provisions of the order of yesterday remain in effect.

The question being on agreeing to amendment No. 75, as modified, to the bill, as amended.

RECESS

Pursuant to the order of yesterday,

At 12:30 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

The Senate resumed consideration of bill S. 223.

The question being on agreeing to amendment No. 75, as modified, to the bill, as amended.

The hour of 2:15 p.m. having passed,

Pursuant to the order of yesterday, as modified,

The question recurring on agreeing to amendment No. 14, as modified, proposed by Mr. WICKER (for himself, Ms. COLLINS, Mr. COBURN, and Mr. PAUL), to the bill, as amended.

After debate,

On motion by Mr. WICKER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as modified.

The question being taken.

It was determined in the negative---
yeas... 47, nays... 51

[Rollcall vote No. 17 Leg.]

YEAS --- 47

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 51

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment, as modified, was not agreed to.

Pursuant to the order of yesterday,

The amendment, not having received 60 yeas votes, was withdrawn.

The question recurring on agreeing to amendment No. 75, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That the question recur on agreeing to amendment No. 21; that there be 100 minutes, equally divided and controlled, for debate between Mr. PAUL and Mr. ROCKEFELLER, or their designees; that, upon conclusion of debate, the Senate vote in relation to the amendment; that no amendment be in order thereto prior to a vote; and that, following the vote, a motion to reconsider be made and laid on the table.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 21, proposed by Mr. PAUL, to the bill, as amended.

ORDER FOR CONSIDERATION OF BILL H.R. 514

By unanimous consent, on the request of Mr. REID,

Ordered, That, following disposition of amendment No. 21, the chair lay before the Senate the bill (H.R. 514) to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and Intelligence Reform and Terrorism Prevention Act of 2004 relating to access to business records, individual terrorists as agents of foreign powers, and roving wiretaps until December 8, 2011, received from the House of Representatives for concurrence on

today, and at the desk; that the bill be read twice, and considered; that an amendment (in the nature of a substitute) be proposed by Mr. REID (for himself and Mr. MCCONNELL), and agreed to; that there be 30 minutes, equally divided and controlled, for debate between the two leaders, or their designees; that, upon conclusion of debate, the bill, as amended, be read the third time; that the Senate then vote on passage of the bill, as amended; that no amendment or motion be in order to the bill prior to the vote; and that a motion to reconsider be made and laid on the table, without further intervening action or debate.

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

The Senate resumed consideration of bill S. 223.

The question being on agreeing to amendment No. 21 to the bill, as amended.

On motion by Mr. REID to lay the pending amendment on the table.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative---
yeas... 51, nays... 47

[Rollcall vote No. 18 Leg.]

YEAS --- 51

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 47

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was agreed to.

The question recurring on agreeing to amendment No. 75, as modified, to the bill, as amended.

FISA SUNSETS EXTENSION ACT OF 2011

Pursuant to the order of today,

The PRESIDING OFFICER (Mr. CASEY in the chair) laid before the Senate bill (H.R. 514)

to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and Intelligence Reform and Terrorism Prevention Act of 2004 relating to access to business records, individual terrorists as agents of foreign powers, and roving wiretaps until December 8, 2011, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times; and

The Senate proceeded to consider the bill.

The question being on the passage of the bill.

Pursuant to the order of today,

On motion by Mr. REID (for himself and Mr. MCCONNELL) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 90, in the nature of a substitute).

Pursuant to the order of today,

The amendment (in the nature of a substitute) was agreed to.

The question being on passage of the bill, as amended.

After debate,

The bill, as amended, was read the third time.

On motion by Mr. LEVIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill, as amended.

On the question, Shall it pass?

It was determined in the affirmative---

yeas... 86, nays... 12

[Rollcall vote No. 19 Leg.]

YEAS --- 86

Akaka, Alexander, Ayotte, Barrasso, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kirk, Klobuchar, Kohl, Kyl, Landrieu, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Mikulski, Moran, Murkowski, Nelson (NE), Nelson (FL), Portman, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Thune, Toomey, Udall (CO), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 12

Baucus, Begich, Brown (OH), Harkin, Lautenberg, Lee, Merkley, Murray, Paul, Sanders, Tester, Udall (NM).

So it was

Resolved, That the bill, as amended, do pass.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

The Senate resumed consideration of bill S. 223.

The question being on agreeing to amendment No. 75, as modified, to the bill, as amended.

Mr. TOM UDALL, by unanimous consent, modified his amendments Numbered 49 and 51.

The question being on agreeing to amendment No. 75, as modified, to the bill, as amended.

Mr. INHOFE called for the regular order with respect to amendment No. 7.

Whereupon,

The question being on agreeing to amendment No. 7, proposed by Mr. INHOFE (for himself, Ms. MURKOWSKI, and Mr. COBURN), to the bill, as amended.

Mr. INHOFE modified the pending amendment.

The question then being on agreeing to amendment No. 7, as modified, to the bill, as amended.

On motion by Mrs. HUTCHISON to amend the pending amendment, as modified, by striking all after the word "sec.," and inserting in lieu thereof other words (being amendment No. 93).

Mrs. HUTCHISON presented a motion to bring to a close debate on pending amendment No. 7, as modified; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on amendment No. 7, as modified, to bill S. 223, as amended:

KAY BAILEY HUTCHISON, JON KYL, JOHN ENSIGN, JOHN CORNYN, KELLY AYOTTE, JOHN THUNE, SAXBY CHAMBLISS, RICHARD BURR, JOHNNY ISAKSON, JERRY MORAN, JAMES RISCH, RICHARD SHELBY, RAND PAUL, JOHN HOEVEN, JOHN MCCAIN, LINDSEY GRAHAM, MIKE LEE.

The question being on agreeing to amendment No. 93 to amendment No. 7, as modified, to the bill, as amended.

Mrs. HUTCHISON modified her pending amendment.

The question then being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

Pending debate,

Mr. REID presented a motion to bring to a close debate on the pending bill; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on bill S. 223:

HARRY REID, JAY ROCKEFELLER, KENT CONRAD, BERNARD SANDERS, BEN CARDIN, S. WHITEHOUSE, PATRICK J. LEAHY, JOHN KERRY, AMY KLOBUCHAR, JEFF BINGAMAN, JACK REED, T.R. HARKIN, CARL LEVIN, K.E. GILLIBRAND, CHRIS COONS, CLAIRE MCCASKILL, DICK DURBIN.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorums, relative to the motions to bring to a close debate on amendment No. 7, and on the bill, under the rule be waived.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the question recur on agreeing to amendment No. 5; that it be modified, and agreed to; that the question recur on agreeing to amendment No. 55; that it be agreed to; and that motions to reconsider be made and laid on the table.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate by the leaders, or their designees; and that, at 11 a.m., the Senate resume consideration of bill S. 223.

ADJOURNMENT

By unanimous consent, on the request of Mr. ROCKEFELLER,

At 8:36 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, FEBRUARY 16, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, February 16, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

**CERTAIN PROCEDURES DISPENSED
WITH**

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

**TRANSACTION OF MORNING
BUSINESS**

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

**EXECUTIVE AND OTHER
COMMUNICATIONS**

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-577. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Bank Secrecy Act Compliance; Fair Credit Reporting; Technical Amendments" (RIN1557-AD38) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-578. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Office of the Ombudsman" (RIN2590-AA20) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-579. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "(General Provisions) Contract Appeals and the Acquisition Regulation: General, Acquisition Planning, and Contracting Methods and Contract Types" (RIN1991-AB81) received during adjournment of the Senate in the Office of the President of the Senate on February 11, 2011; to the Committee on Energy and Natural Resources.

EC-580. A communication from the Chief of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Revised Critical Habitat for the Arroyo Toad" (RIN1018-AV89) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Environment and Public Works.

EC-581. A communication from the Members of the Railroad Retirement Board, transmitting, pursuant to law, the Board's Congressional Justification of Budget Estimates Report for Fiscal Year 2012; to the Committee on Health, Education, Labor, and Pensions.

EC-582. A communication from the Inspector General, Railroad Retirement Board, transmitting, pursuant to law, the Inspector General's Budget Justification Report for Fiscal Year 2012; to the Committee on Homeland Security and Governmental Affairs.

EC-583. A communication from the Director of Regulation Policy and Management, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Medical Information to the Surrogate of a Patient Who Lacks Decision-Making Capacity" (RIN2900-AN88) received in the Office of the President of the Senate on February 8, 2011; to the Committee on Veterans' Affairs.

EC-584. A communication from the Departmental Freedom of Information and Privacy Act Officer, Office of the Secretary, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Government Information; Responsibility for Responding to Freedom of Information Requests" (RIN0605-AA22) received in the Office of the President of the

Senate on February 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-585. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (107); Amdt. 3413" (RIN2120-AA65) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-586. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (63); Amdt. 3412" (RIN2120-AA65) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-587. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (69); Amdt. 3410" (RIN2120-AA65) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-588. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Operations Specifications" ((RIN2120-AJ45))(Docket No. FAA-2009-0140)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-589. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Cessna Aircraft Company (Type Certificate Previously Held by Columbia Aircraft Manufacturing (Previously The Lancair Company))" ((RIN2120-AA64)-(Docket No. FAA-2009-1186)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-590. A communication from the Staff Assistant, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Ejection Mitigation" (RIN2127-AK23) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-591. A communication from the Assistant Chief Counsel for Hazardous

Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials: Incorporation of Certain Cargo Tank Special Permits into Regulations" (RIN2137-AE56) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-592. A communication from the Assistant Chief Counsel for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials: Harmonization with the United Nations Recommendations, International Maritime Dangerous Goods Code, and the International Civil Aviation Organization Technical Instructions for the Safe Transport of Dangerous Goods by Air" (RIN2137-AE45) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-593. A communication from the President and Chief Scout Executive, Boy Scouts of America, transmitting, pursuant to law, the organization's 2010 annual report; to the Committee on the Judiciary.

PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-3. A petition from the Administrator of the Public Safety Personnel Retirement System, transmitting, pursuant to Arizona law, a report relative to the Arizona Terrorism Country Divestment act; to the Committee on Banking, Housing, and Urban Affairs.

The Public Safety Personnel Retirement System ("System") and its affiliated retirement plans, the Elected Officials' Retirement Plan ("EORP") and Corrections Officer Retirement Plan ("CORP"), and their group trust, the Arizona PSPRS Trust ("Trust", which together with the System, EORP, CORP are collectively, the "Plans"), are sending you this letter in accordance with Arizona Revised Statutes ("A.R.S.") §35-392 (the "Arizona Terrorism Country Divestment Act").

The Arizona Terrorism Country Divestment Act requires public pension systems such as the Plans to create process for creating a list of investments in U.S. companies that have violated Section 6(j) of the Export Administration Act (the "List"), determine a process to engage in certain communications with those companies and appropriate federal officials, including Arizona's congressional delegation, and then determine a process for divestment from

companies on the List, all as outlined in the Arizona Terrorism Country Divestment Act. On or about December 17, 2008, the Plans adopted a Terrorism Country Divestments Compliance Policy (the "Policy") adopting the processes as required by the Arizona Terrorism Country Divestment Act.

Pursuant to the Policy, the Plans are required to submit a report ("Report") that includes a copy of the List and an explanation of any planned or actual divestments made pursuant to its Policy to the Governor of Arizona, President of the Arizona Senate, Speaker of the Arizona House of Representatives, the President of the U.S. Senate and Speaker of the U.S. House of Representatives, the Director of the Department of Administration, the Arizona Treasurer, and the Arizona State Retirement System. See A.R.S. §35-392(C).

With respect to the List prepared by or on behalf of the Plans as of December 15, 2010, there were no companies appearing on the List and therefore, no formal List was prepared. In addition, since no companies appeared on the List divestment is not applicable and no formal Report is enclosed.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, without amendment:

S. Res. 56. An original resolution authorizing expenditures by the Committee on Energy and Natural Resources.

By Mr. HARKIN, from the Committee on Health, Education, Labor, and Pensions, without amendment:

S. Res. 57. An original resolution authorizing expenditures by the Committee on Health, Education, Labor, and Pensions.

By Mr. CONRAD, from the Committee on the Budget, without amendment:

S. Res. 58. An original resolution authorizing expenditures by the Committee on the Budget.

By Mr. HARKIN, from the Committee on Health, Education, Labor, and Pensions, without amendment:

S. 365. An original bill to make a technical amendment to the Education Sciences Reform Act of 2002.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. JOHANNIS:

S. 359. A bill to amend the Internal Revenue Code of 1986 to repeal the

expansion of information reporting requirements to payments made to corporations, payments for property and other gross proceeds, and rental property expense payments, and for other purposes; to the Committee on Finance.

By Mr. INHOFE (for himself, Mr. BURR, Mr. COBURN, Mr. KYL, Mr. CRAPO, Mr. BOOZMAN, Mr. RISCH, Mr. GRAHAM, Mr. RUBIO, Mr. BLUNT, Mrs. HUTCHISON, Mr. WICKER, Mr. ISAKSON, Mr. BARRASSO, Mr. CHAMBLISS, Mr. JOHANNIS, Mr. ENZI, Mr. GRASSLEY, Mr. THUNE, and Mr. CORNYN):

S. 360. A bill to reduce the deficit by establishing discretionary spending caps for non-security spending; to the Committee on the Budget.

By Ms. COLLINS:

S. 361. A bill to amend the Internal Revenue Code of 1986 to provide tax relief for small businesses, and for other purposes; to the Committee on Finance.

By Mr. WHITEHOUSE (for himself, Mr. KERRY, Mr. BEGICH, Mr. LUGAR, Ms. COLLINS, Mr. INOUE, and Mr. BROWN of Ohio):

S. 362. A bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WICKER (for himself and Mr. COCHRAN):

S. 363. A bill to authorize the Secretary of Commerce to convey property of the National Oceanic and Atmospheric Administration to the City of Pascagoula, Mississippi, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. PRYOR (for himself, Mr. BROWN of Massachusetts, and Mr. KOHL):

S. 364. A bill to amend the Internal Revenue Code of 1986 to establish a new Small Business Savings Account; to the Committee on Finance.

By Mr. HARKIN:

S. 365. An original bill to make a technical amendment to the Education Sciences Reform Act of 2002; from the Committee on Health, Education, Labor, and Pensions; placed on the calendar.

By Mrs. GILLIBRAND (for herself and Mr. KIRK):

S. 366. A bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BROWN of Massachusetts (for himself and Mrs. HAGAN):

S. 367. A bill to amend the Internal Revenue Code of 1986 to allow the work opportunity credit to small businesses which

hire individuals who are members of the Ready Reserve or National Guard, and for other purposes; to the Committee on Finance.

By Mr. KOHL (for himself, Mr. GRASSLEY, Ms. LANDRIEU, Mr. UDALL of Colorado, Ms. KLOBUCHAR, Mr. DURBIN, Mr. BENNET, Mr. JOHNSON of South Dakota, Mr. HARKIN, Mr. LEAHY, Mr. NELSON of Nebraska, Mr. CONRAD, and Mrs. GILLIBRAND):

S. 368. A bill to amend the Consolidated Farm and Rural Development Act to suspend a limitation on the period for which certain borrowers are eligible for guaranteed assistance; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. ENZI:

S. 369. A bill to award posthumously a Congressional Gold Medal to Giuseppe Garibaldi, and to Recognize the Republic of Italy on the 150th Anniversary of its Unification; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. CASEY:

S. 370. A bill to require contractors to notify small business concerns that have been included in offers relating to contracts let by Federal agencies, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. LAUTENBERG (for himself, Mrs. MURRAY, and Ms. CANTWELL):

S. 371. A bill to improve the efficiency, operation, and security of the national transportation system to move freight by leveraging investments and promoting partnerships that advance interstate and foreign commerce, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. CARDIN (for himself and Mr. WHITEHOUSE):

S. 372. A bill to reduce the ability of terrorists, spies, criminals, and other malicious actors to compromise, disrupt, damage, and destroy computer networks, critical infrastructure, and key resources, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. ROCKEFELLER (for himself, Mrs. SHAHEEN, Mr. LEAHY, Mr. INOUE, Ms. STABENOW, and Mr. SCHUMER):

S. 373. A bill to amend the Federal Food, Drug, and Cosmetic Act to prohibit the marketing of authorized generic drugs; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. HUTCHISON (for herself, Mr. MCCONNELL, Mr. ENSIGN, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Ms. COLLINS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr.

DEMINT, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mr. HOEVEN, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNIS, Mr. JOHNSON of Wisconsin, Mr. KIRK, Mr. KYL, Mr. LEE, Mr. MCCAIN, Mr. PAUL, Mr. RISCH, Mr. ROBERTS, Mr. SESSIONS, Mr. SHELBY, Ms. SNOWE, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, and Mr. WICKER):

S.J. Res. 6. A joint resolution disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. BURR (for himself, Mr. INHOFE, Mr. BOOZMAN, Mr. COCHRAN, Mr. ISAKSON, and Mr. JOHANNIS):

S. Res. 55. A resolution expressing support for designation of a "Welcome Home Vietnam Veterans Day"; to the Committee on Veterans' Affairs

By Mr. BINGAMAN:

S. Res. 56. An original resolution authorizing expenditures by the Committee on Energy and Natural Resources; from the Committee on Energy and Natural Resources; to the Committee on Rules and Administration.

By Mr. HARKIN:

S. Res. 57. An original resolution authorizing expenditures by the Committee on Health, Education, Labor, and Pensions; from the Committee on Health, Education, Labor, and Pensions; to the Committee on Rules and Administration.

By Mr. CONRAD:

S. Res. 58. An original resolution authorizing expenditures by the Committee on the Budget; from the Committee on the Budget; to the Committee on Rules and Administration.

By Mr. CARDIN (for himself, Mr. GRASSLEY, Ms. MIKULSKI, Mr. REID, Mr. BINGAMAN, Mr. LEAHY, Mr. DURBIN, Mr. HARKIN, Mr. LAUTENBERG, Mr. WHITEHOUSE, Mr. MENENDEZ, Mr. KERRY, Mr. BROWN of Ohio, Mr. COONS, Mrs. FEINSTEIN, Mrs. GILLIBRAND, Mr. REED, Ms. STABENOW, Ms. LANDRIEU, Mr. ROCKEFELLER, and Mr. SCHUMER):

S. Con. Res. 6. A concurrent resolution commending the National Association for the Advancement of Colored People on the occasion of its 102nd anniversary; considered and agreed to.

ADDITIONAL COSPONSORS

S. 73

At the request of Mr. SANDERS, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 73, a bill to provide for an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act, and for other purposes.

S. 77

At the request of Mrs. BOXER, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 77, a bill to amend the Clean Air Act to reduce pollution and lower costs for building owners.

S. 82

At the request of Mr. JOHANNIS, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 82, a bill to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance programs, to repeal the sunset of the Patient Protection and Affordable Care Act with respect to increased dollar limitations for such credit and programs, and to allow the adoption credit to be claimed in the year expenses are incurred, regardless of when the adoption becomes final.

S. 96

At the request of Mr. VITTER, the names of the Senator from Oklahoma [Mr. COBURN] and the Senator from South Carolina [Mr. DEMINT] were added as cosponsors of S. 96, a bill to amend title X of the Public Health Service Act to prohibit family planning grants from being awarded to any entity that performs abortions.

S. 163

At the request of Mr. TOOMEY, the names of the Senator from Indiana [Mr. COATS], the Senator from Texas [Mr. CORNYN] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 163, a bill to require that the Government prioritize all obligations on the debt held by the public in the event that the debt limit is reached.

S. 210

At the request of Mr. COBURN, the names of the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of S. 210, a bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

S. 256

At the request of Mr. PRYOR, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 256, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for equity investments in small business concerns.

S. 312

At the request of Mrs. HUTCHISON, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 312, a bill to amend the Patient Protection and Affordable Care Act to repeal certain limitations on health care benefits.

S. 328

At the request of Mr. BROWN of Ohio, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 328, a bill to amend title VII of the Tariff Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country.

S. 344

At the request of Mr. REID, the names of the Senator from Montana [Mr. BAUCUS], the Senator from Iowa [Mr. HARKIN], the Senator from New Jersey [Mr. LAUTENBERG] and the Senator from Ohio [Mr. BROWN] were added as cosponsors of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 358

At the request of Mr. ROBERTS, the names of the Senator from Nebraska [Mr. JOHANNES], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Oklahoma [Mr. COBURN], the Senator from Arizona [Mr. MCCAIN], the Senator from Arkansas [Mr. BOOZMAN], the Senator from Utah [Mr. LEE], the Senator from North Carolina [Mr. BURR], the Senator from Alabama [Mr. SESSIONS], the Senator from South Carolina [Mr. DEMINT], the Senator from Georgia [Mr. ISAKSON], the Senator from Oklahoma [Mr. INHOFE], the Senator from Utah [Mr. HATCH], the Senator from North Dakota [Mr. HOEVEN], the Senator from Texas [Mrs. HUTCHISON], the Senator from Missouri [Mr. BLUNT], the Senator from Kentucky [Mr. PAUL], the Senator from Idaho [Mr. RISCH], the Senator from Mississippi [Mr. WICKER] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 358, a bill to codify and modify regulatory requirements of Federal agencies.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on February 16, 2011, at 10 a.m., in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "Safeguarding Our Future: Building a Nationwide Network for First Responders."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on February 16, 2011, at 9:30 a.m., in room SD-366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on February 16, 2011, at 10 a.m., in Dirksen 406 to hold a hearing entitled, "National Leaders' Call to Action on Transportation."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on February 16, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled, "The President's Budget for Fiscal Year 2012."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on February 16, 2011, at 10:30 a.m., in SD-430.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on February 16, 2011, at 9:15 a.m., to conduct a hearing entitled "The Value of Education Choices: Saving the D.C. Opportunity Scholarship Program."

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on February 16, 2011, at 11:30 a.m., in Room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on February 16, 2011, at 10 a.m., in Room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Targeting Websites Dedicated To Stealing American Intellectual Property."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on February 16, 2011, at 3 p.m., in Room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on February 16, 2011.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on February 16, 2011, at 10 a.m.

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKPLACE, AND THE DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on February 16, 2011, at 2:30 p.m., to conduct a hearing entitled "Improving Federal Employment of People with Disabilities."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:06 a.m., a message from the House of Representatives, delivered by Ms. Chiappardi, one of its reading clerks, announced that the House has agreed to the following concurrent resolution:

H. Con. Res. 17. Concurrent resolution providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

The hour of 11 a.m. having passed, Pursuant to the order of yesterday, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 93, as modified, proposed by Mrs. HUTCHISON, to amendment No. 7, as modified, proposed by Mr. INHOFE (for himself, Ms. MURKOWSKI, and Mr. COBURN), to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the question recur on agreeing to amendment No. 75, as modified; that it be agreed to; and that a motion to reconsider be made and laid on the table, with no intervening action or debate.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

Mrs. HUTCHISON further modified her pending amendment.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

Pending debate,

Mr. COBURN asked unanimous consent that the pending amendments be laid aside, and that it be in order for him to propose amendment No. 91.

Mr. ROCKEFELLER objected.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

Mr. COBURN asked unanimous consent that the pending amendments be laid aside, and that it be in order for him to propose amendment No. 8.

Mr. ROCKEFELLER objected.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

Mr. COBURN asked unanimous consent that the pending amendments be laid aside, and that it be in order for him to propose amendment No. 81.

Mr. ROCKEFELLER objected.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

Mr. COBURN asked unanimous consent that the pending amendments be laid aside, and that it be in order for him to propose amendment No. 82.

Mr. ROCKEFELLER objected.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

NOTICES OF INTENT TO MOVE TO SUSPEND

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII of the Standing Rules of the Senate, including germaneness requirements, for the purpose of proposing his amendment No. 64 to bill S. 223.

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII of the Standing Rules of

the Senate, including germaneness requirements, for the purpose of proposing his amendment No. 80 to bill S. 223.

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII of the Standing Rules of the Senate, including germaneness requirements, for the purpose of proposing his amendment No. 81 to bill S. 223.

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII of the Standing Rules of the Senate, including germaneness requirements, for the purpose of proposing his amendment No. 82 to bill S. 223.

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII of the Standing Rules of the Senate, including germaneness requirements, for the purpose of proposing his amendment No. 91 to bill S. 223.

COMMENDING THE NAACP ON ITS 102ND ANNIVERSARY

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. MANCHIN in the chair) laid before the Senate the concurrent resolution (S. Con. Res. 6) commending the National Association for the Advancement of Colored People on the occasion of its 102nd anniversary, submitted today by Mr. CARDIN (for himself, Mr. GRASSLEY, Ms. MIKULSKI, Mr. REID, Mr. BINGAMAN, Mr. LEAHY, Mr. DURBIN, Mr. HARKIN, Mr. LAUTENBERG, Mr. WHITEHOUSE, Mr. MENENDEZ, Mr. KERRY, Mr. SHERROD BROWN, Mr. COONS, Mrs. FEINSTEIN, Mrs. GILLIBRAND, Mr. REED, Ms. STABENOW, Ms. LANDRIEU, Mr. ROCKEFELLER, and Mr. SCHUMER), and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATION BY THE COMMITTEE ON FINANCE JOINT COMMITTEE ON TAXATION

The PRESIDING OFFICER announced that the Committee on Finance, pursuant to section 8002 of title 26, United States Code, had designated the following Senators as members of the Joint Committee on Taxation: Mr. BAUCUS, Mr. ROCKEFELLER, Mr. CONRAD, Mr. HATCH, and Mr. GRASSLEY.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of bill S. 223; that there then be 2 hours, equally divided and controlled, for debate between the proponents and opponents; that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion to bring to a close debate on amendment No. 7; and that Senators be authorized to "file" second-degree amendments to the bill until 10 a.m. on tomorrow.

After debate,

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:26 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, FEBRUARY 17, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, February 17, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

Pursuant to the order of yesterday,
The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes; and
The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 93, as modified, proposed by Mrs. HUTCHISON, to amendment No. 7, as modified, proposed by Mr. INHOFE (for himself, Ms. MURKOWSKI, and Mr. COBURN), to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That Senators be authorized to "file" second-degree amendments until the Senate votes on the question of agreeing to the motion to bring to a close debate on amendment No. 7, as modified.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That, the order of yesterday, as modified, that the Senate vote on the question of agreeing to the motion to bring to a close debate on amendment No. 7, as modified, upon conclusion of debate, be modified such that the Senate vote on the question of agreeing to the motion at 12:10 p.m. on today; and that all other provisions of the order of yesterday, as modified, remain in effect.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

OBJECTION TO CONSIDERATION OF BILL S. 380

Mr. MCCAIN asked unanimous consent that the Senate immediately proceed to consider the bill (S. 380) to extend the Andean Trade Preference Act, and for other purposes; that the bill be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. SHERROD BROWN objected.

OBJECTION TO CONSIDERATION OF BILL H.R. 359

Mr. SHERROD BROWN asked unanimous consent that the Senate immediately proceed to consider the bill (H.R. 359) to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions; that an amendment (in the nature of a substitute) be proposed by him (for himself, Mrs. HAGAN, and Mr. CASEY), and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. MCCAIN objected.

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

The Senate resumed consideration of bill S. 223.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

By unanimous consent, on the request of Mrs. HUTCHISON,

Ordered, That the motion to bring to a close debate on amendment No. 7, as modified, be withdrawn.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

Mrs. HUTCHISON further modified her pending amendment.

The question being on agreeing to amendment No. 93, as modified, to amendment No. 7, as modified, to the bill, as amended.

The amendment, as modified, was agreed to.

The question then being on agreeing to amendment No. 7, as modified and amended, to the bill, as amended.

The amendment, as modified and amended, was agreed to.

The question recurring on agreeing to amendment No. 18, proposed by Mr. PAUL, to the bill, as amended.

By unanimous consent, on the request of Mr. KYL,

Ordered, That, at 2 p.m, the Senate vote on the question of agreeing to the motion to

bring to a close debate on the bill, as amended.

The question being on agreeing to amendment No. 18 to the bill, as amended.

Pending debate,

RECOGNIZING THE 50TH ANNIVERSARY OF LAW CREATING REAL ESTATE INVESTMENT TRUSTS

On the request of Mr. ISAKSON,
The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the resolution (S. Res. 60) recognizing the 50th anniversary of the date of enactment of the law that created real estate investment trusts (REITs) and gave millions of Americans new investment opportunities that helped them build a solid foundation for retirement and has contributed to the overall strength of the economy of the United States, submitted today by Mr. ISAKSON (for himself, Ms. MIKULSKI, Mr. LUGAR, Ms. COLLINS, Mr. BURR, Mr. BENNET, Mr. BLUNT, Mr. CHAMBLISS, Mr. CORKER, Mr. PRYOR, and Mr. MARK UDALL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

FAA AIR TRANSPORTATION MODERNIZATION AND SAFETY IMPROVEMENT ACT

The Senate resumed consideration of bill S. 223.

The question being on agreeing to amendment No. 18, to the bill, as amended.

Pending debate,

Pursuant to the order of today,

The PRESIDING OFFICER laid before the Senate the motion, presented by Mr. REID on Tuesday, February 15, 2011, to bring to a close debate on bill S. 223.

Pursuant to the order of Tuesday, February 15, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 96, nays... 2

[Rollcall vote No. 20 Leg.]

YEAS --- 96

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt,

Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 2

DeMint, Paul.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to amendment No. 18 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the question recur on agreeing to amendment No. 4; that the Senate then vote in relation to the amendment; that, upon disposition of the amendment, the question recur on agreeing to amendment No. 18; that there be 4 minutes, equally divided and controlled, for debate thereon; that, upon conclusion of debate, the Senate vote in relation to the amendment; that no amendment be in order to the amendments prior to votes; and that motions to reconsider be considered made and laid on the table.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 4, proposed by Mr. MCCAIN, to the bill, as amended.

On motion by Mr. ROCKEFELLER to lay the pending amendment on the table.

On motion by Mrs. HUTCHISON,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative--- yeas... 61, nays... 38

[Rollcall vote No. 21 Leg.]

YEAS --- 61

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Harkin, Hoeven, Hutchison, Inouye, Johanns, Johnson (SD), Klobuchar, Landrieu, Leahy, Levin, Lieberman, Manchin, McCaskill, McConnell, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 38

Ayotte, Barrasso, Burr, Chambliss, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hagan, Hatch, Inhofe, Isakson, Johnson (WI), Kirk, Kohl, Kyl, Lautenberg, Lee, Lugar, McCain, Menendez, Nelson (FL), Paul, Portman, Risch, Rubio, Sessions, Shaheen, Shelby, Thune, Toomey, Vitter.

So the motion was agreed to.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 18 to the bill, as amended.

After debate,

On motion by Mr. HARKIN to lay the pending amendment on the table.

On motion by Mr. HARKIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative--- yeas... 52, nays... 47

[Rollcall vote No. 22 Leg.]

YEAS --- 52

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 47

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was agreed to.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

The question recurring on agreeing to amendment No. 51, as modified, proposed by Mr. TOM UDALL (for himself and Mr. ISAKSON), to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That the pending amendments be laid aside; that Mr. COBURN be recognized to propose an amendment (Numbered 64); that the Senate then vote in relation to the amendment; and that no amendment be in order to the amendment prior to the vote.

Ordered further, That, following disposition of amendment No. 64, the pending amendments be laid aside; that Mr. COBURN be recognized to propose amendments (Numbered 80, 81, and 91); that amendment No. 80 be modified; that he be recognized to speak for 10 minutes thereon; that Mr. SCHUMER then be recognized to propose an amendment (Numbered 71); that he be recognized to speak for 2 minutes thereon; that Mr. SHERROD BROWN then be recognized to propose an amendment (Numbered 105) to amendment No. 32; that he be recognized to speak for 2 minutes thereon; that amendments Numbered 54 and 51 be modified; and that amendment No. 27 be withdrawn.

Ordered further, That the Senate then vote in relation to the following amendments in the following order: amendment No. 105; amendment No. 32, as modified; amendment No. 54, as modified; amendment No. 49, as modified; amendment No. 51, as modified; amendment No. 80, as modified; amendment No. 81; amendment No. 91; and amendment No. 71.

Ordered further, That there be two minutes, equally divided and controlled, for debate prior to the each vote; that, notwithstanding rule XXII of the Standing Rules of the Senate, amendment No. 50 be in order; that, upon disposition of amendment No. 71, the question recur on agreeing to amendment No. 50; that there be 10 minutes, equally divided and controlled, for debate thereon; that, upon conclusion of debate, the Senate vote in relation to the amendment; that said amendment receive a minimum of 60 yeas votes to be agreed to; and that no amendment be in order to the amendments prior to the votes.

Ordered further, That, upon disposition of amendment No. 50, no further amendment or motion be in order to the bill, except a managers' amendment; that said managers' amendment be agreed to if it has the concurrence of the majority and minority leaders; that the bill, as amended, be read the third time; that the Senate then vote on passage of the bill, as amended; that motions to reconsider be considered made and laid on the table, without further intervening action or debate; and that, if the bill is passed, it be held at the desk.

Ordered further, That, when the Senate receives from the House of Representatives for concurrence its companion bill to bill S. 223, it be in order for the majority leader to ask that the Senate proceed to its consideration; that all after the enacting clause be stricken, and the text of bill S. 223, as passed, be inserted in lieu thereof (being an amendment, in the nature of a substitute); that the bill, as thus amended, be read the third time; that the PAYGO statement of the Chairman of the Committee on the Budget be read; that the bill, as amended, then be

passed; that a motion to reconsider be considered made and laid on the table; that the Senate then insist on its amendment, and ask a conference with the House of Representatives thereon; that the Chair be authorized to appoint conferees on the part of the Senate in a ratio of 5 majority- to 4 minority-party Senators; and that the foregoing occur with no intervening action or debate.

The question being on agreeing to amendment No. 51, as modified, to the bill, as amended.

Pursuant to the foregoing order, Amendments numbered 54, proposed by Mr. REID, and 51 were modified.

Pursuant to the order of today, Amendment No. 27, proposed by Mr. WYDEN (for himself, Mr. MERKLEY, Mr. SCHUMER, Mr. BAUCUS, and Mr. TESTER), was withdrawn.

The question being on agreeing to amendment No. 51, as modified, to the bill, as amended.

Mr. REID asked unanimous consent that the pending amendments be laid aside; that he be recognized to propose an amendment (No. 79); and that it be in order, notwithstanding rule XXII of the Standing Rules of the Senate.

Mrs. HUTCHISON objected.

The question being on agreeing to amendment No. 51, as modified, to the bill, as amended.

Pursuant to the order of today,

The pending amendments were considered laid aside.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. COBURN (for himself, Mr. MCCAIN, Mr. LEE, Mr. BURR, Mr. KOHL, Mrs. MCCASKILL, Mr. KIRK, and Mr. BEGICH) to further amend the pending bill, at the appropriate place, by inserting certain words (being amendment No. 64).

The amendment was agreed to.

The question being on agreeing to amendment No. 51, as modified, to the bill, as amended.

Pursuant to the order of today,

The pending amendments were considered laid aside.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. COBURN to further amend the pending bill on page 141, after line 9, by adding certain words (being amendment No. 80).

Pursuant to the order of today,

Mr. COBURN modified the pending amendment.

The question then being on agreeing to amendment No. 80, as modified, to the bill, as amended.

Pursuant to the order of today,

The pending amendments were considered laid aside.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. COBURN to further amend the pending bill on page 141, after line 9, by adding certain words (being amendment No. 81).

Pending debate,

Pursuant to the order of today,

The pending amendments were considered laid aside.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. COBURN to further amend the pending bill by striking section 207 and inserting in lieu thereof, other words (being amendment No. 91).

Pending debate,

Pursuant to the order of today,

The pending amendments were considered laid aside.

The question being on passage of the bill, as amended.

On motion by Mr. SCHUMER (for himself and Mrs. GILLIBRAND) to amend the pending bill in title VII, at the end thereof, by adding certain words (being amendment No. 71).

Pursuant to the order of today,

On motion by Mr. ROCKEFELLER for Mr. SHERROD BROWN (for himself, Mr. PORTMAN, Mr. BAUCUS, and Mr. TESTER) to amend the amendment No. 32, proposed by Mr. ROCKEFELLER for Mr. ENSIGN (for himself, Mr. CONRAD, Mr. HOEVEN, Mr. BINGAMAN, and Mr. BEGICH), on page 1 by striking all beginning on line 3, through line 10, page 3, and inserting in lieu thereof other words (being amendment No. 105).

The amendment was agreed to.

The question then being on agreeing to amendment No. 32, as amended, to the bill, as amended.

The amendment, as amended, was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 54, as modified, proposed by Mr. REID, to the bill, as amended.

The amendment, as modified, was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 49, as modified, proposed by Mr. TOM UDALL (for himself and Mr. BINGAMAN), to the bill, as amended.

The amendment, as modified, was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 51, as modified, to the bill, as amended.

The amendment, as modified, was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 80, as modified, to the bill, as amended.

After debate,

On motion by Mr. ROCKEFELLER to lay the pending amendment on the table.

On motion by Mr. ROCKEFELLER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the negative--- yeas... 34, nays... 65

[Rollcall vote No. 23 Leg.]

YEAS --- 34

Akaka, Alexander, Bingaman, Blumenthal, Boxer, Brown (OH), Cardin, Casey, Collins, Durbin, Feinstein, Gillibrand, Inouye, Johnson (SD), Landrieu, Lautenberg, Leahy, Levin, Mikulski, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Snowe, Stabenow, Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 65

Ayotte, Barrasso, Baucus, Begich, Bennet, Blunt, Boozman, Brown (MA), Burr, Cantwell, Carper, Chambliss, Coats, Coburn, Cochran, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Franken, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Klobuchar, Kohl, Kyl, Lee, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Moran, Murkowski, Murray, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shaheen, Shelby, Tester, Thune, Toomey, Udall (CO), Vitter, Wicker.

So the motion was not agreed to.

The question being on agreeing to amendment No. 80, as modified, to the bill, as amended.

The amendment, as modified, was agreed to.

On motion by Mr. REID to reconsider the vote agreeing to the amendment, as modified.

On motion by Mr. REID,

The motion to reconsider was laid on the table.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 81 to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That the remaining votes be 10 minutes in duration.

The question being on agreeing to amendment No. 81 to the bill, as amended.

The amendment was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 91 to the bill, as amended.

After debate,

On motion by Mr. ROCKEFELLER to lay the pending amendment on the table.

On motion by Mr. ROCKEFELLER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative--- yeas... 58, nays... 41

[Rollcall vote No. 24 Leg.]

YEAS --- 58

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Hoeven, Hutchison, Inouye, Johnson (SD), Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, Menendez, Merkley, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 41

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Cantwell, Chambliss, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McCaskill, McConnell, Murkowski, Paul, Portman, Risch, Rubio, Sessions, Shelby, Thune, Toomey, Vitter.

So the motion was agreed to.

Subsequently,

By unanimous consent, on the request of Ms. MURKOWSKI,

Ordered, That, on Rollcall vote No. 24, her vote be changed from "nay" to "yea", thus changing the result to yeas 59, nays 40.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 71 to the bill, as amended.

The amendment was agreed to.

The question being on agreeing to amendment No. 50, proposed by Mr. ROCKEFELLER for Mr. LEAHY (for himself and Mr. INHOFE), to the bill, as amended.

By unanimous consent, on the request of Mr. COBURN,

Ordered, That the order of today, that amendment No. 50 receive a minimum of 60 votes to be agreed to, be vitiated.

The question being on agreeing to amendment No. 50 to the bill, as amended.

The amendment was agreed to.

The question being on passage of the bill, as amended.

Mr. ROCKEFELLER proposed the following amendments on various pages and lines on behalf of the Senators indicated; each was modified, as indicated, and agreed to: Mr. LAUTENBERG, amendment No. 10, as modified; Mr. PRYOR (for himself and Mr. BOOZMAN), amendment No. 22; Ms. KLOBUCHAR, amendment No. 37, as modified; Ms. CANTWELL (for herself, Mr. ISAKSON, Mr. CHAMBLISS, Mr. KERRY, Ms. STABENOW, and Mr. CARDIN), amendment

No. 46, as modified; Ms. MURKOWSKI (for herself and Mr. BEGICH), amendment No. 53; Mrs. HUTCHISON (for herself and Mr. CORNYN), amendment No. 57; Mr. COCHRAN (for himself and Mr. WICKER), amendment No. 59; Ms. CANTWELL, amendment No. 65; Mr. INHOFE (for himself and Ms. MURKOWSKI), amendment No. 86; and Mrs. BOXER (for herself and Ms. SNOWE), amendment No. 94.

The question being on passage of the bill, as amended.

After debate,

The bill, as amended, was read the third time.

On motion by Mr. ROCKEFELLER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill, as amended.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 87, nays... 8

[Rollcall vote No. 25 Leg.]

YEAS --- 87

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Cornyn, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Rubio, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 8

Crapo, DeMint, Johnson (WI), Lee, Paul, Risch, Toomey, Vitter.

So it was

Resolved, That the bill, as amended, do pass.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. MURKOWSKI,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with

accompanying papers, reports, and documents, and were referred as indicated:

EC-594. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Citrus Seed Imports; Citrus Greening and Citrus Variegated Chlorosis" (Docket No. APHIS-2008-0052) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-595. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Limitations on Procurements with Non-Defense Agencies" ((RIN0750-AG67)(DFARS Case 2009-D027)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Armed Services.

EC-596. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Repeal of the Small Business Competitiveness Demonstration Program" ((RIN0750-AG44)(DFARS Case 2011-D001)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Armed Services.

EC-597. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Publication of Notification of Bundling of Contracts of the Department of Defense" (DFARS Case 2009-D033) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Armed Services.

EC-598. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Award-Fee Contracts" ((RIN0750-AF51)(DFARS Case 2006-D021)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Armed Services.

EC-599. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report entitled "Report Regarding Effect on Military Readiness Caused by Undocumented Immigrant Trespassing on Operational Ranges - Implementation Update"; to the Committee on Armed Services.

EC-600. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report

on the national emergency with respect to Iran as declared in Executive Order 12957; to the Committee on Banking, Housing, and Urban Affairs.

EC-601. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-7917)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-602. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury, transmitting, pursuant to law, a report relative to a vacancy announcement in the position of Deputy Under Secretary, received on February 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-603. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "List of Communities Eligible for the Sale of Flood Insurance" ((Docket No. FEMA-7784)(44 CFR Part 64)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-604. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Lactation Expenses as Medical Expenses" (Rev. Rul. 2011-14) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Finance.

EC-605. A communication from the Director, Office of Communications and Legislative Affairs, Equal Employment Opportunity Commission, transmitting, pursuant to law, the Commission's Annual Sunshine Act Report for 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-606. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Part 95 Instrument Flight Rules (128); Amdt. 491" ((RIN2120-AA63)(Docket No. 30760)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-607. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (118);

Amdt. 3408" (RIN2120-AA65) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-608. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (46); Amdt. 3409" (RIN2120-AA65) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-609. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (71); Amdt. 3411" (RIN2120-AA65) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-610. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Show Low, AZ" ((RIN2120-AA66)(Docket No. FAA-2010-0903)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-611. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Panguitch, UT" ((RIN2120-AA66)(Docket No. FAA-2010-0529)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-612. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Port Clarence, AK" ((RIN2120-AA66)(Docket No. FAA-2010-0354)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-613. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Lucin, UT" ((RIN2120-AA66)(Docket No. FAA-2010-1208)) received in the Office of the President of the Senate on February 16, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-614. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D Airspace; Fort Worth NAS JRB (Carswell Field), TX" ((RIN2120-AA66)(Docket No. FAA-2010-0183)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-615. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Savannah, TN" ((RIN2120-AA66)(Docket No. FAA-2010-1047)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-616. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Horseshoe Bay, TX" ((RIN2120-AA66)(Docket No. FAA-2010-0843)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-617. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Kwajalein Island, Marshall Islands, RMI" ((RIN2120-AA66)(Docket No. FAA-2010-0808)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-618. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Richmond, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1033)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-619. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; New Hampton, IA" ((RIN2120-AA66)(Docket No. FAA-2010-1035)) received in the Office of the President of the Senate on February 16, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-620. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Greensburg, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1028)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-621. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; La Porte, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1030)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-622. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Lafayette, Purdue University Airport, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1029)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-623. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revocation and Establishment of Compulsory Reporting Points; Alaska" ((RIN2120-AA66)(Docket No. FAA-2010-1191)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-624. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safe, Efficient Use and Preservation of the Navigable Airspace; Correction" ((RIN2120-AH31)(Docket No. FAA-2006-25002)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-625. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Crew Resource Management Training for Crewmembers in Part 135 Operations" ((RIN2120-AJ32)(Docket No. FAA-2009-0023)) received in the Office of the President of the Senate on

February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-626. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Low Altitude Area Navigation Routes (T-281, T-283, T-285, T-286, and T-288); Nebraska and South Dakota" ((RIN2120-AA66)(Docket No. FAA-2010-0688)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-627. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Jet Route J-93, CA" ((RIN2120-AA66)(Docket No. FAA-2010-1022)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-628. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of VOR Federal Airways V-2 and V-21; Hawaii" ((RIN2120-AA66)(Docket No. FAA-2010-1263)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-629. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Kaman Aerospace Corporation (Kaman) Model K-1200 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2010-1253)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-630. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 757-200, -200CB, and -300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1280)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-631. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 727, 727C, 727-100, 727-100C, 727-200, and 727-

200F Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0646)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-632. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135BJ Airplanes" ((RIN2120-AA64)(Docket No. FAA-2008-1080)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-633. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pratt and Whitney PW4000 Series Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0596)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-634. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model MD-11 and MD-11F Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0228)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-635. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 727 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0677)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-636. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Aircraft Industries a.s. Model L 23 Super Blanik Sailplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0053)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-637. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Airworthiness Directives; SOCATA Model TBM 700 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0948)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-638. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Short Brothers PLC Model SD3 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0225)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-639. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 676-300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0796)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-640. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 757 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2008-0295)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-641. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; B/E Aerospace Protective Breathing Equipment (PBE) Part Number 119003-11 Installed on Various Transport Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0797)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-642. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes)" ((RIN2120-AA64)(Docket No. FAA-2010-1278)) received in the Office of the President of the Senate on February 16,

2011; to the Committee on Commerce, Science, and Transportation.

EC-643. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pratt and Whitney Canada Corp. (PandWC) PW305A and PW305B Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0829)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-644. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; DORNIER LUFTFAHRT GmbH Models Dornier 228-100, Dornier 228-101, Dornier 228-200, Dornier 228-201, Dornier 228-202, and Dornier 228-212 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1152)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-645. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200 Series Airplanes; Model A330-300 Series Airplanes; Model A340-200 Series Airplanes; and Model A340-300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0029)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-646. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Eurocopter France Model AS 350 B, BA, B1, B2, B3, and D, and Model AS355 E, F, F1, F2, and N Helicopters" ((RIN2120-AA64)(Docket No. FAA-2010-0611)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-647. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; GROB-WERKE GMBH and CO KG Models G102 ASTIR CS, G102 CLUB ASTIR III, G102 CLUB ASTIR IIIb, and G102 STANDARD ASTIR III Gliders" ((RIN2120-AA64)(Docket No. FAA-2007-28435)) received in the Office of the President of the Senate on February 16, 2011;

to the Committee on Commerce, Science, and Transportation.

EC-648. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pratt and Whitney JT8D-7, -7A, -7B, -9, -9A, -11, -15, -15A, -17, -17A, -17R, -17AR Series Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0593)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-649. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; M7 Aerospace LP (Type Certificate Previously Held by Fairchild Aircraft Incorporated) Models SA26-AT, SA26-T, SA226-AT, SA226-T, SA226-T(B), SA226-TC, SA227-AC (C-26A), SA227-AT, SA227-BC (C-26A), SA227-CC, SA227-DC (C-26B), and SA227-TT Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0014)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-650. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pilatus Aircraft Ltd. Models PC-6, PC-6-H1, PC-6-H2, PC-6/350, PC-6/350-H1, PC-6/350-H2, PC-6/A, PC-6/AH-1, PC-6/A-H2, PC-6/B-H2, PC-6/B1-H2, PC-6/B2-H2, PC-6/B2-H4, PC-6/C-H2, and PC-6/C1-H2 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2009-0622)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-651. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pilatus Aircraft, Ltd. Models PC-6, PC-6-H1, PC-6-H2, PC-6/350, PC-6/350-H1, PC-6/350-H2, PC-6/A, PC-6/A-H1, PC-6/A-H2, PC-6/B-H2, PC-6/B1-H2, PC-6/B2-H2, PC-6/B2-H4, PC-6/C-H2, and PC-6/C1-H2 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1011)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-652. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness

Directives; The Boeing Company Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), DC-9-87 (MD-87), and MD-88 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0549)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-653. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.28 Mark 0100, 1000, 2000, 3000, and 4000 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1114)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-654. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300, A300-600, A310, A318, A319, A320, A321, A330-300, A340-200, A340-300, A340-500, A340-600, and A380-800 Series Airplanes; and Model A330-201, A330-202, A330-203, A330-223, A330-243 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-1279)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-655. A communication from the Secretary of Transportation, transmitting, the Department's Fiscal Year 2010 Annual Report as required by the Superfund Amendments and Reauthorization Act of 1986; to the Committee on Commerce, Science, and Transportation.

EC-656. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a report relative to the GAO report entitled "Information Security: Federal Agencies Have Taken Steps to Secure Wireless Networks, but Further Actions Can Mitigate Risk"; to the Committee on Commerce, Science, and Transportation.

EC-657. A communication from the Administrator of the Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, a report relative to the foreign aviation authorities to which the Administration provided services during fiscal year 2010; to the Committee on Commerce, Science, and Transportation.

EC-658. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Publicly Available Consumer Product Safety Information Database" (16 CFR Parts 1102)

received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-659. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Quarterly Listings; Safety Zones; Security Zones; Special Local Regulations; Regulated Navigation Areas; Drawbridge Operation Regulations" (Docket No. USCG-2010-0399) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-660. A communication from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting the Agency's proposed fiscal year 2012 budget; to the Committee on Agriculture, Nutrition, and Forestry.

EC-661. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "National Flood Insurance Program, Policy Wording Correction" ((RIN1660-AA70)(Docket No. FEMA-2010-0021)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-662. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Alabama Regulatory Program" (Docket No. AL-075-FOR) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Energy and Natural Resources.

EC-663. A communication from the Secretary of State, transmitting, pursuant to law, a report relative to the interdiction of aircraft engaged in illicit drug trafficking; to the Committee on Foreign Relations.

EC-664. A communication from the Deputy Director, Division of Financial Assistance Policy and Oversight, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Department of Homeland Security Implementation of OMB Guidance on Drug-Free Workplace Requirements" (RIN1601-AA62) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-665. A communication from the Chairman, Federal Election Commission, transmitting, pursuant to law, a report relative to its budget request for fiscal year 2012; to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEVIN, from the Committee on Armed Services, without amendment:

S. Res. 59. An original resolution authorizing expenditures by the Committee on Armed Services.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. Res. 61. An original resolution authorizing expenditures by the Committee on the Judiciary.

By Mr. JOHNSON, of South Dakota, from the Committee on Banking, Housing, and Urban Affairs, without amendment:

S. Res. 62. An original resolution authorizing expenditures by the Committee on Banking, Housing, and Urban Affairs.

By Mr. ROCKEFELLER, from the Committee on Commerce, Science, and Transportation, without amendment:

S. Res. 64. An original resolution authorizing expenditures by the Committee on Commerce, Science, and Transportation.

By Ms. LANDRIEU, from the Committee on Small Business and Entrepreneurship, without amendment:

S. Res. 66. An original resolution authorizing expenditures by the Committee on Small Business and Entrepreneurship.

By Ms. STABENOW, from the Committee on Agriculture, Nutrition, and Forestry, without amendment:

S. Res. 67. An original resolution authorizing expenditures by the Committee on Agriculture, Nutrition, and Forestry.

By Mr. AKAKA, from the Committee on Indian Affairs, without amendment:

S. Res. 68. An original resolution authorizing expenditures by the Senate Committee on Indian Affairs.

By Mr. BAUCUS, from the Committee on Finance, without amendment:

S. Res. 69. An original resolution authorizing expenditures by the Committee on Finance.

By Mr. SCHUMER, from the Committee on Rules and Administration, without amendment:

S. Res. 70. An original resolution authorizing expenditures by the Committee on Rules and Administration.

By Mrs. MURRAY, from the Committee on Veterans' Affairs, without amendment:

S. Res. 71. An original resolution authorizing expenditures by the Committee on Veterans' Affairs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. KERRY (for himself, Ms. SNOWE, and Ms. COLLINS):

S. 374. A bill to amend title XVIII of the Social Security Act to eliminate the 190-day lifetime limit on inpatient psychiatric hospital services under the Medicare program; to the Committee on Finance.

By Mr. BARRASSO (for himself, Mr. JOHNSON of South Dakota, Mr. ENZI, Mr. THUNE, and Mr. LEE):

S. 375. A bill to authorize the Secretary of Agriculture and the Secretary of the Interior to enter into cooperative agreements with State foresters authorizing State foresters to provide certain forest, rangeland, and watershed restoration and protection services; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. COBURN (for himself and Mrs. McCASKILL):

S. 376. A bill to amend title 5, United States Code, to provide that persons having seriously delinquent tax debts shall be ineligible for Federal employment; to the Committee on Homeland Security and Governmental Affairs.

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

S. 377. A bill to authorize the Secretary of the Interior to conduct a special resource study of President Station in Baltimore, Maryland, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. ROCKEFELLER:

S. 378. A bill to amend the Internal Revenue Code of 1986 to provide a tax incentive to individuals teaching in elementary and secondary schools located in rural or high unemployment areas and to individuals who achieve certification from the National Board for Professional Teaching standards; to the Committee on Finance.

By Mr. WEBB (for himself and Mr. WARNER):

S. 379. A bill to extend Federal recognition to the Chickahominy Indian Tribe, the Chickahominy Indian Tribe-Eastern Division, the Upper Mattaponi Tribe, the Rappahannock Tribe, Inc., the Monacan Indian Nation, and the Nansemond Indian Tribe; to the Committee on Indian Affairs.

By Mr. MCCAIN:

S. 380. A bill to extend the Andean Trade Preference Act, and for other purposes; to the Committee on Finance.

By Mr. TESTER (for himself, Mr. CRAPO, Mr. WICKER, Mr. INHOFE, Mr. ENZI, Mr. BEGICH, Ms. MURKOWSKI, and Mr. BAUCUS):

S. 381. A bill to amend the Arms Export Control Act to provide that certain firearms listed as curios or relics may be imported into the United States by a licensed importer without obtaining authorization from the Department of State or the Department of Defense, and for other purposes; to the Committee on Foreign Relations.

By Mr. UDALL of Colorado (for himself and Mr. BARRASSO):

S. 382. A bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. UDALL of Colorado:

S. 383. A bill to promote the domestic production of critical minerals and materials, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. FEINSTEIN (for herself, Mrs. HUTCHISON, Mrs. BOXER, Ms. SNOWE, Mrs. GILLIBRAND, Mr. SCHUMER, Mr. PORTMAN, Mr. DURBIN, Mr. BLUMENTHAL, Mr. UDALL of New Mexico, Mr. BEGICH, Mr. COONS, Mr. BARRASSO, Ms. MIKULSKI, Mr. BURR, Mr. LAUTENBERG, Mr. KERRY, Mr. JOHNSON of South Dakota, Mr. TESTER, Mr. MERKLEY, Mr. LIEBERMAN, Mr. MORAN, Mr. COCHRAN, Mrs. MURRAY, Mr. ENSIGN, Mr. NELSON of Nebraska, and Mr. HATCH):

S. 384. A bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research; to the Committee on Homeland Security and Governmental Affairs.

By Mr. LEAHY (for himself, Mr. SANDERS, Mr. SCHUMER, Mr. CONRAD, and Mr. FRANKEN):

S. 385. A bill to include nonprofit and volunteer ground and air ambulance crew members and first responders for certain benefits; to the Committee on the Judiciary.

By Mr. DURBIN (for himself, Mr. REED, and Mr. BROWN of Ohio):

S. 386. A bill to provide assistance to certain employers and States in 2011 and 2012, to improve the long-term solvency of the Unemployment Compensation program, and for other purposes; to the Committee on Finance.

By Mrs. BOXER (for herself, Mr. BURR, and Mrs. GILLIBRAND):

S. 387. A bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes; to the Committee on Armed Services.

By Mrs. BOXER (for herself, Mr. CASEY, Mr. TESTER, Mr. MANCHIN, Mr. WARNER, Mr. WYDEN, Mr. BENNET, and Mr. NELSON of Nebraska):

S. 388. A bill to prohibit Members of Congress and the President from receiving pay during Government shutdowns; to the Committee on Homeland Security and Governmental Affairs.

By Mr. KIRK:

S. 389. A bill to establish the Grace Commission II to review and make recommendations regarding cost control in the Federal Government, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. WEBB (for himself and Mrs. McCASKILL):

S. 390. A bill to ensure that the right of an individual to display the Service Flag on residential property not be abridged; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. MORAN:

S. 391. A bill to rescind unobligated stimulus funds and require that such funds be used for Federal budget deficit reduction; to the Committee on Appropriations.

By Mr. UDALL of New Mexico (for himself and Mr. BINGAMAN):

S. 392. A bill to support and encourage the health and well-being of elementary school and secondary school students by enhancing school physical education and health education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REED (for himself, Mr. GRASSLEY, Mr. BEGICH, Mr. BLUMENTHAL, Ms. COLLINS, Mr. KERRY, Mr. LAUTENBERG, Mr. SANDERS, Ms. STABENOW, and Mr. WHITEHOUSE):

S. 393. A bill to aid and support pediatric involvement in reading and education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KOHL (for himself, Mr. GRASSLEY, Mr. LEAHY, Ms. SNOWE, Mr. DURBIN, Mr. SCHUMER, and Mr. LAUTENBERG):

S. 394. A bill to amend the Sherman Act to make oil-producing and exporting cartels illegal; to the Committee on the Judiciary.

By Mr. ENZI (for himself, Mr. DEMINT, Mr. WICKER, Mr. TOOMEY, Mr. SESSIONS, Mr. COBURN, Mr. JOHNSON of Wisconsin, Mr. CORNYN, Mr. PAUL, Mr. LEE, Mr. ENSIGN, Mr. RISCH, Mr. BARRASSO, Mr. VITTER, Mr. KYL, Mr. BLUNT, Mr. INHOFE, Mrs. HUTCHISON, Mr. COATS, Mr. THUNE, Mr. HATCH, Mr. GRASSLEY, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. ISAKSON, Mr. BURR, Mr. MCCAIN, and Mr. JOHANNES):

S. 395. A bill to repeal certain amendments to the Energy Policy and Conservation Act with respect to lighting energy efficiency; to the Committee on Energy and Natural Resources.

By Mr. CORNYN (for himself and Mrs. HUTCHISON):

S. 396. A bill to require the Secretary of Veterans Affairs to ensure that the South Texas Veterans Affairs Health Care Center in Harlingen, Texas, includes a full-service Department of Veterans Affairs inpatient

health care facility; to the Committee on Veterans' Affairs.

By Mr. ENZI (for himself, Mr. BARRASSO, Mr. WICKER, and Mr. RISCH):

S. 397. A bill to provide that no Federal or State requirement to increase energy efficient lighting in public buildings shall require a hospital, school, day care center, mental health facility, or nursing home to install or use energy efficient lighting if that lighting contains mercury; to the Committee on Energy and Natural Resources.

By Mr. BINGAMAN (for himself and Ms. MURKOWSKI):

S. 398. A bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BAUCUS (for himself and Mr. TESTER):

S. 399. A bill to modify the purposes and operation of certain facilities of the Bureau of Reclamation to implement the water rights compact among the State of Montana, the Blackfeet Tribe of the Blackfeet Indian Reservation of Montana, and the United States, and for other purposes; to the Committee on Indian Affairs.

By Mr. CORKER (for himself, Mr. WYDEN, Ms. MURKOWSKI, Mr. BURR, Mr. GRAHAM, Mr. CHAMBLISS, and Mr. LEE):

S. 400. A bill to amend the Federal Power Act to ensure that rates and charges for electric energy are assessed in proportion to measurable reliability or economic benefit, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. LEAHY (for himself and Mr. CORNYN):

S. 401. A bill to help Federal prosecutors and investigators combat public corruption by strengthening and clarifying the law; to the Committee on the Judiciary.

By Ms. SNOWE (for herself, Mr. WEBB, Ms. COLLINS, and Mr. KERRY):

S. 402. A bill to amend title 10, United States Code, to provide for the award of a military service medal to members of the Armed Forces who served honorably during the Cold War, and for other purposes; to the Committee on Armed Services.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 403. A bill to amend the Wild and Scenic Rivers Act to designate segments of the Molalla River in the State of Oregon, as components of the National Wild and Scenic Rivers System, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. LEVIN:

S. 404. A bill to modify a land grant patent issued by the Secretary of the Interior; to the Committee on Energy and Natural Resources.

By Mr. NELSON of Florida:

S. 405. A bill to amend the Outer Continental Shelf Lands Act to provide a requirement for certain lessees, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WYDEN:

S. 406. A bill to modify the Foreign Intelligence Surveillance Act of 1978 to require specific evidence for access to business records and other tangible things, and provide appropriate transition procedures, and for other purposes; to the Committee on the Judiciary.

By Mr. CRAPO (for himself, Mr. ENSIGN, Mr. LEE, Mr. ENZI, Mr. RISCH, Mr. BARRASSO, Mr. HATCH, Mr. ROBERTS, and Ms. MURKOWSKI):

S. 407. A bill to amend the Act of June 8, 1906, to require certain procedures for designating national monuments, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. ROCKEFELLER:

S. 408. A bill to provide for the temporary retention of sole community hospital status for a hospital under the Medicare program; to the Committee on Finance.

By Mr. SCHUMER (for himself, Mr. KYL, Mr. KOHL, Mr. SESSIONS, Mrs. FEINSTEIN, Mr. WHITEHOUSE, Ms. KLOBUCHAR, Mr. FRANKEN, Mr. BLUMENTHAL, and Mr. BROWN of Ohio):

S. 409. A bill to ban the sale of certain synthetic drugs; to the Committee on the Judiciary.

By Mr. GRASSLEY (for himself, Mr. SCHUMER, Mr. LEAHY, Mr. GRAHAM, Mr. CORNYN, Mr. DURBIN, and Ms. KLOBUCHAR):

S. 410. A bill to provide for media coverage of Federal court proceedings; to the Committee on the Judiciary.

By Ms. KLOBUCHAR (for herself, Mr. BROWN of Massachusetts, Mr. CORNYN, Mr. BEGICH, Mr. INHOFE, Mr. CASEY, and Mr. NELSON of Florida):

S. 411. A bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to enter into agreements with States and nonprofit organizations to collaborate in the provision of case management services associated with certain supported housing programs for veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. LEVIN (for himself, Mrs. HUTCHISON, Mr. VITTER, Ms. LANDRIEU, Mr. SHELBY, Ms. STABENOW, Mrs. BOXER, Ms. KLOBUCHAR, Mr. WYDEN, Mr. FRANKEN, Mr. LIEBERMAN, Mr. BROWN of Ohio, Mrs. GILLIBRAND, and Mr. CORNYN):

S. 412. A bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance; to the Committee on Environment and Public Works.

By Mr. LIEBERMAN (for himself, Ms. COLLINS, and Mr. CARPER):

S. 413. A bill to amend the Homeland Security Act of 2002 and other laws to enhance the security and resiliency of the cyber and communications infrastructure of the United States; to the Committee on Homeland Security and Governmental Affairs.

By Mr. DURBIN (for himself, Ms. SNOWE, Mrs. BOXER, Mr. CARDIN, and Mr. BROWN of Massachusetts):

S. 414. A bill to protect girls in developing countries through the prevention of child marriage, and for other purposes; to the Committee on Foreign Relations.

By Mr. WARNER:

S. 415. A bill to provide the FCC with authority to conduct incentive auctions, and for other purposes; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. LEVIN:

S. Res. 59. An original resolution authorizing expenditures by the Committee on Armed Services; from the Committee on Armed Services; to the Committee on Rules and Administration.

By Mr. ISAKSON (for himself, Ms. MIKULSKI, Mr. LUGAR, Ms. COLLINS, Mr. BURR, Mr. BENNET, Mr. BLUNT, Mr. CHAMBLISS, Mr. CORKER, Mr. PRYOR, and Mr. UDALL of Colorado):

S. Res. 60. A resolution recognizing the 50th anniversary of the date of enactment of the law that created real estate investment trusts (REITs) and gave millions of Americans new investment opportunities that helped them build a solid foundation for retirement and has contributed to the overall strength of the economy of the United States; considered and agreed to.

By Mr. LEAHY:

S. Res. 61. An original resolution authorizing expenditures by the Committee on the Judiciary; from the Committee on the Judiciary; to the Committee on Rules and Administration.

By Mr. JOHNSON of South Dakota:

S. Res. 62. An original resolution authorizing expenditures by the Committee on Banking, Housing, and Urban Affairs; from the Committee on Banking, Housing, and Urban Affairs; to the Committee on Rules and Administration.

By Mr. BAUCUS (for himself, Mr. ISAKSON, Mr. TESTER, Mr. DURBIN, Mrs. MURRAY, Mrs. FEINSTEIN, Mrs. BOXER, and Mr. REID):

S. Res. 63. A resolution designating the first week of April 2011 as "National Asbestos Awareness Week"; to the Committee on the Judiciary.

By Mr. ROCKEFELLER:

S. Res. 64. An original resolution authorizing expenditures by the Committee on Commerce, Science, and Transportation; from the Committee on Commerce, Science, and Transportation; to the Committee on Rules and Administration.

By Mr. WICKER (for himself, Mr. CARDIN, and Mr. MCCAIN):

S. Res. 65. A resolution expressing the sense of the Senate that the conviction by the Government of Russia of businessman Mikhail Khodorkovsky and Platon Lebedev constitutes a politically motivated case of selective arrest and prosecution that flagrantly undermines the rule of law and independence of the judicial system of Russia; to the Committee on Foreign Relations.

By Ms. LANDRIEU:

S. Res. 66. An original resolution authorizing expenditures by the Committee on Small Business and Entrepreneurship; from the Committee on Small Business and Entrepreneurship; to the Committee on Rules and Administration.

By Ms. STABENOW:

S. Res. 67. An original resolution authorizing expenditures by the Committee on Agriculture, Nutrition, and Forestry; from the Committee on Agriculture, Nutrition, and Forestry; to the Committee on Rules and Administration.

By Mr. AKAKA:

S. Res. 68. An original resolution authorizing expenditures by the Senate Committee on Indian Affairs; from the Committee on Indian Affairs; to the Committee on Rules and Administration.

By Mr. BAUCUS:

S. Res. 69. An original resolution authorizing expenditures by the Committee on Finance; from the Committee on Finance; to the Committee on Rules and Administration.

By Mr. SCHUMER:

S. Res. 70. An original resolution authorizing expenditures by the Committee on Rules and Administration; from the Committee on Rules and Administration; to the Committee on Rules and Administration.

By Mrs. MURRAY:

S. Res. 71. An original resolution authorizing expenditures by the Committee on Veterans' Affairs; from the Committee on Veterans' Affairs; to the Committee on Rules and Administration.

By Mrs. GILLIBRAND (for herself, Mr. SCHUMER, and Mr. MENENDEZ):

S. Res. 72. A resolution recognizing the artistic and cultural contributions of the Alvin Ailey American Dance Theater and the 50th Anniversary of the first performance of Alvin Ailey's masterwork, "Revelations"; considered and agreed to.

By Mr. KIRK (for himself, Mr. LEVIN, Mr. KYL, Mr. CASEY, Mr. NELSON of Florida, Mr. GRAHAM, and Mrs. GILLIBRAND):

S. Res. 73. A resolution supporting democracy, universal rights, and the Iranian people in their peaceful call for a representative and responsive democratic government; considered and agreed to.

By Mr. BROWN of Ohio (for himself and Mr. BARRASSO):

S. Res. 74. A resolution designates February 28, 2011, as "Rare Disease Day"; considered and agreed to.

By Mr. ISAKSON (for himself and Mr. CASEY):

S. Res. 75. A resolution designating March 25, 2011, as "National Cerebral Palsy Awareness Day"; considered and agreed to.

By Mr. CASEY (for himself and Mr. TOOMEY):

S. Res. 76. A resolution recognizing the soldiers of the 14th Quartermaster Detachment of the United States Army Reserve who were killed or wounded during Operation Desert Shield and Operation Desert Storm; considered and agreed to.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the names of the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 23

At the request of Mr. LEAHY, the names of the Senator from Wisconsin [Mr. KOHL] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 23, a bill to amend title 35, United States Code, to provide for patent reform.

S. 50

At the request of Mr. INOUE, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 50, a bill to strengthen Federal consumer product safety programs and activities with respect to commercially-marketed seafood by directing the Secretary of Commerce to coordinate with the Federal Trade Commission and other appropriate Federal agencies to strengthen and coordinate those programs and activities.

S. 133

At the request of Mrs. MCCASKILL, the name of the Senator from Oregon [Mr.

MERKLEY] was added as a cosponsor of S. 133, a bill to repeal the provision of law that provides automatic pay adjustments for Members of Congress.

S. 195

At the request of Mr. ROCKEFELLER, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 195, a bill to reinstate Federal matching of State spending of child support incentive payments.

S. 210

At the request of Mr. COBURN, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 210, a bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

S. 217

At the request of Mr. DEMINT, the names of the Senator from Oklahoma [Mr. COBURN], the Senator from Utah [Mr. HATCH] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of S. 217, a bill to amend the National Labor Relations Act to ensure the right of employees to a secret ballot election conducted by the National Labor Relations Board.

S. 222

At the request of Mr. WHITEHOUSE, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 222, a bill to limit investor and homeowner losses in foreclosures, and for other purposes.

S. 244

At the request of Mr. BARRASSO, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 244, a bill to enable States to opt out of certain provisions of the Patient Protection and Affordable Care Act.

S. 281

At the request of Mrs. HUTCHISON, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 281, a bill to delay the implementation of the health reform law in the United States until there is a final resolution in pending lawsuits.

S. 282

At the request of Mr. COBURN, the names of the Senator from Missouri [Mrs. MCCASKILL] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 282, a bill to rescind unused earmarks.

S. 299

At the request of Mr. PAUL, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 299, a bill to amend chapter 8 of title 5, United States Code, to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law.

S. 311

At the request of Mr. KERRY, the name of the Senator from New Jersey [Mr.

MENENDEZ] was added as a cosponsor of S. 311, a bill to provide for the coverage of medically necessary food under Federal health programs and private health insurance.

S. 339

At the request of Mr. BAUCUS, the names of the Senator from Iowa [Mr. GRASSLEY] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 339, a bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions.

S. 344

At the request of Mr. REID, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 358

At the request of Mr. ROBERTS, the names of the Senator from Arizona [Mr. KYL], the Senator from Kentucky [Mr. MCCONNELL], the Senator from Tennessee [Mr. ALEXANDER], the Senator from New Hampshire [Ms. AYOTTE], the Senator from Texas [Mr. CORNYN], the Senator from Iowa [Mr. GRASSLEY] and the Senator from South Dakota [Mr. THUNE] were added as cosponsors of S. 358, a bill to codify and modify regulatory requirements of Federal agencies.

SENATE JOINT RESOLUTION 3

At the request of Mr. HATCH, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of Senate Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget.

SENATE RESOLUTION 51

At the request of Mr. MENENDEZ, the names of the Senator from Illinois [Mr. DURBIN], the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Connecticut [Mr. LIEBERMAN] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of Senate Resolution 51, a resolution recognizing the 190th anniversary of the independence of Greece and celebrating Greek and American democracy.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on February 17, 2011, at 2:30 p.m., in room SR-328A of the Russell Senate Office Building.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on February 17, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on February 17, 2011, at 10 a.m.

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on February 17, 2011, at 10 a.m., in room 253 of the Russell Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on February 17, 2011, in the President's Room, S-216 of the Capitol.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate of February 17, 2011, at 2:30 p.m., to conduct a hearing entitled "The Homeland Security Department's Budget Submission for Fiscal Year 2012."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on February 17, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

COMMITTEE ON RULES AND ADMINISTRATION

The Committee on Rules and Administration be authorized to meet during the session of the Senate on February 17, 2011, at 3:30 p.m.

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on February 17, 2011.

SELECT COMMITTEE ON INTELLIGENCE

The Committee on the Select Committee on Intelligence be authorized to meet during the session of the Senate on February 17, 2011, at 2:30 p.m.

WESTERN HEMISPHERE, PEACE CORPS, AND GLOBAL NARCOTICS AFFAIRS SUBCOMMITTEE

The Committee on Foreign Relations be authorized to meet during the session of the Senate on February 17, 2011, at 2 p.m., to hold a Western Hemisphere, Peace Corps,

and Global Narcotics Affairs subcommittee hearing entitled, "U.S. Policy toward Latin America."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 12 noon, a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has agreed to the amendment of the Senate to the bill (H.R. 514) extending expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and Intelligence Reform and Terrorism Prevention Act of 2004 relating to access to business records, individual terrorists as agents of foreign powers, and roving wiretaps until December 8, 2011.

The message also announced that pursuant to 10 U.S.C. 4355(a), and the order of the House of January 5, 2011, the Speaker appoints the following Member of the House of Representatives to the Board of Visitors to the United States Military Academy: Mr. SHIMKUS of Illinois.

AMENDING THE EDUCATION SCIENCES REFORM ACT OF 2002

By unanimous consent, on the request of Mr. ROCKEFELLER,

The Senate proceeded to consider the bill (S. 365) to make a technical amendment to the Education Sciences Reform Act of 2002.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "W. CRAIG BROADWATER FEDERAL BUILDING AND UNITED STATES COURTHOUSE"

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the Committee on Environment and Public Works be discharged from the further consideration of the bill (S. 307) to designate the Federal building and United States courthouse located at 217 West King Street, Martinsburg, West Virginia, as the "W. Craig Broadwater Federal Building and United States Courthouse."

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE SAM D. HAMILTON NOXUBEE NATIONAL WILDLIFE REFUGE

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the Committee on Environment and Public Works be discharged from the further consideration of the bill (S. 266) to redesignate the Noxubee National Wildlife Refuge as the Sam D. Hamilton Noxubee National Wildlife Refuge.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE ARTISTIC AND CULTURAL CONTRIBUTIONS OF THE ALVIN AILEY AMERICAN DANCE THEATER

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 72) recognizing the artistic and cultural contributions of the Alvin Ailey American Dance Theater and the 50th Anniversary of the first performance of Alvin Ailey's masterwork, "Revelations", submitted today by Mrs. GILLIBRAND (for herself, Mr. SCHUMER, and Mr. MENENDEZ), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE CALL FOR DEMOCRATIC RIGHTS IN IRAN

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 73) supporting democracy, universal rights, and the Iranian people in their peaceful call for a representative and responsive democratic government, submitted today by Mr. KIRK (for himself, Mr. LEVIN, Mr. KYL, Mr. CASEY, Mr. BILL NELSON, Mr. GRAHAM, and Mrs. GILLIBRAND), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "RARE DISEASE DAY"

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 74) to designate February 28, 2011, as "Rare Disease Day", submitted today by Mr. SHERROD BROWN (for himself and Mr. BARRASSO), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL CEREBRAL PALSY AWARENESS DAY"

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 75) designating March 25, 2011, as "National Cerebral Palsy Awareness Day", submitted today by Mr. ISAKSON (for himself and Mr. CASEY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE SOLDIERS OF THE 14TH QUARTERMASTER DETACHMENT

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 76) recognizing the soldiers of the 14th Quartermaster Detachment of the United States Army Reserve who were killed or wounded during Operation Desert Shield and Operation Desert Storm, submitted today by Mr. CASEY (for himself and Mr. TOOMEY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

PROVIDING FOR AN ADJOURNMENT OR RECESS OF THE TWO HOUSES

On the request of Mr. ROCKEFELLER,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 17) providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. ROCKEFELLER,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. ROCKEFELLER,

The Senate resumed its legislative session.

ORDER FOR CONSIDERATION OF BILL S. 23

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That, on Monday, February 28, 2010, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to consider the bill (S. 23) to amend title 35, United States Code, to provide for patent reform.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. ROCKEFELLER,

As in executive session,

Ordered, That, on Monday, February 28, 2011, at 4:30 p.m., the Senate proceed to executive session to consider the nominations of Amy Totenberg, of Georgia, to be United States District Judge for the Northern District of Georgia, and Steve C. Jones, of Georgia, to be United States District Judge for the Northern District of Georgia; that there be one hour, equally divided and controlled, for

debate thereon; that, upon conclusion of debate, the nomination of Amy Totenberg, be confirmed; that the Senate then vote on confirmation of the nomination of Steve C. Jones; that motions to reconsider be made and laid on the table, without further intervening action or debate; that no motion be in order in relation to the nominations; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

AUTHORIZING APPOINTMENTS DURING RECESS OR ADJOURNMENT

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That, notwithstanding a recess or adjournment of the Senate, the President of the Senate, the PRESIDENT pro tempore, and the majority and minority leaders be authorized to make appointment to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, concurrent action of the two Houses, or by order of the Senate.

AUTHORIZING SIGNING OF ENROLLED BILLS AND JOINT RESOLUTIONS

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That, on today, the majority leader, Mr. ROCKEFELLER, and Mr. WEBB be authorized to sign duly enrolled bills and joint resolutions.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, FEBRUARY 28, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, February 28, 2011; that, on Monday, February 28, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that Mr. ISAKSON then be recognized to deliver Washington's Farewell Address.

Ordered further, That, upon conclusion of the reading, the Senate proceed to a period for the transaction of morning business until 3:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that, at 3:30 p.m., the Senate proceed to consider bill S. 23, as pursuant to the order of today.

Ordered further, That, at 4:30 p.m., the Senate proceed to executive session to consider the nominations of Amy Totenberg and Steve Jones, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. ROCKEFELLER,

At 9:19 p.m.,

The Senate adjourned, pursuant to the provisions of concurrent resolution H. Con. Res. 17, and under its order of today, until 2 p.m. on Monday, February 28, 2011.

MONDAY, FEBRUARY 28, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, February 28, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Thursday, February 17, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, February 17, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

READING OF WASHINGTON'S FAREWELL ADDRESS

Pursuant to the order of Thursday, February 17, 2011,

The ACTING PRESIDENT pro tempore announced that, pursuant to the order of January 24, 1901, as modified by the order of Thursday, February 17, 2011, Washington's Farewell Address would be read by the Senator heretofore designated for that purpose;

Whereupon

The address was read by Mr. ISAKSON, from the State of Georgia.

Upon conclusion of the address,

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, February 17, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE HOUSE RECEIVED DURING ADJOURNMENT

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on February 18, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker had signed the following enrolled bill:

H.R. 514. An act to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and Intelligence Reform and Terrorism Prevention Act of 2004 relating to access to business records, individual terrorists as agents of foreign powers, and roving wiretaps until December 8, 2011.

The message also announced that pursuant to 22 U.S.C. 3003 note, and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Commission on Security and Cooperation in Europe: Mr. HASTINGS of Florida, Ms. SLAUGHTER of New York, Mr. MCINTYRE of North Carolina, and Mr. COHEN of Tennessee.

The message further announced that pursuant to 22 U.S.C. 1928a, and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the United States Group of the NATO Parliamentary Assembly: Mr. ROSS of Arkansas, Mr. CHANDLER of Kentucky, Mr. SCOTT of Georgia, and Ms. SCHWARTZ of Pennsylvania.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the ACTING PRESIDENT pro tempore (Mr. ROCKEFELLER) on Wednesday, February 23, 2011.

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-666. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Potassium hypochlorite; Exemption from the Requirement of a Tolerance" (FRL No. 8859-5) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-667. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Difenoconazole; Pesticide Tolerances" (FRL No. 8864-9) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-668. A communication from the Under Secretary of Defense (Policy), transmitting, pursuant to law, a report relative to Cooperative Threat Reduction Programs; to the Committee on Armed Services.

EC-669. A communication from the President of the United States, transmitting, pursuant to law, a report on the continuation of the national emergency that was declared with respect to the Government of Cuba's destruction of two unarmed U.S.-registered civilian aircraft; to the Committee on Banking, Housing, and Urban Affairs.

EC-670. A communication from the President of the United States, transmitting, pursuant to law, a report on the national emergency that was declared on February 25, 2011, blocking property and prohibiting certain transactions related to Libya; to the Committee on Banking, Housing, and Urban Affairs.

EC-671. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Fiduciary Duties at Federal Credit Unions; Mergers and Conversions of Insured Credit Unions" (RIN3133-AD40) received during adjournment of the Senate in the Office of the President of the Senate on February 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-672. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Conversions of Insured Credit Unions" (RIN3133-AD84) received during adjournment of the Senate in the Office of the

President of the Senate on February 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-673. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on February 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-674. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determination" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on February 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-675. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Santa Barbara County Air Pollution Control District" (FRL No. 9249-3) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-676. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Wisconsin; The Milwaukee-Racine and Sheboygan Areas; Determination of Attainment of the 1997 8-hour Ozone Standard" (FRL No. 9271-9) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-677. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan for Imperial County, Kern County, and Ventura County Air Pollution Control Districts" (FRL No. 9239-6) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-678. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental

Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of Missouri" (FRL No. 9271-5) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-679. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Ohio; Oxides of Nitrogen Budget Trading Program; Technical Amendment" (FRL No. 9272-1) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-680. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Identification of Non-Hazardous Secondary Materials That Are Solid Waste" (FRL No. 9273-1) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-681. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters" (FRL No. 9272-8) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-682. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants for Area Sources: Industrial, Commercial, and Institutional Boilers" (FRL No. 9273-5) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-683. A communication from the Board of Trustees, National Railroad Retirement Investment Trust, transmitting, pursuant to law, an annual management report relative to its operations and financial condition; to the Committee on Finance.

EC-684. A communication from the Regulations Coordinator, Centers for

Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare and Medicaid Programs: Requirements for Long-Term Care (LTC) Facilities; Notice of Facility Closure" (RIN0938-AQ09) received in the Office of the President of the Senate on February 17, 2011; to the Committee on Finance.

EC-685. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Children's Health Insurance Program (CHIP); Allotment Methodology and States' Fiscal Years 2009 through 2015 CHIP Allotments" (RIN0938-AP53) received in the Office of the President of the Senate on February 17, 2011; to the Committee on Finance.

EC-686. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - March 2011" (Rev. Rul. 2011-6) received during adjournment of the Senate in the Office of the President of the Senate on February 24, 2011; to the Committee on Finance.

EC-687. A communication from the Secretary of the Federal Maritime Commission, transmitting, pursuant to law, the report of a rule entitled "Information Security Program" (RIN3072-AC40) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-688. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0018 - 2011-0021); to the Committee on Foreign Relations.

EC-689. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a quarterly report to Congress relative to the Uniformed Services Employment and Reemployment Rights Act of 1994; to the Committee on Veterans' Affairs.

EC-690. A communication from the Director of Regulation Policy and Management, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Update to NFPA 101, Life Safety Code, for State Home Facilities" (RIN2900-AN59) received during adjournment of the Senate in the Office of the

President of the Senate on February 25, 2011; to the Committee on Veterans' Affairs.

EC-691. A communication from the Director of Regulation Policy and Management, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Updating Fire Safety Standards" (RIN2900-AN57) received during adjournment of the Senate in the Office of the President of the Senate on February 18, 2011; to the Committee on Veterans' Affairs.

EC-692. A communication from the Director of Regulation Policy and Management, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Copayments for Medications After June 30, 2010" (RIN2900-AN65) received during adjournment of the Senate in the Office of the President of the Senate on February 18, 2011; to the Committee on Veterans' Affairs.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. KERRY, from the Committee on Foreign Relations, without amendment:

S. Res. 79. An original resolution authorizing expenditures by the Committee on Foreign Relations.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BURR (for himself and Ms. LANDRIEU):

S. 416. A bill to develop a strategy for assisting stateless children from North Korea, and for other purposes; to the Committee on Foreign Relations.

By Mr. ENSIGN:

S. 417. A bill to direct the Secretary of the Interior to transfer to the Secretary of the Navy certain Federal land in Churchill County, Nevada; to the Committee on Energy and Natural Resources.

By Mr. HARKIN (for himself, Mr. CRAPO, Mr. INOUE, Ms. SNOWE, Mr. WYDEN, and Mr. BEGICH):

S. 418. A bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BAUCUS (for himself and Mr. TESTER):

S. 419. A bill to authorize the Dry-Redwater Regional Water Authority System; to the Committee on Energy and Natural Resources.

By Ms. LANDRIEU (for herself, Mr. BEGICH, and Mr. JOHNSON of South Dakota):

S. 420. A bill to support the establishment or expansion and operation of programs using a network of public and private community entities to provide mentoring for children in foster care; to the Committee on Finance.

By Mrs. HAGAN:

S. 421. A bill to amend the Energy Independence and Security Act of 2007 to require the Secretary of Energy to provide grants for lithium production research and development; to the Committee on Energy and Natural Resources.

By Mr. LEAHY (for himself, Mr. COCHRAN, and Mr. REED):

S.J. Res. 7. A joint resolution providing for the reappointment of Shirley Ann Jackson as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on Rules and Administration.

By Mr. LEAHY (for himself, Mr. COCHRAN, and Mr. REED):

S.J. Res. 8. A joint resolution providing for the appointment of Stephen M. Case as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on Rules and Administration.

By Mr. LEAHY (for himself, Mr. COCHRAN, and Mr. REED):

S.J. Res. 9. A joint resolution providing for the reappointment of Robert P. Kogod as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on Rules and Administration.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. HUTCHISON (for herself, Ms. LANDRIEU, Mr. CORNYN, Mr. WICKER, Ms. MURKOWSKI, Mr. BEGICH, Mr. COCHRAN, Mr. SESSIONS, and Mr. SHELBY):

S. Res. 77. A resolution expressing the sense of the Senate that domestic oil and gas resources are critical to our Nation's security and economy and the Secretary of the Interior should take immediate action to streamline the shallow and deepwater permitting process; to the Committee on Energy and Natural Resources.

By Mr. CRAPO (for himself, Mr. RISCH, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr.

COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNIS, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MCCONNELL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. REID, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN):

S. Res. 78. A resolution relative to the death of James Albertus McClure, former United States Senator for the State of Idaho; considered and agreed to.

By Mr. KERRY:

S. Res. 79. An original resolution authorizing expenditures by the Committee on Foreign Relations; from the Committee on Foreign Relations; to the Committee on Rules and Administration.

By Mr. BARRASSO (for himself and Mr. NELSON of Nebraska):

S. Con. Res. 7. A concurrent resolution supporting the Local Radio Freedom Act; to the Committee on Commerce, Science, and Transportation.

By Mrs. BOXER (for herself, Mr. BURR, Mrs. HAGAN, Mrs. GILLIBRAND, Mr. SANDERS, Mrs. SHAHEEN, Mr. BENNET, and Mr. LAUTENBERG):

S. Con. Res. 8. A concurrent resolution recognizing women serving in the United States Armed Forces; considered and agreed to.

ADDITIONAL COSPONSORS

S. 23

At the request of Mr. LEAHY, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 23, a bill to amend

title 35, United States Code, to provide for patent reform.

S. 81

At the request of Mr. ISAKSON, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 81, a bill to direct unused appropriations for Senate Official Personnel and Office Expense Accounts to be deposited in the Treasury and used for deficit reduction or to reduce the Federal debt.

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 104

At the request of Mr. JOHANNIS, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 104, a bill to require the Administrator of the Environmental Protection Agency to finalize a proposed rule to amend the spill prevention, control, and countermeasure rule to tailor and streamline the requirements for the dairy industry, and for other purposes.

S. 133

At the request of Mrs. MCCASKILL, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 133, a bill to repeal the provision of law that provides automatic pay adjustments for Members of Congress.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and to enhance oversight and performance of the Federal Government.

S. 239

At the request of Ms. KLOBUCHAR, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 239, a bill to support innovation, and for other purposes.

S. 248

At the request of Mr. WYDEN, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 248, a bill to allow an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act.

S. 260

At the request of Mr. NELSON of Florida, the names of the Senator from Delaware [Mr. COONS], the Senator from Pennsylvania [Mr. CASEY] and the Senator from Colorado [Mr. BENNET] were added as cosponsors of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 311

At the request of Mr. KERRY, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 311, a bill to provide for the coverage of medically necessary food under Federal health programs and private health insurance.

S. 339

At the request of Mr. BAUCUS, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 339, a bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions.

S. 344

At the request of Mr. REID, the names of the Senator from South Dakota [Mr. JOHNSON], the Senator from Vermont [Mr. SANDERS], the Senator from New York [Mr. SCHUMER], the Senator from Colorado [Mr. BENNET] and the Senator from Oregon [Mr. WYDEN] were added as cosponsors of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 358

At the request of Mr. ROBERTS, the names of the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from Ohio [Mr. PORTMAN] were added as cosponsors of S. 358, a bill to codify and modify regulatory requirements of Federal agencies.

S. 359

At the request of Mr. JOHANNIS, the names of the Senator from West Virginia [Mr. MANCHIN], the Senator from New Hampshire [Ms. AYOTTE], the Senator from Missouri [Mr. BLUNT] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 359, a bill to amend the Internal Revenue Code of 1986 to repeal the expansion of information reporting requirements to payments made to corporations, payments for property and other gross proceeds, and rental property expense payments, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 374

At the request of Mr. KERRY, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 374, a bill to amend title XVIII of the Social Security Act to eliminate the 190-day lifetime

limit on inpatient psychiatric hospital services under the Medicare program.

S. 388

At the request of Mrs. BOXER, the names of the Senator from Delaware [Mr. COONS], the Senator from Iowa [Mr. HARKIN], the Senator from North Carolina [Mrs. HAGAN], the Senator from New Jersey [Mr. MENENDEZ], the Senator from Michigan [Ms. STABENOW] and the Senator from Oregon [Mr. MERKLEY] were added as cosponsors of S. 388, a bill to prohibit Members of Congress and the President from receiving pay during Government shutdowns.

S. 400

At the request of Mr. CORKER, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 400, a bill to amend the Federal Power Act to ensure that rates and charges for electric energy are assessed in proportion to measurable reliability or economic benefit, and for other purposes.

SENATE JOINT RESOLUTION 5

At the request of Mr. LEE, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of Senate Joint Resolution 5, a joint resolution proposing an amendment to the Constitution of the United States requiring that the Federal budget be balanced.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from Missouri [Mrs. McCASKILL] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 5

At the request of Mr. ROCKEFELLER, the names of the Senator from Colorado [Mr. UDALL], the Senator from Missouri [Mrs. McCASKILL] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of Senate Concurrent Resolution 5, a concurrent resolution authorizing the use of the rotunda of the Capitol to honor Frank W. Buckles, the longest surviving United States veteran of the First World War.

AUTHORITY FOR A COMMITTEE TO MEET

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the following committee be authorized to meet during the session of the Senate:

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on February 28, 2011, at 5:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1. An act making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes.

The message also announced that pursuant to 22 U.S.C. 1928a, and the order of the House of January 5, 2011, the Speaker appointed the following Member of the House of Representatives to the United States Group of the NATO Parliamentary Assembly: Mr. DAVID SCOTT of Georgia (in lieu of Mr. AUSTIN SCOTT of Georgia).

PATENT REFORM ACT

The hour of 3:30 p.m. having passed, Pursuant to the order of Thursday, February 17, 2011, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 23) to amend title 35, United States Code, to provide for patent reform; and

The Senate proceeded to consider the bill.

The question being on agreeing to the reported amendments to the bill.

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the reported amendments be agreed to; that a motion to reconsider be made and laid on the table, with no intervening action or debate; and that the bill, as amended, be considered original text for the purpose of further amendment.

The question being on passage of the bill, as amended.

Pending debate,

On motion by Mr. LEAHY to further amend the bill on various pages and lines, by striking certain words and inserting other words (being amendment No. 114).

Pending debate,

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. VITTER for Mr. TOOMEY (for himself and Mr. VITTER) to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 112).

Pending debate,

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed, Pursuant to the order of Thursday, February 17, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, February 17, 2011,

The Senate resumed its legislative session.

PATENT REFORM ACT

The Senate resumed consideration of bill S. 23.

The question being on agreeing to amendment No. 112 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. BENNET (for himself and Ms. AYOTTE) to further amend the bill on page 86, after line 8, by inserting certain words (being amendment No. 116).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. BENNET (for himself and Mr. MARK UDALL) to further amend the bill on page 104, after line 22, by inserting certain words (being amendment No. 117).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. LEE to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 115).

Pending debate,

DEATH OF JAMES ALBERTUS MCCLURE, FORMER UNITED STATES SENATOR FOR THE STATE OF IDAHO

On the request of Mr. CRAPO,

The PRESIDING OFFICER (Mr. MANCHIN in the chair) laid before the Senate the resolution (S. Res. 78) relative to the death of James Albertus McClure, former United States Senator for the State of Idaho, submitted today by Mr. CRAPO (for himself, Mr. RISCH, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. DEMINT, Mr. DURBIN, Mr.

ENSGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MCCONNELL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. REID, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

After debate,

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

MOTION TO PROCEED TO CONSIDER BILL H.R. 359

On motion by Mr. REID that the Senate proceed to consider the bill (H.R. 359) to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill H.R. 359:

HARRY REID, D.K. INOUE, JEFF BINGAMAN, TOM UDALL, KENT CONRAD, PAT LEAHY, BEN CARDIN, CARL LEVIN, JACK REED, KAY R. HAGAN, MARK R. WARNER, DICK DURBIN, JEFF A. MERKLEY, MARK BEGICH, AL FRANKEN, BILL NELSON, CHUCK SCHUMER.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived; and that the motion to proceed be withdrawn.

RECOGNIZING WOMEN SERVING IN THE UNITED STATES ARMED FORCES

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (S. Con. Res. 8) recognizing women serving in the United States Armed Forces, submitted today by Mrs. BOXER (for herself, Mr. BURR, Mrs. HAGAN, Mrs. GILLIBRAND, Mr. SANDERS, Mrs. SHAHEEN, Mr. BENNET, and Mr. LAUTENBERG), and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

After debate,

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1) making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

COMMITTEE DISCHARGED; RESOLUTION PLACED ON CALENDAR

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Rules and Administration be discharged from the further consideration of the resolution (S. Res. 70) authorizing expenditures by the Committee on Rules and Administration; and that the resolution be placed on the calendar.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow,

immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 23.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:02 p.m.,

The Senate adjourned, under its order of today, and pursuant to the provisions of resolution S. Res. 78, as a further mark of respect to the late Senator James A. McClure of Idaho, until 10 a.m. on tomorrow.

TUESDAY, MARCH 1, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, March 1, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

ORDER FOR RECOGNITION OF MR.
TOOMEY

By unanimous consent, on the request of Mr. REID,

Ordered, That at 2:15 p.m., Mr. TOOMEY be recognized to speak for 15 minutes, as if in morning business.

BILL READ THE SECOND TIME AND
PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 1) making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-693. A communication from the Assistant Chief Counsel for General Law, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Pipeline Safety: Mechanical Fitting Failure Reporting Requirements" (RIN2137-AE60) received during adjournment of the Senate in the

Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-694. A communication from the Assistant Chief Counsel for General Law, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials: Limiting the Use of Electronic Devices by Highway" (RIN2137-AE63) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-695. A communication from the Assistant Chief Counsel for General Law, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials: Enhanced Enforcement Authority Procedures" (RIN2137-AE13) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-696. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Temporary Security Zones; San Francisco Bay, Delta Ports, Monterey Bay and Humboldt Bay, CA" (Docket No. USCG-2010-0721) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-697. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Anchorage Regulations; Long Island Sound" (Docket No. USCG-2008-0171) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-698. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Sacramento New Year's Eve, Fireworks Display, Sacramento, CA" ((RIN1625-AA00)(Docket No. USCG-2010-1079)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-699. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Fireworks Displays, Potomac River, National Harbor, MD" ((RIN1625-AA00)(Docket No. USCG-2010-076)) received in the Office of the

President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-700. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Richardson Ash Scattering by Fireworks, San Francisco, CA" ((RIN1625-AA00)(Docket No. USCG-2010-0902)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-701. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Gulf Intracoastal Waterway, Mile Marker 49.0 to 50.0, West of Harvey Locks, Bank to Bank, Bayou Blue Pontoon Bridge, Lafourche Parish, LA" ((RIN1625-AA00)(Docket No. USCG-2010-0999)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-702. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; Thea Foss and Wheeler-Osgood Waterways EPA Superfund Cleanup Site, Commencement Bay, Tacoma, WA" ((RIN1625-AA11)(Docket No. USCG-2008-0747)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-703. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area, Chicago Sanitary and Ship Canal, Romeoville, IL; Safety Zone, Chicago Sanitary and Ship Canal, Romeoville, IL" ((RIN1625-AA11 and RIN1625-AA00)-(Docket No. USCG-2010-1054)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-704. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Protection for Whistleblowers in the Coast Guard" ((RIN1625-AB33)-(Docket No. USCG-2009-0239)) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-705. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled

"Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Closure of the Delmarva Scallop Access Area to Limited Access General Category (LAGC) Individual Fishing Quota (IFQ) Scallop Vessels" (RIN0648-XA171) received during adjournment of the Senate in the Office of the President of the Senate on February 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-706. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Removal of Expired Federal Aviation Administration Regulations and References" (RIN2120-AA66) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-707. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Removal of Expired Federal Aviation Administration Regulations and References" ((RIN2120-AA66)(Docket No. FAA-2011-0092)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-708. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Muncie, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1032)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-709. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Martinsville, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1031)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-710. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class B Airspace; Cleveland, OH" ((RIN2120-AA66)(Docket No. FAA-2009-0514)) received during adjournment of the Senate in the Office of the President of the

Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-711. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Platinum, AK" ((RIN2120-AA66)(Docket No. FAA-2010-1105)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-712. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Barrow, AK" ((RIN2120-AA66)(Docket No. FAA-2010-0722)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-713. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Savoonga, AK" ((RIN2120-AA66)(Docket No. FAA-2010-1103)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-714. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; General Electric Company CF6-45 and CF6-50 Series Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0068)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-715. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Payments in Support of Emergencies and Contingency Operations" ((RIN0750-AF51)(DFARS Case 2009-D020)) received in the Office of the President of the Senate on February 28, 2011; to the Committee on Armed Services.

EC-716. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Preservation of

Tooling for Major Defense Acquisition Programs" ((RIN0750-AG45)(DFARS Case 2008-D042)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Armed Services.

EC-717. A communication from the Assistant Secretary of the Navy (Research, Development and Acquisition), transmitting, pursuant to law, a report relative to overseas ship repairs; to the Committee on Armed Services.

EC-718. A communication from the Principal Deputy Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to Title 10, U.S. Code 2464 requiring notification of Congress the first time a weapon system or other item of military equipment is determined to be a commercial item; to the Committee on Armed Services.

EC-719. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of (2) officers authorized to wear the insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-720. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to current military, diplomatic, political, and economic measures that are being or have been undertaken to complete our mission in Iraq successfully; to the Committee on Armed Services.

EC-721. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-7923)) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-722. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2010-0003)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-723. A communication from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Transfer and Reorganization of Bank Secrecy Act Regulations - Technical Amendment" (RIN1506-AA92) received in the Office of the President of the Senate on

February 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-724. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Minimum Capital - Temporary Increase" (RIN2590-AA01) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-725. A communication from the Chairman of the Federal Energy Regulatory Commission, transmitting, pursuant to law, a report relative to the progress made in licensing and constructing the Alaska Natural Gas Pipeline; to the Committee on Energy and Natural Resources.

EC-726. A communication from the Chief, Branch of Foreign Species, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Listing Seven Brazilian Bird Species as Endangered Throughout Their Range" (RIN1018-AV74) received in the Office of the President of the Senate on February 16, 2011; to the Committee on Environment and Public Works.

EC-727. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Amendment to the Definition of Fuel-Burning Equipment" (FRL No. 9268-2) received in the Office of the President of the Senate on February 28, 2011; to the Committee on Environment and Public Works.

EC-728. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "License and Certificate of Compliance Terms" (RIN3150-AI09) received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2011; to the Committee on Environment and Public Works.

EC-729. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Notice of Availability of Model Application and Safety Evaluation for Plant-Specific Adoption of TSTF-423, Revision 1 'Technical Specifications End States, NEDC-32988-A'" (NUREG-1433 and NUREG-1434) received during adjournment of the Senate in the Office of the President of the Senate on February 22, 2011; to the Committee on Environment and Public Works.

EC-730. A communication from the Chief Counsel of the Fiscal Service, Bureau of Public Debt, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Sale and Issue of Marketable Book-Entry Treasury Bills, Notes, and Bonds; Minimum Interest Rate" (31 CFR Part 356) received in the Office of the President of the Senate on February 28, 2011; to the Committee on Finance.

EC-731. A communication from the Commissioner of the Social Security Administration, transmitting, pursuant to law, a report relative to the Administration's processing of continuing disability reviews for fiscal year 2009; to the Committee on Finance.

EC-732. A communication from the President of the United States of America, transmitting, pursuant to law the Economic Report of the President together with the 2011 Annual Report of the Council of Economic Advisers; to the Joint Economic Committee.

EC-733. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, status reports relative to Iraq for the period of October 20, 2010 through December 20, 2010; to the Committee on Foreign Relations.

EC-734. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, the Fiscal Year 2010 Annual Report on U.S. Government Assistance to and Cooperative Activities with Eurasia; to the Committee on Foreign Relations.

EC-735. A communication from the Deputy Director for Operations, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Paying Benefits" (29 CFR Part 4022) received during adjournment of the Senate in the Office of the President of the Senate on February 22, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-736. A communication from the Deputy Director for Operations, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Paying Benefits" (29 CFR Part 4022) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-737. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to

law, the report of a rule entitled "Medical Devices; General and Plastic Surgery Devices; Classification of Contact Cooling System for Aesthetic Use" ((21 CFR Part 878)(Docket No. FDA-2010-D-0645)) received during adjournment of the Senate in the Office of the President of the Senate on February 24, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-738. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Food and Drug Administration's annual Report to Congress on the Food and Drug Administration Advisory Committee Vacancies and Public Disclosures; to the Committee on Health, Education, Labor, and Pensions.

EC-739. A communication from the Secretary of Education, transmitting, pursuant to law, the Fiscal Year 2010 Annual Performance Report; to the Committee on Health, Education, Labor, and Pensions.

EC-740. A communication from the Director of Legal Affairs and Policy, Office of the Federal Register, National Archives and Records Administration, transmitting, pursuant to law, the report of a rule entitled "Regulations Affecting Publication of the United States Government Manual" (A.G. Order No. 3252-2011) received in the Office of the President of the Senate on February 28, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-741. A communication from the Secretary of Energy, transmitting, pursuant to law, the Fiscal Year 2010 Agency Financial Report; to the Committee on Homeland Security and Governmental Affairs.

EC-742. A communication from the Deputy Archivist, National Archives and Records Administration, transmitting, pursuant to law, the report of a rule entitled "Appeal Authority when Researcher Privileges are Revoked" (RIN3095-AB69) received in the Office of the President of the Senate on February 28, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-743. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Prevailing Rate Systems; Definition of Tulsa County, Oklahoma, and Angelina County, Texas, to Nonappropriated Fund Federal Wage System Wage Areas" (RIN3206-AM22) received in the Office of the President of the Senate on March 1, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-744. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Prevailing Rate Systems; Redefinition of the Shreveport, LA; Texarkana, TX; Milwaukee,

WI; and Southwestern Wisconsin Appropriated Fund Federal Wage System Wage Areas" (RIN3206-AM28) received in the Office of the President of the Senate on March 1, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-745. A communication from the Executive Director, Christopher Columbus Fellowship Foundation, transmitting, pursuant to law, the General/Trust Fund Financial Statements for Fiscal Year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-746. A communication from the Executive Director, Christopher Columbus Fellowship Foundation, transmitting, pursuant to law, the Fiscal Year 2010 Performance Accountability Report and Financial Statements; to the Committee on Homeland Security and Governmental Affairs.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. SCHUMER, from the Committee on Rules and Administration, without amendment:

S. Res. 81. An original resolution authorizing expenditures by committees of the Senate for the periods March 1, 2011, through September 30, 2011, and October 1, 2011, through September 30, 2012, and October 1, 2012, through February 28, 2013.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. ENSIGN:

S. 422. A bill to improve consumer access to passenger vehicle loss data held by insurers, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BURR:

S. 423. A bill to amend title 38, United States Code, to provide authority for retroactive effective date for awards of disability compensation in connection with applications that are fully-developed at submittal, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. SCHUMER (for himself, Mr. ROBERTS, and Mr. CONRAD):

S. 424. A bill to amend title XVIII of the Social Security Act to preserve access to ambulance services under the Medicare program; to the Committee on Finance.

By Mr. UDALL of Colorado (for himself, Ms. STABENOW, Mr. ISAKSON, Mr. CASEY, and Mr. JOHANNES):

S. 425. A bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SANDERS (for himself, Mr. BROWN of Ohio, and Ms. MIKULSKI):

S. 426. A bill to strengthen student achievement and graduation rates and prepare young people for college, careers, and citizenship through innovative partnerships that meet the comprehensive needs of children and youth; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REID (for himself and Mr. ENSIGN):

S. 427. A bill to withdraw certain land located in Clark County, Nevada, from location, entry, and patent under the mining laws and disposition under all laws pertaining to mineral and geothermal leasing or mineral materials, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. MCCASKILL:

S. 428. A bill to establish the Office of the Inspector General of the Senate; to the Committee on Rules and Administration.

By Mrs. MCCASKILL:

S. 429. A bill to improve the reporting requirements relating to foreign travel by members of Congress and the use of foreign currency; to the Committee on Homeland Security and Governmental Affairs.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. KIRK (for himself and Mr. DURBIN):

S. Res. 80. A resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights; to the Committee on Foreign Relations.

By Mr. SCHUMER:

S. Res. 81. An original resolution authorizing expenditures by committees of the Senate for the periods March 1, 2011, through September 30, 2011, and October 1, 2011, through September 30, 2012, and October 1, 2012, through February 28, 2013; from the Committee on Rules and Administration; placed on the calendar.

By Mr. PAUL:

S. Res. 82. A resolution to provide sufficient time for legislation to be read; to the Committee on Rules and Administration.

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

S. Res. 83. A resolution designating March 2, 2011, as "Read Across America Day"; considered and agreed to.

By Mr. CASEY (for himself, Mr. BURR, Mr. BROWN of Ohio, Mr. MENENDEZ, Mr. CARDIN, Mr. LEAHY, Mrs. BOXER, Mrs. HAGAN, Mrs. GILLIBRAND, Mr. MANCHIN, Mr. UDALL of New Mexico, and Mr. LAUTENBERG):

S. Res. 84. A resolution expressing support for internal rebuilding, resettlement, and reconciliation within Sri Lanka that are necessary to ensure a lasting peace; considered and agreed to.

By Mr. MENENDEZ (for himself, Mr. KIRK, Mr. LAUTENBERG, Mr. DURBIN, Mrs. GILLIBRAND, Mr. SANDERS, Mr. WHITEHOUSE, Mr. SCHUMER, Mr. CASEY, Mr. WYDEN, and Mr. CARDIN):

S. Res. 85. A resolution strongly condemning the gross and systematic violations of human rights in Libya, including violent attacks on protesters demanding democratic reforms, and for other purposes; considered and agreed to.

By Mrs. FEINSTEIN (for herself, Mr. CHAMBLISS, Mr. WARNER, Ms. MIKULSKI, Mr. RUBIO, Mr. BURR, Ms. SNOWE, Mr. NELSON of Florida, Mr. ROCKEFELLER, Mr. BLUNT, Mr. RISCH, Mr. LEVIN, Mr. MCCAIN, and Mr. SHELBY):

S. Res. 86. A resolution recognizing the Defense Intelligence Agency on its 50th Anniversary; to the Select Committee on Intelligence.

ADDITIONAL COSPONSORS

S. 20

At the request of Mr. HATCH, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 23

At the request of Mr. LEAHY, the names of the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from New York [Mr. SCHUMER] were added as cosponsors of S. 23, a bill to amend title 35, United States Code, to provide for patent reform.

S. 202

At the request of Mr. PAUL, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 202, a bill to require a full audit of the Board of Governors of the Federal Reserve System and the Federal reserve banks by the Comptroller General of the United States before the end of 2012, and for other purposes.

S. 219

At the request of Mr. TESTER, the name of the Senator from Iowa [Mr. HARKIN] was

added as a cosponsor of S. 219, a bill to require Senate candidates to file designations, statements, and reports in electronic form.

S. 248

At the request of Mr. LEAHY, his name was added as a cosponsor of S. 248, a bill to allow an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act.

S. 249

At the request of Mr. HATCH, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 249, a bill to amend the Endangered Species Act of 1973 to provide that Act shall not apply to any gray wolf (*Canis lupus*).

S. 255

At the request of Mr. ENSIGN, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 255, a bill to require the Congressional Budget Office and the Joint Committee on Taxation to use dynamic economic modeling in addition to static economic modeling in the preparation of budgetary estimates of proposed changes in Federal revenue law.

S. 294

At the request of Mr. SANDERS, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 294, a bill to enhance early care and education.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 388

At the request of Mrs. BOXER, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 388, a bill to prohibit Members of Congress and the President from receiving pay during Government shutdowns.

S. 414

At the request of Mr. DURBIN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the names of the Senator from Massachusetts [Mr. KERRY] and the Senator from Rhode Island [Mr. REED] were added as cosponsors of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be

provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. BARRASSO, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

SENATE RESOLUTION 20

At the request of Mr. JOHANNES, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of Senate Resolution 20, a resolution expressing the sense of the Senate that the United States should immediately approve the United States-Korea Free Trade Agreement, the United States-Colombia Trade Promotion Agreement, and the United States-Panama Trade Promotion Agreement.

SENATE RESOLUTION 47

At the request of Mr. ROBERTS, the names of the Senator from Missouri [Mrs. McCASKILL] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of Senate Resolution 47, a resolution recognizing the importance of biosecurity and agrodefense in the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 1, 2011, at 9:30 a.m.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 1, 2011, at 4:30 p.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on March 1, 2011, at 10 a.m., to conduct a committee hearing entitled "Semiannual Monetary Policy Report to Congress."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on March 1, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "How Did We Get Here? Changes in the Law and Tax Environment Since the Tax Reform Act of 1986."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on March 1, 2011, at 10 a.m., to hold

a hearing entitled "Breaking the Cycle of North Korean Provocations."

COMMITTEE ON RULES AND ADMINISTRATION

The Committee on Rules and Administration be authorized to meet during the session of the Senate on March 1, 2011, at 10 a.m.

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on March 1, 2011. The committee will meet in room 345 of the Cannon House Office Building beginning at 2 p.m.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on March 1, 2011, at 2:30 p.m.

AD HOC SUBCOMMITTEE ON CONTRACTING OVERSIGHT

The Ad Hoc Subcommittee on Contracting Oversight of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 1, 2011, at 10 a.m., to conduct a hearing entitled, "Examination of Public Relations Contracts at the General Services Administration's Heartland Region."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:40 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that that House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 347. An act to correct and simplify the drafting of section 1752 (relating to restricted buildings or grounds) of title 18, United States Code.

H.R. 368. An act to amend title 28, United States Code, to clarify and improve certain provisions relating to the removal of litigation against Federal officers or agencies to Federal courts, and for other purposes.

H.R. 386. An act to amend title 18, United States Code, to provide penalties for aiming laser pointers at airplanes, and for other purposes.

H.R. 394. An act to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes.

At 5:05 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following joint resolution, in which it requests the concurrence of the Senate:

H.J. Res. 44. Joint resolution making further continuing appropriations for fiscal year 2011, and for other purposes.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 347. An act to correct and simplify the drafting of section 1752 (relating to restricted buildings or grounds) of title 18, United States Code; to the Committee on the Judiciary.

H.R. 368. An act to amend title 28, United States Code, to clarify and improve certain provisions relating to the removal of litigation against Federal officers or agencies to Federal courts, and for other purposes; to the Committee on the Judiciary.

H.R. 386. An act to amend title 18, United States Code, to provide penalties for aiming laser pointers at airplanes, and for other purposes; to the Committee on the Judiciary.

H.R. 394. An act to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes; to the Committee on the Judiciary.

PATENT REFORM ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 23) to amend title 35, United States Code, to provide for patent reform; and The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 115, proposed by Mr. LEE, to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. LEAHY (for himself, Mr. GRASSLEY, Mr. KYL, and Mr. WHITEHOUSE) to further amend the bill on various pages and lines, by striking certain words and inserting other words (being amendment No. 121).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. DEMINT (for Mr. VITTER) to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 113).

Mr. DEMINT modified the pending amendment.

The question then being on agreeing to amendment No. 113, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That amendment No. 121 be the pending question.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 121 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. KIRK (for himself and Mr. PRYOR) to further amend the bill on page 104, after line 22, by inserting certain words (being amendment No. 123).

Pending debate,

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That amendment No. 121 be the pending question.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 121 to the bill, as amended.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:34 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

PATENT REFORM ACT

The Senate resumed consideration of bill S. 23.

The question being on agreeing to amendment No. 121 to the bill, as amended.

Pending debate,

Mr. LEAHY modified his pending amendment.

The question then being on agreeing to amendment No. 121, as modified, to the bill, as amended.

Pending debate,

Mr. VITTER called for the regular order with respect to amendment No. 112.

Whereupon,

The question recurring on agreeing to amendment No. 112, proposed by Mr. TOOMEY (for himself, Mr. VITTER, Mr. ENSIGN, and Mr. PAUL), to the bill, as amended.

Mr. VITTER modified the pending amendment.

The question then being on agreeing to amendment No. 112, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the time until 5 p.m. be equally divided and controlled for concurrent debate between the leaders, or their designees, on amendment No. 121, as modified, and amendment No. 112, as modified; that, upon conclusion of debate, the

Senate vote in relation to amendment No. 121, as modified; that, upon disposition of amendment No. 121, as modified, the Senate vote in relation to amendment No. 112, as modified; that motions to reconsider be made and laid on the table, with no further intervening action or debate; that no amendment be in order to either amendment prior to the vote; and that amendment No. 113 be withdrawn.

The question being on agreeing to amendment No. 112, as modified, to the bill, as amended.

After debate,

The hour of 5 p.m. having arrived,

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 121, as modified, to the bill, as amended.

On motion by Mr. LEAHY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as modified.

Then question being taken.

It was determined in the affirmative--- yeas... 97, nays... 2

[Rollcall vote No. 27 Leg.]

YEAS --- 97

Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 2

Mikulski, Shelby.

So the amendment, as modified, was agreed to.

On motion by Mr. LEAHY to reconsider the vote agreeing to the amendment, as modified.

On motion by Mr. BAUCUS,

The motion to reconsider was laid on the table.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 112, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That there be two minutes, equally divided and controlled, for debate prior to a vote on the pending amendment.

The question being on agreeing to amendment No. 112, as modified, to the bill, as amended.

After debate,

On motion by Mr. LEAHY to lay the pending amendment, as modified, on the table.

On motion by Mr. LEAHY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

Then question being taken.

It was determined in the affirmative---
yeas... 52, nays... 47

[Rollcall vote No. 28 Leg.]

YEAS --- 52

Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 47

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchinson, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was agreed to.

The question recurring on agreeing to amendment No. 123 to the bill, as amended.

PROHIBITING MEMBERS OF CONGRESS AND THE PRESIDENT FROM RECEIVING PAY DURING GOVERNMENT SHUTDOWNS

By unanimous consent, on the request of Mrs. BOXER,

Ordered, That the Committee on Committee on Homeland Security and Governmental Affairs be discharged from the further consideration of the bill (S. 388) to prohibit Members of Congress and the President from receiving pay during Government shutdowns.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

PATENT REFORM ACT

The Senate resumed consideration of bill S. 23.

The question being on agreeing to amendment No. 123 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. MENENDEZ to further amend the bill on page 104, by striking line 23, and inserting certain words (being amendment No. 124).

ORDER FOR CONSIDERATION OF JOINT RESOLUTION H.J. RES. 44

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That, at 11 a.m. on tomorrow, the Senate proceed to consider the joint resolution (H.J. Res. 44) making further continuing appropriations for fiscal year 2011, and for other purposes; that the joint resolution be read the third time; and that the Senate then vote on passage of the joint resolution, with no further intervening action or debate.

CLOTURE MOTION RELATIVE TO BILL H.R. 359 WITHDRAWN

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That the motion to bring to a close debate on the motion to proceed to consider the bill (H.R. 359) to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions be withdrawn.

DESIGNATING "READ ACROSS AMERICA DAY"

On the request of Mr. SCHUMER,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 83) designating March 2, 2011, as "Read Across America Day", submitted today by Mr. REED (for himself and Ms. COLLINS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING SUPPORT FOR INTERNAL REBUILDING, RESETTLEMENT, AND RECONCILIATION WITHIN SRI LANKA

On the request of Mr. SCHUMER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 84) expressing support for internal rebuilding, resettlement, and reconciliation within Sri Lanka that are necessary to ensure a lasting peace, submitted today by Mr. CASEY (for himself, Mr. BURR, Mr. SHERROD BROWN, Mr. MENENDEZ, Mr. CARDIN, Mr. LEAHY, Mrs. BOXER, Mrs. HAGAN, Mrs. GILLIBRAND, Mr. MANCHIN, Mr. TOM UDALL, and Mr. LAUTENBERG), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONDEMNING THE GROSS AND SYSTEMATIC VIOLATIONS OF HUMAN RIGHTS IN LIBYA

On the request of Mr. SCHUMER,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 85) strongly condemning the gross and systematic violations of human rights in Libya, including violent attacks on protesters demanding democratic reforms, and for other purposes, submitted today by Mr. MENENDEZ (for himself, Mr. KIRK, Mr. LAUTENBERG, Mr. DURBIN, Mrs. GILLIBRAND, Mr. SANDERS, Mr. WHITEHOUSE, Mr. SCHUMER, Mr. CASEY, Mr. WYDEN, and Mr. CARDIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the

two leaders, or their designees; that the minority control the first 30 minutes therein, and the majority control the second 30 minutes therein; that the remaining time until 11 a.m. be equally divided and controlled for debate between the leaders, or their designees; that, following morning business, the Senate proceed to consider joint resolution H.J. Res. 44, as pursuant to the order of today; and that, upon disposition of the joint resolution, the Senate resume consideration of bill S. 23.

ADJOURNMENT

By unanimous consent, on the request of Mr. SCHUMER,

At 6:32 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, MARCH 2, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 2, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

AUTHORIZING EXPENDITURES BY COMMITTEES OF THE SENATE

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the resolution (S. Res. 81) authorizing expenditures by committees of the Senate for the periods March 1, 2011, through September 30, 2011, and October 1, 2011, through September 30, 2012, and October 1, 2012, through February 28, 2013.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mrs. Neiman, one of his secretaries:

CONTINUATION OF THE NATIONAL EMERGENCY DECLARED WITH RESPECT TO THE ACTIONS AND POLICIES OF CERTAIN MEMBERS OF THE GOVERNMENT OF ZIMBABWE -- PM 6

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency with respect to the actions and policies of certain members of the Government of Zimbabwe and other persons to undermine Zimbabwe's democratic processes or institutions is to continue in effect beyond March 6, 2011.

The crisis constituted by the actions and policies of certain members of the Government of Zimbabwe and other persons to undermine Zimbabwe's democratic

processes or institutions has not been resolved. While some advances have been made in Zimbabwe, particularly on economic stabilization, since the signing of the power-sharing agreement, the absence of progress on the most fundamental reforms needed to ensure rule of law and democratic governance leaves Zimbabweans vulnerable to ongoing repression and presents a continuing threat to peace and security in the region and the foreign policy of the United States. Politically motivated violence and intimidation, and the undermining of the power-sharing agreement by elements of the Zimbabwe African National Union-Patriotic Front party, continue to be of grave concern. For these reasons, I have determined that it is necessary to continue this national emergency and to maintain in force the sanctions to respond to this threat.

The United States welcomes the opportunity to modify the targeted sanctions regime when blocked persons demonstrate a clear commitment to respect the rule of law, democracy, and human rights. The United States has committed to continue its review of the targeted sanctions list for Zimbabwe to ensure it remains current and addresses the concerns for which it was created. We hope that events on the ground will allow us to take additional action to recognize progress in Zimbabwe in the future. The goal of a peaceful, democratic Zimbabwe remains foremost in our consideration of any action.

BARACK OBAMA.

THE WHITE HOUSE, *March 2, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-747. A communication from the Chairman of the Commodity Futures Trading Commission, transmitting, pursuant to law, a report entitled "Commodity Futures Trading Commission Strategic Plan Fiscal Years 2011-2015"; to the Committee on Agriculture, Nutrition, and Forestry.

EC-748. A communication from the Chairman of the Board of Governors, Federal Reserve System, transmitting, pursuant to law, the Board's semiannual Monetary Policy Report to Congress; to the Committee on Banking, Housing, and Urban Affairs.

EC-749. A communication from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Amendment to the Bank Secrecy Act Regulations -- Reports of Foreign Financial Accounts" (RIN1506-AB08) received in the Office of the President of the Senate on February 28, 2011; to the

Committee on Banking, Housing, and Urban Affairs.

EC-750. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Section 911 (d)(4) - 2011 Update" (Rev. Proc. 2011-20) received in the Office of the President of the Senate on March 1, 2011; to the Committee on Finance.

EC-751. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Tax Consequences of Participation in the Housing Finance Agency (HFA) Hardest Hit Fund and the Department of Housing and Urban Development's (HUD) Emergency Homeowners' Loan Program (EHLP)" (Notice 2011-14) received in the Office of the President of the Senate on March 1, 2011; to the Committee on Finance.

EC-752. A communication from the United States Trade Representative, Executive Office of the President, transmitting, pursuant to law, the 2011 Trade Policy Agenda and 2010 Annual Report of the President of the United States on the Trade Agreements Program; to the Committee on Finance.

EC-753. A communication from the Inspector General, Department of Health and Human Services, transmitting, pursuant to law, a report entitled "Review of Medicare Contractor Information Security Program Evaluations for Fiscal Year 2008"; to the Committee on Finance.

EC-754. A communication from the Secretary of the Federal Trade Commission, transmitting, pursuant to law, a report entitled "Hart-Scott-Rodino Annual Report: Fiscal Year 2010"; to the Committee on the Judiciary.

EC-755. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report on the activities of the Community Relations Service for Fiscal Year 2010; to the Committee on the Judiciary.

EC-756. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the status of Data Mining Activity in the Department of State; to the Committee on the Judiciary.

EC-757. A communication from the Rules Administrator, Office of General Counsel, Federal Bureau of Prisons, transmitting, pursuant to law, the report of a rule entitled "Inmate Furloughs" (RIN1120-AB44) received during adjournment of the Senate in the Office of the President of the Senate on February 18, 2011; to the Committee on the Judiciary.

EC-758. A communication from the Rules Administrator, Office of General Counsel,

Federal Bureau of Prisons, transmitting, pursuant to law, the report of a rule entitled "Use of Less-Than-Lethal Force: Delegation" (RIN1120-AB46) received during adjournment of the Senate in the Office of the President of the Senate on February 18, 2011; to the Committee on the Judiciary.

EC-759. A communication from the Deputy Associate Director for Management and Administration, Office of National Drug Control Policy, Executive Office of the President, transmitting, pursuant to law, a report relative to the vacancy in the position of Deputy Director for Supply Reduction, received during adjournment of the Senate in the Office of the President of the Senate on February 23, 2011; to the Committee on the Judiciary.

EC-760. A communication from the Chief Human Capital Officer, Small Business Administration, transmitting, pursuant to law, a report relative to a vacancy announcement in the position of Chief Counsel For Advocacy, received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Small Business and Entrepreneurship.

EC-761. A communication from the Acting Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA) Quarterly Report to Congress; First Quarter of Fiscal Year 2011"; to the Committee on Veterans' Affairs.

EC-762. A communication from the Director of the Regulations Management Office of the General Counsel, Veterans Benefits Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Hospital and Outpatient Care for Veterans released from Incarceration to Transitional Housing" (RIN2900-AN41) received in the Office of the President of the Senate on March 1, 2011; to the Committee on Veterans' Affairs.

EC-763. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report on Reserve component equipment and military construction requirements ; to the Committee on Armed Services.

EC-764. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Government Support Contractor Access to Technical Data" (DFARS Case 2009-D031) received in the Office of the President of the Senate on March 2, 2011; to the Committee on Armed Services.

EC-765. A communication from the Under Secretary of Defense (Acquisition,

Technology and Logistics), transmitting, pursuant to law, a report relative to pursuing a Joint Service Multi-Year Procurement contract for 352 UH/HH-60M, 140 MH-60R and 62 MH-60S aircraft in the fiscal years 2012 through 2016; to the Committee on Armed Services.

EC-766. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Standards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Sewage Sludge Incineration Units" (FRL No. 9272-9) received in the Office of the President of the Senate on February 28, 2011; to the Committee on Environment and Public Works.

EC-767. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Standards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Commercial and Industrial Solid Waste Incineration Units" (FRL No. 9273-4) received in the Office of the President of the Senate on February 28, 2011; to the Committee on Environment and Public Works.

EC-768. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Texas; Revisions to Control Volatile Organic Compound Emissions From Consumer Related Sources" (FRL No. 9269-9) received in the Office of the President of the Senate on February 17, 2011; to the Committee on Environment and Public Works.

EC-769. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of the Air Quality Implementation Plans; Maryland; Control of Volatile Organic Compound Emissions from Industrial Solvent Cleaning Operations" (FRL No. 9268-1) received in the Office of the President of the Senate on February 17, 2011; to the Committee on Environment and Public Works.

EC-770. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Illinois" (FRL No. 9267-8) received in the Office of the President of the Senate on February 17, 2011;

to the Committee on Environment and Public Works.

EC-771. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Designation, Reportable Quantities, and Notification; Notification Requirements" (FRL No. 9268-8) received in the Office of the President of the Senate on February 17, 2011; to the Committee on Environment and Public Works.

EC-772. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; District of Columbia; Update to Materials Incorporated by Reference" (FRL No. 9267-6) received in the Office of the President of the Senate on February 17, 2011; to the Committee on Environment and Public Works.

EC-773. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Amendment to the Definition of Fuel-Burning Equipment" (FRL No. 9268-2) received in the Office of the President of the Senate on February 17, 2011; to the Committee on Environment and Public Works.

EC-774. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Kansas: Prevention of Significant Deterioration; Greenhouse Gas (GHG) Permitting Authority and Tailoring Rule Revision; Withdrawal of Federal GHG Implementation Plan for Kansas" (FRL No. 9268-7) received in the Office of the President of the Senate on February 17, 2011; to the Committee on Environment and Public Works.

EC-775. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Delegation of Authority to the States of Iowa; Kansas; Missouri; Nebraska; Lincoln-Lancaster County, NE; and City of Omaha, NE, for New Source Performance Standards...." (FRL No. 9271-6) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-776. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters...." (FRL No. 9272-7) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Environment and Public Works.

EC-777. A communication from the Director of Legislative Affairs, Office of the Director of National Intelligence, transmitting, pursuant to law, a report relative to a vacancy in the position of Principal Deputy Director of National Intelligence; to the Select Committee on Intelligence.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. LEVIN (for himself and Mr. LEAHY):

S. 430. A bill to modify the naturalization requirements related to physical presence in the United States for alien translators granted special immigrant status, and for other purposes; to the Committee on the Judiciary.

By Mr. PRYOR (for himself and Mr. BOOZMAN):

S. 431. A bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. FEINSTEIN (for herself, Mr. REID, Mrs. BOXER, and Mr. ENSIGN):

S. 432. A bill to provide for environmental restoration activities and forest management activities in the Lake Tahoe Basin, and for other purposes; to the Committee on Environment and Public Works.

By Mr. SESSIONS:

S. 433. A bill to extend certain trade preference programs, and for other purposes; to the Committee on Finance.

By Mr. COCHRAN (for himself and Ms. MIKULSKI):

S. 434. A bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BURR (for himself, Mr. JOHANNES, and Mrs. GILLIBRAND):

S. 435. A bill to amend the Internal Revenue Code of 1986 to increase the exclusion for employer-provided dependent care assistance; to the Committee on Finance.

By Mr. SCHUMER (for himself and Mrs. GILLIBRAND):

S. 436. A bill to ensure that all individuals who should be prohibited from buying a firearm are listed in the national instant criminal background check system and require a background check for every firearm sale; to the Committee on the Judiciary.

By Mr. NELSON of Florida (for himself and Mr. BROWN of Massachusetts):

S. 437. A bill to amend the Internal Revenue Code of 1986 to require the Secretary of the Treasury to provide each individual taxpayer a receipt for an income tax payment which itemizes the portion of the payment which is allocable to various Government spending categories; to the Committee on Finance.

By Ms. STABENOW (for herself, Ms. MURKOWSKI, and Ms. COLLINS):

S. 438. A bill to amend the Public Health Service Act to improve women's health by prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women; to the Committee on Health, Education, Labor, and Pensions.

By Mr. THUNE (for himself, Mr. CRAPO, Mr. INHOFE, Mr. KIRK, Mr. CHAMBLISS, Mr. JOHANNES, and Mr. PORTMAN):

S. 439. A bill to provide for comprehensive budget reform in order to increase transparency and reduce the deficit; to the Committee on the Budget.

By Mrs. FEINSTEIN:

S. 440. A bill for the relief of Jose Buendia Balderas, Alicia Aranda De Buendia, and Ana Laura Buendia Aranda; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 441. A bill for the relief of Esidronio Arreola-Saucedo, Maria Elna Cobain Arreola, Nayely Arreola Carlos, and Cindy Jael Arreola; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 442. A bill for the relief of Robert Liang and Alice Liang; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 443. A bill for the relief of Javier Lopez-Urenda and Maria Leticia Arenas; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 444. A bill for the relief of Shirley Constantino Tan; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 445. A bill for the relief of Jorge Rojas Gutierrez, Olivia Gonzalez Gonzalez, and Jorge Rojas Gonzalez; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 446. A bill for the relief of Ruben Mkoian, Asmik Karapetian, and Arthur Mkoyan; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 447. A bill for the relief of Jose Alberto Martinez Moreno, Micaela Lopez Martinez, and Adilene Martinez; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 448. A bill for the relief of Shina Ma "Steve" Li; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 449. A bill for the relief of Joseph Gabra and Sharon Kamel; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 450. A bill for the relief of Jacqueline W. Coats; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 451. A bill for the relief of Claudia Marquez Rico; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 452. A bill for the relief of Alfredo Plascencia Lopez and Maria Del Refugio Plascencia; to the Committee on the Judiciary.

By Mr. BROWN of Ohio (for himself and Mrs. HUTCHISON):

S. 453. A bill to improve the safety of motorcoaches, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. GRASSLEY:

S. 454. A bill to amend titles XVIII and XIX of the Social Security Act to prevent fraud, waste, and abuse under Medicare, Medicaid, and CHIP, and for other purposes; to the Committee on Finance.

By Ms. SNOWE (for herself and Mr. KERRY):

S. 455. A bill to promote development and opportunity with regards to spectrum occupancy and use, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. GILLIBRAND:

S. 456. A bill to amend the Agricultural Marketing Act of 1946 to require monthly reporting to the Secretary of Agriculture of items contained in the cold storage survey and the dairy products survey of the National Agriculture Statistics; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. GILLIBRAND:

S. 457. A bill to allow modified bloc voting by cooperative associations of milk producers in connection with a referendum on Federal milk marketing order reform; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. GILLIBRAND:

S. 458. A bill to amend the Federal Food, Drug, and Cosmetic Act to establish and enforce a maximum somatic cell count

requirement for fluid milk; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND:

S. 459. A bill to amend the Food, Conservation, and Energy Act of 2008 to preserve certain rates for the milk income loss contract program; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. RISCH (for himself, Mr. COBURN, Mr. DEMINT, Mr. LEE, and Mr. JOHNSON of Wisconsin):

S. 460. A bill to prohibit the Secretary of Education from promulgating or enforcing regulations or guidance regarding gainful employment; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LAUTENBERG (for himself, Mrs. BOXER, Mr. MENENDEZ, Mrs. MURRAY, Mrs. FEINSTEIN, Mr. WHITEHOUSE, Mr. CARDIN, and Mr. MERKLEY):

S. 461. A bill to amend the Internal Revenue Code of 1986 to extend financing of the Superfund; to the Committee on Finance.

By Mr. KOHL (for himself, Mr. CASEY, Mrs. GILLIBRAND, Mr. BLUMENTHAL, Mr. NELSON of Florida, Ms. MIKULSKI, and Mr. BROWN of Ohio):

S. 462. A bill to better protect, serve, and advance the rights of victims of elder abuse and exploitation by establishing a program to encourage States and other qualified entities to create jobs designed to hold offenders accountable, enhance the capacity of the justice system to investigate, pursue, and prosecute elder abuse cases, identify existing resources to leverage to the extent possible, and assure data collection, research, and evaluation to promote the efficacy and efficiency of the activities described in this Act; to the Committee on the Judiciary.

By Mr. BEGICH (for himself, Mr. CARPER, and Mr. LIEBERMAN):

S. 463. A bill to amend part B of title II of the Elementary and Secondary Education Act of 1965 to promote effective STEM teaching and learning; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KOHL (for himself, Mr. CASEY, Mr. BLUMENTHAL, and Mr. BROWN of Ohio):

S. 464. A bill to establish a grant program to enhance training and services to prevent abuse in later life; to the Committee on the Judiciary.

By Mrs. GILLIBRAND (for herself and Mr. KOHL):

S. 465. A bill to prevent mail, telemarketing, and Internet fraud targeting seniors in the United States, to promote efforts to increase public awareness of the enormous impact that mail, telemarketing, and Internet fraud have on seniors, to educate the public, seniors, and their families, and their caregivers about how to identify and

combat fraudulent activity, and for other purposes; to the Committee on the Judiciary.

By Mr. NELSON of Florida:

S. 466. A bill to provide for the restoration of legal rights for claimants under holocaust-era insurance policies; to the Committee on the Judiciary.

SUBMISSION OF A CONCURRENT RESOLUTION

The following concurrent resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. CARDIN (for himself and Mr. WICKER):

S. Con. Res. 9. A concurrent resolution supporting the goals and ideals of the designation of the year of 2011 as the International Year for People of African Descent; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 3

At the request of Mr. REID, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 3, a bill to promote fiscal responsibility and control spending.

S. 17

At the request of Mr. HATCH, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 21

At the request of Mr. REID, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 21, a bill to secure the United States against cyber attack, to enhance American competitiveness and create jobs in the information technology industry, and to protect the identities and sensitive information of American citizens and businesses.

S. 22

At the request of Mrs. GILLIBRAND, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 22, a bill to amend the Internal Revenue Code of 1986 to permanently extend and expand the additional standard deduction for real property taxes for nonitemizers.

S. 89

At the request of Mr. VITTER, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 89, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 163

At the request of Mr. TOOMEY, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of S. 163, a bill to

require that the Government prioritize all obligations on the debt held by the public in the event that the debt limit is reached.

S. 228

At the request of Mr. BARRASSO, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

S. 239

At the request of Ms. KLOBUCHAR, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 239, a bill to support innovation, and for other purposes.

S. 248

At the request of Mr. WYDEN, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 248, a bill to allow an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 328

At the request of Mr. BROWN of Ohio, the names of the Senator from Maryland [Mr. CARDIN], the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 328, a bill to amend title VII of the Tariff Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country.

S. 359

At the request of Mr. JOHANNIS, the names of the Senator from Indiana [Mr. COATS] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of S. 359, a bill to amend the Internal Revenue Code of 1986 to repeal the expansion of information reporting requirements to payments made to corporations, payments for property and other gross proceeds, and rental property expense payments, and for other purposes.

S. 398

At the request of Mr. BINGAMAN, the names of the Senator from Alaska [Mr. BEGICH], the Senator from Massachusetts [Mr. KERRY] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 425

At the request of Mr. UDALL of Colorado, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 425, a bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders.

SENATE JOINT RESOLUTION 3

At the request of Mr. HATCH, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of Senate Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget.

SENATE JOINT RESOLUTION 5

At the request of Mr. LEE, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of Senate Joint Resolution 5, a joint resolution proposing an amendment to the Constitution of the United States requiring that the Federal budget be balanced.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. BARRASSO, the names of the Senator from Mississippi [Mr. COCHRAN], the Senator from Connecticut [Mr. LIEBERMAN], the Senator from Idaho [Mr. CRAPO] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on March 2, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on March 2, 2011, at 10

a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on Wednesday, March 2, 2011, at 2:30 p.m. in SD-406.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on March 2, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Preventing Health Care Fraud: New Tools and Approaches to Combat Old Challenges."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on March 2, 2011, at 9:30 a.m., to hold a hearing entitled, "National Security & Foreign Policy Priorities in the FY 2012 International Affairs Budget."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Improving Employment Opportunities for People with Intellectual Disabilities" on March 2, 2011, at 10 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 2, 2011, at 10 a.m. to conduct a hearing entitled "Eliminating the Bottlenecks: Streamlining the Nomination Process."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 2, 2011, at 10 a.m. in room SD-226 of the Dirksen Office Building, to conduct a hearing entitled "Helping Law Enforcement Find Missing Children."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 2, 2011, at 2:45 p.m. in room SD-226 of the Dirksen Office Building, to conduct a hearing entitled "Judicial Nominations."

COMMITTEE ON VETERANS AFFAIRS

The Committee on Veterans Affairs be authorized to meet during the session of the Senate on March 2, 2011. The Committee will meet in room 418 of the Russell Senate Office Building beginning at 10:30 a.m.

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and

International Security be authorized to meet during the session of the Senate on March 2, 2011, at 2:30 p.m. to conduct a hearing entitled, "Preventing Abuse of the Military's Tuition Assistance Program."

SPECIAL COMMITTEE ON AGING

The Special Committee on Aging be authorized to meet during the session of the Senate on March 2, 2011, from 2-5 p.m. in Dirksen 106.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 12:51 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled joint resolution:

H.J. Res. 44. Joint resolution making further continuing appropriations for fiscal year 2011, and for other purposes.

ENROLLED JOINT RESOLUTION SIGNED

The enrolled joint resolution was subsequently signed by the PRESIDENT pro tempore.

At 5:27 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 662. An act to provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a multiyear law reauthorizing such programs.

FURTHER CONTINUING
APPROPRIATIONS AMENDMENTS

The hour of 11 a.m. having passed,

Pursuant to the order of yesterday, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (H.J. Res. 44) making further continuing appropriations for fiscal year 2011, and for other purposes; and

The Senate proceeded to consider the joint resolution.

The question being on passage of the joint resolution.

On motion by Mr. TOM UDALL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the joint resolution.

Pursuant to the order of yesterday,

The joint resolution was read the third time.

On the question, Shall it pass?

It was determined in the affirmative---

yeas... 91, nays... 9

[Rollcall vote No. 29 Leg.]

YEAS --- 91

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Rubio, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 9

Crapo, Harkin, Hatch, Lee, Levin, Murray, Paul, Risch, Sanders.

So it was

Resolved, That the joint resolution do pass.

On motion by Mr. LEAHY to reconsider the vote on passage of the joint resolution.

On motion by Mr. LEAHY,

The motion to reconsider was laid on the table.

PATENT REFORM ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 23) to amend title 35, United States Code, to provide for patent reform; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 124, proposed by Mr. MENENDEZ (for himself and Mr. BENNET), to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the question recur on agreeing to amendment No. 117; that the amendment be modified, and agreed to; that the question then recur on agreeing to amendment No. 123; that the amendment be agreed to; and that motions to reconsider be considered made and laid on the table, with no intervening action or debate.

The question being on agreeing to amendment No. 124 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mrs. FEINSTEIN (for herself, Mr. RISCH, Mr. REID, Mr. CRAPO, Mrs. BOXER, and Mr. ENSIGN) to further amend the bill on various pages and lines, by

striking certain words and inserting other words (being amendment No. 133).

By unanimous consent, on the request of Mrs. FEINSTEIN,

Ordered, That, upon conclusion of her remarks, amendment No. 133 be laid aside; and that the question recur on agreeing to amendment No. 124.

Pending debate,

Pursuant to the order of today,

The question being on agreeing to amendment No. 124 to the bill, as amended.

Mr. ROCKEFELLER asked unanimous consent that the pending amendments be laid aside; and that he be recognized to propose an amendment (Numbered 134).

Mr. HATCH objected.

The question being on agreeing to amendment No. 124 to the bill, as amended.

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That amendment No. 121, as modified and agreed to, be further modified.

The question being on agreeing to amendment No. 124 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the question recur on agreeing to amendment No. 115; that the time until 5:15 p.m. be equally divided and controlled for debate between the two leaders, or their designees; that, upon conclusion of debate, the Senate vote in relation to the amendment; and that the amendment receive 60 yeas votes to be agreed to.

Ordered further, That, upon disposition of the amendment, the question recur on agreeing to amendment No. 124; that Mr. MENENDEZ then be recognized to modify his amendment; that the amendment, as modified, then be agreed to; that motions to reconsider be considered made and laid on the table, with no intervening action or debate; and that no amendment be in order to the amendments prior to the votes.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 115, proposed by Mr. LEE, to the bill, as amended.

After debate,

On motion by Mr. LEAHY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 58, nays... 40

[Rollcall vote No. 30 Leg.]

YEAS --- 58

Alexander, Ayotte, Barrasso, Begich, Bennet, Blunt, Boozman, Brown (MA), Brown (OH), Burr, Carper, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign,

Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kohl, Kyl, Lee, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Udall (CO), Vitter, Wicker.

NAYS --- 40

Akaka, Baucus, Bingaman, Blumenthal, Boxer, Cantwell, Cardin, Casey, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Lautenberg, Leahy, Levin, Menendez, Merkley, Mikulski, Murray, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of today).

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 124 to the bill, as amended.

Pursuant to the order of today,

Mr. MENENDEZ modified his pending amendment.

The question then being on agreeing to amendment No. 124, as modified, to the bill, as amended.

Pursuant to the order of today,

The amendment, as modified, was agreed to.

Pursuant to the order of today,

Motions to reconsider were considered made and laid on the table.

The question recurring on agreeing to amendment No. 133 to the bill, as amended.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

APPOINTMENT BY THE VICE PRESIDENT

CANADA - U.S. INTERPARLIAMENTARY GROUP

The PRESIDING OFFICER (Mr. BENNET in the chair) announced that the Vice President, pursuant to 22 U.S.C. 276d-276g, as amended, had appointed Ms. KLOBUCHAR as Chairman of the Senate Delegation to the Canada - U.S. Interparliamentary Group during the 112th Congress.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate then resume consideration of bill S. 23.

Ordered further, That the Senate proceed to a period for the transaction of morning business from 2 p.m. until 4 p.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; and that the majority control the first half therein, and the minority control the second half therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:45 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, MARCH 3, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 3, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-778. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Shungnak, AK" ((RIN2120-AA66)(Docket No. FAA-2010-1104)) received in the Office of the President of the Senate on March 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-779. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Steller Sea Lion Protection Measures for the Bering Sea and Aleutian Islands Groundfish Fisheries Off Alaska" (RIN0648-BA31) received in the Office of the President of the Senate on March 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-780. A communication from the Policy Advisor/Chief, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law,

the report of a rule entitled "Review of Part 87 of the Commission's Rules Concerning the Aviation Radio Service" (FCC 11-2) received during adjournment of the Senate in the Office of the President of the Senate on February 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-781. A communication from the Policy Advisor/Chief, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Review of Part 87 of the Commission's Rules Concerning the Aviation Radio Service" (FCC 10-103) received during adjournment of the Senate in the Office of the President of the Senate on February 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-782. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Enfield, New Hampshire; Hartford and White River Junction, Vermont; and Keesville and Morrisonville, New York)" (MB Docket No. 05-162) received during adjournment of the Senate in the Office of the President of the Senate on February 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-783. A communication from the Secretary of the Federal Maritime Commission, transmitting, pursuant to law, the report of a rule entitled "Amendments to Commission's Rules of Practice and Procedure" (RIN3072-AC41) received in the Office of the President of the Senate on February 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-784. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model MD-90-30 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-1043)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-785. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0761)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-786. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-215-1A10 (CL-215), CL-215-6B11 (CL-215T Variant), and CL-215-6B11 (CL-415 Variant) Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-1108)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-787. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-600-2C10 (Regional Jet Series 700, 701, and 702) Airplanes, Model CL-600-2D15 (Regional Jet Series 705) Airplanes, and Model CL-600-2D24 (Regional Jet Series 900) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1109)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-788. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Hawker Beechcraft Corporation (Type Certificate Previously Held by Raytheon Aircraft Company; Beech Aircraft Corporation) Model 400A and 400T Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0954)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-789. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B4-600 and A300 B4-600R Series Airplanes, Model A300 F4-605R Airplanes, and Model A300 C4-605R Variant F Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0801)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-790. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200 and -300 and A340-200 and -300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-

0852)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-791. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 767 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0377)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-792. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.28 Mark 0070 and 0100 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1038)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-793. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-600-2B19 (Regional Jet Series 100 and 440) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1113)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-794. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A340-200, -300, -500, and -600 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0040)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-795. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A340-200, -300, -500, and -600 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0039)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-796. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.28 Mark 0070 and 0100 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1112)) received during adjournment of the Senate in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-797. A communication from the Director of National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the 2010 Report on Apportionment of Membership on the Regional Fishery Management Councils; to the Committee on Commerce, Science, and Transportation.

EC-798. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Implementation of Section 304 of the Telecommunications Act of 1996: Commercial Availability of Navigation Devices; Compatibility Between Cable Systems and Consumer Electronics Equipment" (FCC 10-181) received in the Office of the President of the Senate on March 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-799. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Potassium benzoate; Exemption from the Requirement of a Tolerance" (FRL No. 8863-2) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-800. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Peroxyacetic Acid; Amendment to an Exemption from the Requirement of a Tolerance" (FRL No. 8865-3) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-801. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Fomesafen; Pesticide Tolerances" (FRL No. 8858-5) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-802. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a

report relative to the Family Subsistence Supplemental Allowance Program for the period October 1, 2009, through September 30, 2010; to the Committee on Armed Services.

EC-803. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Panama; to the Committee on Banking, Housing, and Urban Affairs.

EC-804. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2010-0003)) received in the Office of the President of the Senate on March 2, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-805. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Final Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on March 2, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-806. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Final Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2010-0002)) received in the Office of the President of the Senate on March 2, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-807. A communication from the Associate General Counsel for Legislation and Regulations, Office of Public and Indian Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Public Housing Evaluation and Oversight: Changes to the Public Housing Assessment System (PHAS) and Determining and Remediating Substantial Default" (RIN2577-AC68) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-808. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Definition of Readily Tradable on an Established Securities Market" (Notice 2011-19) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-809. A communication from the Secretary of Energy, transmitting, pursuant to law, a report entitled "Report on Federal

Agency Cooperation on Permitting Natural Gas Pipelines"; to the Committee on Energy and Natural Resources.

EC-810. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana; Kentucky; Louisville Nonattainment Area; Determination of Attainment of the 1997 Annual Fine Particle Standard" (FRL No. 9277-2) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Environment and Public Works.

EC-811. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants for Reciprocating Internal Combustion Engines" (FRL No. 9277-3) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Environment and Public Works.

EC-812. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Protection of Stratospheric Ozone: New Substitute in the Motor Vehicle Air Conditioning Sector under the Significant New Alternatives Policy (SNAP) Program" (FRL No. 9275-8) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Environment and Public Works.

EC-813. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Tennessee; Redesignation of the Knoxville 1997 8-Hour Ozone Nonattainment Area to Attainment for the 1997 8-Hour Ozone Standards" (FRL No. 9277-1) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Environment and Public Works.

EC-814. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Updating Cross-References for the Oklahoma State Implementation Plan" (FRL No. 9275-7) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Environment and Public Works.

EC-815. A communication from the Director of the Regulatory Management

Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Final Authorization of State-initiated Changes and Incorporation by Reference of State Hazardous Waste Management Program" (FRL No. 9274-4) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Environment and Public Works.

EC-816. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2011 Census Count" (Notice 2011-15) received in the Office of the President of the Senate on March 2, 2011; to the Committee on Finance.

EC-817. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Super Completed Contract Method IDD No. 3" (LBandI-4-2020-029) received in the Office of the President of the Senate on March 2, 2011; to the Committee on Finance.

EC-818. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Annual Price Inflation Adjustments for Passenger Automobiles First Placed in Service or Leased in 2011 Pursuant to Section 280F" (Rev. Proc. 2011-21) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Finance.

EC-819. A communication from the Secretary of Health and Human Services, transmitting a report relative to the Federal Coordinated Health Care Office, established by section 2602 of the Patient Protection and Affordable Care Act; to the Committee on Finance.

EC-820. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to U.S. military personnel and U.S. civilian contractors involved in the anti-narcotics campaign in Colombia; to the Committee on Foreign Relations.

EC-821. A communication from the Department of State, transmitting, pursuant to law, an annual report relative to the defense articles and defense services that were licensed for export under Section 38 of the Arms Export Control Act during fiscal year 2009; to the Committee on Foreign Relations.

EC-822. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Medical Device Data Systems" ((21

CFR Part 880)(Docket No. FDA-2008-N-0106)) received in the Office of the President of the Senate on March 3, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-823. A communication from the Secretary of Education, transmitting, pursuant to law, the Fiscal Year 2010 Annual Performance Report; to the Committee on Health, Education, Labor, and Pensions.

EC-824. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, two reports entitled "The National Healthcare Quality Report 2010" and "The National Healthcare Disparities Report 2010"; to the Committee on Health, Education, Labor, and Pensions.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. KERRY (for himself and Mr. ROCKEFELLER):

S. 467. A bill to amend the Internal Revenue Code of 1986 to strengthen the earned income tax credit; to the Committee on Finance.

By Mr. MCCONNELL (for himself, Mr. PAUL, and Mr. INHOFE):

S. 468. A bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested; to the Committee on Environment and Public Works.

By Mr. TESTER:

S. 469. A bill to rescind amounts made available for water treatment improvements for the city of Kalispell, Montana, and make the amounts available for Federal deficit reduction; to the Committee on Appropriations.

By Mr. CASEY (for himself, Mr. DURBIN, Mrs. MURRAY, Mr. COONS, and Mr. FRANKEN):

S. 470. A bill to establish an Early Learning Challenge Fund to support States in building and strengthening systems of high-quality early learning and development programs and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. STABENOW (for herself, Mr. DURBIN, Mr. BROWN of Ohio, Mr. SCHUMER, Ms. KLOBUCHAR, Mr. LEVIN, and Mrs. GILLIBRAND):

S. 471. A bill to require the Secretary of the Army to study the feasibility of the hydrological separation of the Great Lakes and Mississippi River Basins; to the

Committee on Environment and Public Works

By Mr. BEGICH (for himself, Mrs. MURRAY, Ms. MURKOWSKI, and Mrs. BOXER):

S. 472. A bill to increase the mileage reimbursement rate for members of the armed services during permanent change of station and to authorize the transportation of additional motor vehicles of members on change of permanent station to or from nonforeign areas outside the continental United States; to the Committee on Armed Services.

By Ms. COLLINS (for herself, Mr. PRYOR, Mr. PORTMAN, and Ms. LANDRIEU):

S. 473. A bill to extend the chemical facility security program of the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Ms. SNOWE (for herself, Mr. COBURN, Ms. AYOTTE, Mr. ENZI, and Mr. BROWN of Massachusetts):

S. 474. A bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. COBURN:

S. 475. A bill to enact President Obama's recommendations for program terminations; to the Committee on Appropriations.

By Mr. PRYOR:

S. 476. A bill to discontinue the Voice of America: Radio Marti and Television Marti broadcasts to Cuba; to the Committee on Foreign Relations

By Mr. PRYOR:

S. 477. A bill to limit Government printing, Government travel costs, and Federal vehicle costs; to the Committee on Homeland Security and Governmental Affairs.

By Mr. PRYOR:

S. 478. A bill to amend the Internal Revenue Code of 1986 to apply a 100 percent continuous levy to Medicare providers and certain Federal contractors with delinquent tax debt; to the Committee on Finance.

By Mr. PRYOR:

S. 479. A bill to amend title 40, United States Code, to enhance authorities with regard to real property that has yet to be reported excess, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. GILLIBRAND (for herself, Mr. KERRY, Mr. LAUTENBERG, and Mr. LEAHY):

S. 480. A bill to temporarily expand the V nonimmigrant visa category to include Haitians whose petition for a family-sponsored immigrant visa was approved on or before January 12, 2010; to the Committee on the Judiciary.

By Mr. HARKIN (for himself, Ms. KLOBUCHAR, and Mr. FRANKEN):

S. 481. A bill to enhance and further research into the prevention and treatment of eating disorders, to improve access to treatment of eating disorders, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INHOFE (for himself, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENSIGN, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. ISAKSON, Mr. JOHANNIS, Mr. JOHNSON of Wisconsin, Mr. KYL, Mr. LEE, Mr. LUGAR, Mr. MCCONNELL, Mr. MORAN, Ms. MURKOWSKI, Mr. PAUL, Mr. PORTMAN, Mr. RISCH, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. SHELBY, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, Mr. WICKER, Mr. MCCAIN, and Mr. MANCHIN):

S. 482. A bill to amend the Clean Air Act to prohibit the Administrator of the Environmental Protection Agency from promulgating any regulation concerning, taking action relating to, or taking into consideration the emission of a greenhouse gas to address climate change, and for other purposes; to the Committee on Environment and Public Works.

By Ms. SNOWE (for herself and Mr. BINGAMAN):

S. 483. A bill to amend title XVIII of the Social Security Act to provide for the treatment of clinical psychologists as physicians for purposes of furnishing clinical psychologist services under the Medicare program; to the Committee on Finance.

By Mr. BENNET (for himself and Mr. UDALL of Colorado):

S. 484. A bill to direct the Secretary of Education to pay to Fort Lewis College in the State of Colorado an amount equal to the tuition charges for Indian students who are not residents of the State of Colorado; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LEVIN (for himself and Ms. STABENOW):

S. 485. A bill to expand the boundaries of the Thunder Bay National Marine Sanctuary and Underwater Preserve, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. WHITEHOUSE (for himself, Mr. REED, Mr. MERKLEY, Mr. SANDERS, and Mr. TESTER):

S. 486. A bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed

services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. MCCAIN:

S. 487. A bill to ensure that private property, public safety, and human life are protected from flood hazards that directly result from post-fire watershed conditions that are created by wildfires on Federal land; to the Committee on Energy and Natural Resources.

By Mr. CARDIN:

S. 488. A bill to require the FHA to equitably treat homebuyers who have repaid in full their FHA-insured mortgages, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. REED (for himself, Mr. DURBIN, Mr. MERKLEY, Mr. WHITEHOUSE, Mr. FRANKEN, and Mr. LEAHY):

S. 489. A bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. AKAKA:

S. 490. A bill to amend title 38, United States Code, to increase the maximum age for children eligible for medical care under the CHAMPVA program, and for other purposes; to the Committee on Veterans' Affairs.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. JOHNSON of South Dakota (for himself, Mr. COCHRAN, Mr. KOHL, Mr. ENZI, Ms. COLLINS, Mr. FRANKEN, Mr. TESTER, Mr. GRASSLEY, Ms. KLOBUCHAR, Mr. WICKER, Mrs. MCCASKILL, Mr. ROBERTS, Mr. PRYOR, Mr. CONRAD, Mr. BROWN of Ohio, Mr. SCHUMER, Mrs. MURRAY, Mrs. BOXER, Mr. BAUCUS, Ms. STABENOW, Ms. CANTWELL, and Mr. NELSON of Nebraska):

S. Res. 87. A resolution designating the year of 2012 as the "International Year of Cooperatives"; to the Committee on the Judiciary.

By Ms. SNOWE:

S. Res. 88. A resolution expressing the sense of the Senate that businesses of the United States should retain the option to organize as those businesses choose, including as flow-through entities, and not be forced to reorganize as C corporations; to the Committee on Finance.

By Mr. ROCKEFELLER (for himself, Mr. BURR, Mr. MANCHIN, Mr. UDALL

of Colorado, Mr. BEGICH, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. BROWN of Ohio, Mr. LIEBERMAN, Mr. NELSON of Florida, Mr. KERRY, Mr. WYDEN, Ms. LANDRIEU, Mr. BROWN of Massachusetts, Mr. MCCAIN, and Mr. BINGAMAN):

S. Res. 89. A resolution relating to the death of Frank W. Buckles, the longest surviving United States veteran of the First World War; considered and agreed to.

By Mrs. SHAHEEN (for herself, Mr. CARDIN, Ms. SNOWE, Ms. COLLINS, Mr. DURBIN, Ms. MIKULSKI, Mr. LAUTENBERG, Mrs. BOXER, Mr. BEGICH, Mr. WHITEHOUSE, and Mrs. MURRAY):

S. Res. 90. A resolution supporting the goals of "International Women's Day" and recognizing this year's centennial anniversary of International Women's Day; considered and agreed to.

By Mr. CASEY (for himself, Ms. SNOWE, and Mrs. HAGAN):

S. Res. 91. A resolution supporting the goals and ideals of Multiple Sclerosis Awareness Week; considered and agreed to.

By Mr. SCHUMER (for himself and Mr. ALEXANDER):

S. Res. 92. A resolution to authorize the payment of legal expenses of Senate employees out of the contingent fund of the Senate; considered and agreed to.

By Mr. ROCKEFELLER (for himself, Mr. BURR, Mr. MANCHIN, Mr. UDALL of Colorado, Mr. BEGICH, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. BROWN of Ohio, Mr. LIEBERMAN, Mr. NELSON of Florida, Mr. KERRY, Mr. WYDEN, Ms. LANDRIEU, Mr. BROWN of Massachusetts, and Mr. MCCAIN):

S. Con. Res. 10. A concurrent resolution authorizing the remains of Frank W. Buckles, the last surviving United States veteran of the First World War, to lie in honor in the rotunda of the Capitol; to the Committee on Rules and Administration.

ADDITIONAL COSPONSORS

S. 89

At the request of Mr. VITTER, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 89, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 222

At the request of Mr. LEAHY, his name was added as a cosponsor of S. 222, a bill to limit investor and homeowner losses in foreclosures, and for other purposes.

S. 228

At the request of Mr. BARRASSO, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 228,

a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

S. 242

At the request of Mr. ROCKEFELLER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 242, a bill to amend title 10, United States Code, to enhance the roles and responsibilities of the Chief of the National Guard Bureau.

S. 254

At the request of Mr. FRANKEN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 254, a bill to reduce the rape kit backlog and for other purposes.

S. 282

At the request of Mr. COBURN, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 282, a bill to rescind unused earmarks.

S. 310

At the request of Mr. COBURN, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 310, a bill to end unemployment payments to jobless millionaires.

S. 344

At the request of Mr. REID, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 387

At the request of Mrs. BOXER, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 388

At the request of Mrs. BOXER, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 388, a bill to prohibit Members of Congress and the President from receiving pay during Government shutdowns.

S. 425

At the request of Mr. UDALL of Colorado, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 425, a bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders.

S. 434

At the request of Mr. COCHRAN, the names of the Senator from Maine [Ms. COLLINS], the Senator from Nebraska [Mr. JOHANNIS] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 434, a bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education.

At the request of Ms. MIKULSKI, the names of the Senator from Vermont [Mr. SANDERS] and the Senator from Vermont [Mr. LEAHY] were added as cosponsors of S. 434, *supra*.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. BARRASSO, the names of the Senator from Maine [Ms. COLLINS], the Senator from Idaho [Mr. RISCH], the Senator from Mississippi [Mr. WICKER] and the Senator from New Mexico [Mr. BINGAMAN] were added as cosponsors of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BENNET,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE,
NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on March 3, 2011, at 2:30 p.m. in SR 328A.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 3, 2011, at 9:30 a.m.

COMMITTEE ON ENERGY AND
NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on March 3, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the

Senate on March 3, 2011, at 2:30 p.m., to hold a hearing entitled, "Navigating a Turbulent Global Economy—Implications for the United States."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 3, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

COMMITTEE ON SMALL BUSINESS AND
ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on March 3, 2011, at 10 a.m. to conduct a hearing entitled "Closing the Gap: Exploring Minority Access to Capital and Contracting Opportunities."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on March 3, 2011 at 2:30 p.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 5:27 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 4. An act to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes.

At 5:49 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 662. An act to provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a multiyear law reauthorizing such programs.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

PATENT REFORM ACT

Pursuant to the order of yesterday, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 23) to amend title 35, United States Code, to provide for patent reform; and The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 133, proposed by Mrs. FEINSTEIN (for herself, Mr. RISCH, Mr. REID, Mr. CRAPO, Mrs. BOXER, Mr. ENSIGN, and Mr. BEGICH), to the bill, as amended.

Mr. LEAHY, by unanimous consent, modified the pending amendment.

The question then being on agreeing to amendment No. 133, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That, at 12:30 p.m. on today, the Senate vote in relation to amendment No. 133, as modified; that the time until 12:30 p.m. be equally divided and controlled for debate between the proponents and opponents of said amendment; that there be no intervening action; and that no amendment be in order to the amendment prior to the vote.

The question then being on agreeing to amendment No. 133, as modified, to the bill, amended.

By unanimous consent, on the request of Mrs. FEINSTEIN,

Ordered, That Mr. BEGICH be added as a cosponsor to the pending amendment.

The question being on agreeing to amendment No. 133, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That there be four minutes controlled by the opponents of the pending amendment for debate thereon prior to the vote.

The question being on agreeing to amendment No. 133, as modified, to the bill, as amended.

After debate,

On motion by Mr. GRASSLEY to lay the pending amendment, as modified, on the table.

On motion by Mr. GRASSLEY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative--- yeas... 87, nays... 13

[Rollcall vote No. 31 Leg.]

YEAS --- 87

Akaka, Alexander, Ayotte, Barrasso, Baucus, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Brown (MA), Brown (OH), Burr, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, DeMint, Durbin, Enzi, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Paul, Portman, Pryor, Reed, Roberts, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker.

NAYS --- 13

Begich, Boxer, Cantwell, Crapo, Ensign, Feinstein, Inouye, Nelson (FL), Reid, Risch, Rockefeller, Tester, Wyden.

So the motion was agreed to.

On motion by Mr. LEAHY to reconsider the vote agreeing to the motion.

On motion by Mr. LEAHY,

The motion to reconsider was laid on the table.

The question recurring on agreeing to amendment No. 116, proposed by Mr. BENNET (for himself, Ms. AYOTTE, and Mr. PRYOR), to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Ms. STABENOW (for herself and Mr. LEVIN) to further amend the bill on page 104, by striking line 23, and inserting certain words (being amendment No. 126).

The amendment was agreed to.

The question recurring on agreeing to amendment No. 116 to the bill, as amended.

Pending debate,

SURFACE TRANSPORTATION EXTENSION ACT

On the request of Mr. LEAHY,

The PRESIDING OFFICER (Ms. KLOBUCHAR in the chair) laid before the Senate the bill (H.R. 662) to provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a multiyear law reauthorizing such programs, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on passage of the bill.

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the bill be read the third time, and passed; and that a motion to reconsider be considered made and laid on the table.

PATENT REFORM ACT

By unanimous consent, on the request of Mr. LEAHY,

The Senate resumed consideration of bill S. 23.

The question being on agreeing to amendment No. 116 to the bill, as amended.

Pending debate,

Mr. LEAHY asked unanimous consent that the pending amendments be laid aside; and that it be in order for him to propose an

amendment (No. 132) on behalf of Mr. CARDIN.

Mr. GRASSLEY objected.

The question being on agreeing to amendment No. 116 to the bill, as amended.

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That amendment No. 114 be the pending question.

Pursuant to the foregoing order,

The question being on agreeing to amendment No. 114, proposed by Mr. LEAHY, to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. WHITEHOUSE (for Mr. BINGAMAN) to further amend the bill on page 50, after line 2, by inserting certain words (being amendment No. 142).

Pending debate,

Mr. REID presented a motion to bring to a close debate on the pending bill; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on bill S. 23:

HARRY REID, PATRICK J. LEAHY, DEBBIE STABENOW, JOHN KERRY, JEANNE SHAHEEN, CHRIS COONS, TOM HARKIN, MARK BEGICH, JEFF BINGAMAN, AL FRANKEN, KAY R. HAGAN, MICHAEL BENNET, RICHARD BLUMENTHAL, S. WHITEHOUSE, AMY KLOBUCHAR, BILL NELSON, BEN CARDIN, DICK DURBIN.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived; and that the Senate vote on the question of agreeing to the motion to bring to a close debate on Monday, March 7, 2011, following the votes in executive session, as pursuant to the order of today.

RELATIVE TO THE DEATH OF FRANK W. BUCKLES, THE LONGEST SURVIVING UNITED STATES VETERAN OF THE FIRST WORLD WAR

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 89) relating to the death of Frank W. Buckles, the longest surviving United States veteran of the First World War, submitted today by Mr. ROCKEFELLER (for himself, Mr. BURR, Mr. MANCHIN, Mr. MARK UDALL, Mr. BEGICH, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. SHERROD BROWN, Mr. LIEBERMAN, Mr. BILL NELSON, Mr. KERRY, Mr. WYDEN, Ms. LANDRIEU, Mr. SCOTT

BROWN, Mr. MCCAIN, and Mr. BINGAMAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS OF "INTERNATIONAL WOMEN'S DAY"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 90) supporting the goals of "International Women's Day" and recognizing this year's centennial anniversary of International Women's Day, submitted today by Mrs. SHAHEEN (for herself, Mr. CARDIN, Ms. SNOWE, Ms. COLLINS, Mr. DURBIN, Ms. MIKULSKI, Mr. LAUTENBERG, Mrs. BOXER, Mr. BEGICH, Mr. WHITEHOUSE, and Mrs. MURRAY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS AND IDEALS OF MULTIPLE SCLEROSIS AWARENESS WEEK

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 91) supporting the goals and ideals of Multiple Sclerosis Awareness Week, submitted today by Mr. CASEY (for himself, Ms. SNOWE, and Mrs. HAGAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING PAYMENT OF LEGAL EXPENSES

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 92) to authorize the payment of legal expenses of Senate employees out of the contingent fund of the Senate, submitted today by Mr. SCHUMER (for himself and Mr. ALEXANDER) and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 4:30 p.m. on Monday, March 7, 2011, the Senate proceed to executive session to consider the nominations of Anthony Battaglia, of California, to be United States District Judge for the Southern District of California, Sue Myerscough, of Illinois, to be United States District Judge for the Central District of Illinois, and James Shadid, of Illinois, to be United States District Judge for the Central District of Illinois; that there be one hour, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the nomination of Sue Myerscough be confirmed; that the Senate then vote first on confirmation of the nomination of James Shahid, and then on confirmation of the nomination of Anthony Battaglia, without intervening action or debate; that motions to reconsider be considered made and laid on the table; that no further motion be in order; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 4) to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would

lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:39 p.m.,

The Senate adjourned, pursuant to the provisions of resolution S. Res. 89, as a further mark of respect to the memory of Frank W. Buckles, longest surviving United States Veteran of World War I, and under its order of today, until 10 a.m. on tomorrow.

FRIDAY, MARCH 4, 2011

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. WARNER led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 4, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WARNER took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the
Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two
leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the
transaction of morning business.
Pending debate,

PETITION AND MEMORIAL

The following petition or memorial was
laid before the Senate and was referred or
ordered to lie on the table as indicated:

POM-4. A joint memorial adopted by the
Legislature of the State of Washington
relative to adult offender supervision; to the
Committee on the Judiciary.

SENATE JOINT MEMORIAL NO. 8026

Whereas, the state of Washington is an
active and participating member of the
Interstate Commission for Adult Offender
Supervision and has supported the terms of
the Interstate Compact since 1937; and

Whereas, the state of Washington suffered
a grievous loss when four police officers
were killed by an offender under the
supervision of the state who had been
transferred to Washington state under the
terms of the Interstate Compact; and

Whereas, the public safety of the citizens of
the state of Washington are of the utmost
concern and importance to this body; and

Whereas, the state of Washington has grave
concerns about continuing to operate under
the terms of the Interstate Compact without
the tools to adequately protect its citizens;
and

Whereas, the existing rules and processes
in the Interstate Compact do not provide the
receiving state with sufficient information
and authority to adequately supervise and
address the violative behavior of an offender
transferred to the receiving state under the
terms of the compact;

Now therefore, your Memorialists
respectfully pray that the Interstate
Commission for Adult Offender Supervision
immediately initiate its emergency rule-
making process to consider and adopt rule
amendments that will provide the receiving
state with all information known to the
sending state about the criminal history and
behavior of an offender whose transfer is

sought, and to vest the receiving state with
the authority to determine when the receiving
state can no longer safely supervise an
offender and the offender must be returned to
the sending state or, in the alternative, that
these issues be addressed through federal
legislation.

Be it resolved, That copies of this
Memorial be immediately transmitted to the
Honorable Barack Obama, President of the
United States, the Executive Director and
Chairperson of the Interstate commission for
Adult Offender Supervision, the President of
the United States Senate, the Speaker of the
House of Representatives, and each member
of Congress from the State of Washington.

INTRODUCTION OF BILLS

The following bills were introduced, read
the first and, by unanimous consent, second
times, and referred, placed on the calendar,
held at the desk, or acted upon, as indicated:

By Mr. PRYOR:

S. 491. A bill to amend title 38, United
States Code, to recognize the service in the
reserve components of the Armed Forces of
certain persons by honoring them with status
as veterans under law, and for other purposes;
to the Committee on Veterans' Affairs.

By Mr. DEMINT (for himself and Mr.
COBURN):

S. 492. A bill to amend the
Communications Act of 1934 to prohibit
Federal funding for the Corporation for
Public Broadcasting after fiscal year 2013; to
the Committee on Commerce, Science, and
Transportation.

By Ms. LANDRIEU (for herself, Ms.
SNOWE, Mr. KERRY, Mr. BROWN of
Massachusetts, Mrs. SHAHEEN, Ms.
AYOTTE, Mr. CARDIN, Mr. PRYOR,
and Mr. LEVIN):

S. 493. A bill to reauthorize and improve
the SBIR and STTR programs, and for other
purposes; to the Committee on Small
Business and Entrepreneurship.

ADDITIONAL COSPONSORS

S. 33

At the request of Mr. LIEBERMAN, the name
of the Senator from Oregon [Mr. MERKLEY]
was added as a cosponsor of S. 33, a bill to
designate a portion of the Arctic National
Wildlife Refuge as wilderness.

S. 69

At the request of Mr. TESTER, the name of
the Senator from Colorado [Mr. UDALL] was
added as a cosponsor of S. 69, a bill to amend
the Consumer Product Safety Improvement
Act of 2008 to exclude secondary sales,
repair services, and certain vehicles from the
ban on lead in children's products, and for
other purposes.

S. 424

At the request of Mr. SCHUMER, the names
of the Senator from Vermont [Mr. LEAHY]
and the Senator from Maine [Ms. COLLINS]
were added as cosponsors of S. 424, a bill to
amend title XVIII of the Social Security Act
to preserve access to ambulance services
under the Medicare program.

S. 480

At the request of Mrs. GILLIBRAND, the
name of the Senator from New Jersey [Mr.
MENENDEZ] was added as a cosponsor of
S. 480, a bill to temporarily expand the V
nonimmigrant visa category to include
Haitians whose petition for a family-
sponsored immigrant visa was approved on
or before January 12, 2010.

SENATE RESOLUTION 87

At the request of Mr. JOHNSON of South
Dakota, the name of the Senator from Kansas
[Mr. MORAN] was added as a cosponsor of
Senate Resolution 87, a resolution
designating the year of 2012 as the
"International Year of Cooperatives".

AUTHORITY FOR A COMMITTEE TO
MEET

By unanimous consent, on the request
of Mr. REID,

Ordered, That the following committee be
authorized to meet during the session of the
Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be
authorized to meet during the session of the
Senate on March 4, 2011, at 9 a.m.

OBJECTION TO CONSIDERATION
OF BILL H.R. 1

Mr. REID asked unanimous consent that,
upon disposition of the bill (S. 23) to amend
title 35, United States Code, to provide for
patent reform, the Senate proceed to consider
the bill (H.R. 1) making appropriations for
the Department of Defense and the other
departments and agencies of the Government
for the fiscal year ending September 30,
2011, and for other purposes; that the
majority leader be recognized to propose an
amendment (in the nature of a substitute)
thereto; that there be 4 hours, equally divided
and controlled, for debate between the two
leaders, or their designees; that, upon
conclusion of debate, the Senate vote in
relation to the amendment (in the nature of a
substitute); that the amendment receive a
minimum of 60 yeas votes to be agreed to;
that, upon disposition of said amendment, the
bill, as may be amended, be read the third
time; that the Senate then vote thereon, with
no intervening action or debate; that the bill
receive a minimum of 60 yeas votes to be
passed; that if the bill fails to receive 60 yeas
votes, it be returned to the calendar; and that

no motion or amendment be in order to the amendment or bill, prior to votes.

Mr. McCONNELL objected.

Mr. REID asked unanimous consent that, upon disposition of bill S. 23, the Senate proceed to consider bill H.R. 1.

Mr. McCONNELL objected.

MOTION TO PROCEED TO CONSIDER BILL H.R. 1

On motion by Mr. REID that the Senate proceed to consider bill H.R. 1.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the motion to proceed to consider bill H.R. 1; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill H.R. 1:

HARRY REID, D.K. INOUE, BILL NELSON, S. WHITEHOUSE, KENT CONRAD, MARK BEGICH, TOM UDALL, KAY R. HAGAN, ROBERT MENENDEZ, ROBERT P. CASEY, JR., JEANNE SHAHEEN, AMY KLOBUCHAR, BEN CARDIN, BARBARA BOXER, AL FRANKEN, DIANNE FEINSTEIN, JEFF BINGAMAN.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

Mr. REID thereupon withdrew the motion to proceed.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the bill (H.R. 4) to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, MARCH 7, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

JOURNAL OF THE SENATE

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, March 7, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that the Senate then proceed to executive session, as pursuant to the order of yesterday.

Ordered further, That Senators be authorized to "file" second-degree amendments until 5 p.m. on Monday next.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 1:19 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, March 7, 2011.

MONDAY, MARCH 7, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,
Washington, DC, March 7, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Friday, March 4, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Friday, March 4, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Friday, March 4, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-825. A communication from the Chairman of the Commodity Futures Trading Commission, transmitting, pursuant to law, a report entitled "Commodity Futures Trading Commission Strategic Plan Fiscal Years 2011-2015"; to the Committee on Agriculture, Nutrition, and Forestry.

EC-826. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Research, Development, Test and Evaluation account of the Department of the Army and was assigned case number 08-08; to the Committee on Appropriations.

EC-827. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Operation and Maintenance account of the Department of the Army and was assigned case number 08-04; to the Committee on Appropriations.

EC-828. A communication from the Deputy Archivist, National Archives and Records Administration, transmitting, pursuant to law, the report of a rule entitled "Presidential Library Facilities; Correction" (RIN3095-AA82) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Homeland Security and Governmental Affairs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. LIEBERMAN (for himself and Mrs. HUTCHISON):

S. 494. A bill to amend the Public Health Service Act to establish a national screening program at the Centers for Disease Control and Prevention and to amend title XIX of the Social Security Act to provide States the option to increase screening in the United States population for the prevention, early detection, and timely treatment of colorectal cancer; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY:

S. 495. A bill to expand and enhance existing adult day programs for individuals with neurological diseases or conditions, including multiple sclerosis, Parkinson's disease, traumatic brain injury, and other similar diseases or conditions, to support and improve access to respite services for family caregivers who are taking care of such individuals, and for other purposes; to the Committee on Health, Education, Labor, and Pensions

By Mr. MCCAIN (for himself and Mr. COBURN):

S. 496. A bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish; to the Committee on Agriculture, Nutrition, and Forestry.

By Ms. MIKULSKI (for herself and Mr. KIRK):

S. 497. A bill to amend the Immigration and Nationality Act to modify the requirements of the visa waiver program and for other purposes; to the Committee on the Judiciary.

By Mr. LIEBERMAN (for himself, Ms. COLLINS, Mrs. MCCASKILL, and Mr. PORTMAN):

S. 498. A bill to ensure objective, independent review of task and delivery orders; to the Committee on Homeland Security and Governmental Affairs.

By Mr. HATCH:

S. 499. A bill to authorize the Secretary of the Interior to facilitate the development of hydroelectric power on the Diamond Fork System of the Central Utah Project; to the Committee on Energy and Natural Resources.

By Mr. HATCH:

S. 500. A bill to direct the Secretary of the Interior to convey certain Federal features of the electric distribution system to the South Utah Valley Electric Service District, and for other purposes; to the Committee on Energy and Natural Resources.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. HATCH (for himself and Mr. UDALL of Colorado):

S. Res. 93. A resolution establishing the Committee to Reduce Government Waste; to the Committee on Rules and Administration.

ADDITIONAL COSPONSORS

S. 17

At the request of Ms. AYOTTE, her name was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 258

At the request of Mr. MENENDEZ, the names of the Senator from Illinois [Mr. DURBIN] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 258, a bill to amend the Internal Revenue Code of 1986 to eliminate oil and gas company preferences.

S. 344

At the request of Mr. REID, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 347

At the request of Mr. BURR, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 347, a bill to amend the Internal Revenue Code of 1986 to provide for reporting and disclosure by State and local public employee retirement pension plans.

S. 359

At the request of Mr. JOHANNES, the names of the Senator from Wyoming [Mr. ENZI], the Senator from Oklahoma [Mr. INHOFE] and the Senator from North Carolina [Mr. BURR] were added as cosponsors of S. 359, a bill to amend the Internal Revenue Code of 1986 to repeal the expansion of information reporting requirements to payments made to corporations, payments for property and other gross proceeds, and rental property expense payments, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 362, a bill to amend the Public Health

Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 386

At the request of Mr. DURBIN, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 386, a bill to provide assistance to certain employers and States in 2011 and 2012, to improve the long-term solvency of the Unemployment Compensation program, and for other purposes.

S. 387

At the request of Mrs. BOXER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 390

At the request of Mr. WEBB, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 390, a bill to ensure that the right of an individual to display the Service Flag on residential property not be abridged.

S. 398

At the request of Mr. BINGAMAN, the names of the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from Oregon [Mr. WYDEN] were added as cosponsors of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 412

At the request of Mr. LEVIN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 439

At the request of Mr. THUNE, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 439, a bill to provide for comprehensive budget reform in order to increase transparency and reduce the deficit.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. BARRASSO, the names of the Senator from Montana [Mr. TESTER], the Senator from Georgia [Mr. ISAKSON], the Senator from Wyoming [Mr. ENZI], the Senator from Kansas [Mr. MORAN] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

SENATE RESOLUTION 51

At the request of Mr. MENENDEZ, the names of the Senator from Maryland [Mr. CARDIN], the Senator from Mississippi [Mr. COCHRAN] and the Senator from Rhode Island [Mr. WHITEHOUSE] were added as cosponsors of Senate Resolution 51, a

resolution recognizing the 190th anniversary of the independence of Greece and celebrating Greek and American democracy.

SENATE RESOLUTION 86

At the request of Mrs. FEINSTEIN, the names of the Senator from Kansas [Mr. ROBERTS] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of Senate Resolution 86, a resolution recognizing the Defense Intelligence Agency on its 50th Anniversary.

SENATE RESOLUTION 87

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of Senate Resolution 87, a resolution designating the year of 2012 as the "International Year of Cooperatives".

SENATE RESOLUTION 90

At the request of Mrs. SHAHEEN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of Senate Resolution 90, a resolution supporting the goals of "International Women's Day" and recognizing this year's centennial anniversary of International Women's Day.

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed,

Pursuant to the order of Thursday, March 3, 2011, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving two rollcall votes).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, March 3, 2011,

The Senate resumed its legislative session.

MOTION TO BRING TO A CLOSE
DEBATE ON BILL S. 23

Pursuant to the order of Thursday, March 3, 2011,

The PRESIDING OFFICER (Mr. MANCHIN in the chair) laid before the Senate the motion, presented by Mr. REID on Thursday, March 3, 2011, to bring to a close debate on the bill (S. 23) to amend title 35, United States Code, to provide for patent reform.

Pursuant to the order of Thursday, March 3, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative---
yeas... 87, nays... 3

[Rollcall vote No. 34 Leg.]

YEAS --- 87

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Coons, Corker, Cornyn, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hutchison, Inhofe, Inouye, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Rubio, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Whitehouse, Wicker, Wyden.

NAYS --- 3

Cantwell, Crapo, Risch.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

PATENT REFORM ACT

The PRESIDING OFFICER laid before the Senate its pending business, viz, the bill (S. 23) to amend title 35, United States Code, to provide for patent reform; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 116, proposed by Mr. BENNET (for himself, Ms. AYOTTE, and Mr. PRYOR), to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. REID for Mr. BAUCUS (for himself and Mr. GRASSLEY) to further amend the pending bill on page 94, after line 22, by inserting certain words (being amendment No. 141).

Mr. REID, by unanimous consent, modified the pending amendment.

The question then being on agreeing to amendment No. 141, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That the pending amendment, as modified, be agreed to; and that a motion to reconsider be considered made and laid on the table.

The question recurring on agreeing to amendment No. 116 to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That pending amendment Numbers 116 and 114, proposed by Mr. LEAHY, be withdrawn.

The question being on passage of the bill, as amended.

On motion by Mr. REID (for himself and Mr. ENSIGN) to further amend the pending bill on page 93, after line 17, by inserting certain words (being amendment No. 143).

On motion by Mr. REID to amend the pending amendment, at the end thereof, by adding certain words (being amendment No. 152).

SUPPORTING THE DESIGNATION
OF A "WELCOME HOME VIETNAM
VETERANS DAY"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Veterans' Affairs be discharged from the further consideration of the resolution (S. Res. 55) expressing support for designation of a "Welcome Home Vietnam Veterans Day."

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of two hours for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; that Mr. KERRY control 30 minutes of the time of the majority; and that, following morning business, the Senate resume consideration of bill S. 23.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

Ordered further, That time during morning business, recess, or adjournment be counted against the time for debate pursuant to rule XXII of Standing Rules of the Senate.

APPOINTMENT BY THE PRESIDENT OF THE SENATE

THE BOARD OF TRUSTEES OF THE JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

The PRESIDING OFFICER announced that the President of the Senate, pursuant to Public Law 85-874, as amended, had appointed Mr. CONRAD and Mrs. FEINSTEIN to the Board of Trustees of the John F. Kennedy Center for the Performing Arts.

APPOINTMENT BY THE MAJORITY LEADER

PUBLIC INTEREST DECLASSIFICATION BOARD

The PRESIDING OFFICER announced that the majority leader, pursuant to provisions of Public Law 106-567, had reappointed the following individual to serve as a member of the Public Interest Declassification Board: Sanford Ungar, of Maryland.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:14 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

TUESDAY, MARCH 8, 2011

Mr. JEFF MERKLEY, from the State of Oregon, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. MERKLEY led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 8, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEFF MERKLEY, a Senator from the State of Oregon, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. MERKLEY took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

CONTINUATION OF THE NATIONAL EMERGENCY WITH RESPECT TO IRAN -- PM 7

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report, which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication stating that the national emergency with respect to Iran that was declared on March 15, 1995, is to continue in effect beyond March 15, 2011.

The crisis between the United States and Iran resulting from the actions and policies of the Government of Iran has not been resolved. The actions and policies of the Government of Iran are contrary to the interests of the United States in the region and continue to pose an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to Iran and maintain in force comprehensive sanctions against Iran to respond to this threat.

BARACK OBAMA.

THE WHITE HOUSE, *March 8, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-829. A communication from the Principal Under Secretary of Defense (Acquisition, Technology, and Logistics), transmitting, pursuant to law, a report entitled "National Defense Stockpile Annual Materials Plan for Fiscal Year 2011 and for the Succeeding 4 Years"; to the Committee on Armed Services.

EC-830. A communication from the Assistant Secretary, Office of Energy Efficiency and Renewable Energy, Department of Energy, transmitting, pursuant to law, a report relative to the Department's Alternative Fuel Vehicle program for fiscal year 2010; to the Committee on Energy and Natural Resources.

EC-831. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Kentucky Regulatory Program" (Docket No. KY-252-FOR) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Energy and Natural Resources.

EC-832. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Replacement of Schedule SSA with Form 8955-SSA" (Announcement 2011-21) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Finance.

EC-833. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Tax-Free Exchange of Life Insurance Contract that is Expected from the Pro Rata Interest Disallowance Rule" (Announcement 2011-9) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Finance.

EC-834. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update of Weighted Average Interest Rates, Yield Curves, and Segment Rates" (Notice 2011-22) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Finance.

EC-835. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Exclusion of Certain Intercompany Income or Gain Items from Gross Income" (RIN1545-BH20) received in

the Office of the President of the Senate on March 4, 2011; to the Committee on Finance.

EC-836. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Appeals Settlement Guidelines: Exclusions of Income - I.R.C. Sec. 118 - State and Local Location Tax Incentive" (UIL: 61.00-00, 164.00-00 and 118.01-02) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Finance.

EC-837. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Appeals Settlement Guidelines: Exclusions of Income - Non-Corporate Entities and Contributions to Capital" (UIL 118.01-02) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Finance.

EC-838. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0022 - 2011-0027); to the Committee on Foreign Relations.

EC-839. A communication from the Deputy Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development (USAID), transmitting, pursuant to law, the Agency's response to the GAO report entitled "Afghanistan Development: U.S. Efforts to Support Afghan Water Sector Increasing, but Improvements Needed in Planning and Coordination"; to the Committee on Foreign Relations.

EC-840. A communication from the Deputy Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development (USAID), transmitting, pursuant to law, the Agency's response to the GAO report entitled "Displaced Iraqis: Integrated International Strategy Needed to Reintegrate Iraq's Internally Displaced and Returning Refugees"; to the Committee on Foreign Relations.

EC-841. A communication from the Deputy Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development (USAID), transmitting, pursuant to law, the Agency's response to the GAO report entitled "Information Security: Federal Agencies Have Taken Steps to Secure Wireless Networks, but Further Actions Can Mitigate Risk"; to the Committee on Foreign Relations.

EC-842. A communication from the Chairman of the Nuclear Regulatory

Commission, transmitting, pursuant to law, the Commission's Annual Report of the Administration of the Government in the Sunshine Act for Calendar Year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-843. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, an annual report on crime victims' rights; to the Committee on the Judiciary.

EC-844. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report entitled "Second Report of the Judicial Conference of the United States on the Adequacy of Privacy Rules Prescribed Under the E-Government Act of 2002"; to the Committee on the Judiciary.

EC-845. A communication from the Secretary, Bureau of Trade Analysis, Federal Maritime Commission, transmitting, pursuant to law, the report of a rule entitled "Non-Vessel-Operating Common Carrier Negotiated Rate Arrangements" (RIN3072-AC38) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-846. A communication from the Chief, Satellite Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Second Order on Reconsideration, 'In the Matter of Telesat Canada Petitions for Reconsideration; The Establishment of Policies and Service Rules for the Broadcasting-Satellite Service at the 17.3-17.7 GHz Frequency Band and at the 17.7-17.8 GHz Frequency Band Internationally...'" (FCC 10-188) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-847. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Kualapuu, Hawaii)" (MB Docket No. 09-189) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-848. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Willow Creek, California)" (MB Docket No. 10-189) received in the Office of the President of the Senate on March 4, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. THUNE:

S. 501. A bill to establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies; to the Committee on Finance.

By Mr. BROWN of Ohio:

S. 502. A bill for the relief of Maha Dakar; to the Committee on the Judiciary.

By Mr. INHOFE:

S. 503. A bill to declare English as the official language of the United States, to establish a uniform English language rule for naturalization, and to avoid misconstructions of the English language texts of the laws of the United States, pursuant to Congress' powers to provide for the general welfare of the United States and to establish a uniform rule of naturalization under article I, section 8, of the Constitution; to the Committee on Homeland Security and Governmental Affairs.

By Mr. DEMINT (for himself, Mr. COBURN, Mr. HATCH, Mr. LEE, Mr. PAUL, Mr. TOOMEY, Mr. VITTER, and Mr. RISCH):

S. 504. A bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities; to the Committee on Health, Education, Labor, and Pensions.

By Ms. COLLINS (for herself and Mr. LIEBERMAN):

S. 505. A bill to amend the Homeland Security Act of 2002 to provide immunity for reports of suspected terrorist activity or suspicious behavior and response; to the Committee on the Judiciary.

By Mr. CASEY (for himself, Mr. KIRK, Mr. KERRY, Mr. BROWN of Ohio, Mr. DURBIN, Mr. LAUTENBERG, Ms. KLOBUCHAR, Mr. SANDERS, Mrs. MURRAY, Mr. MERKLEY, Mr. WYDEN, Mrs. FEINSTEIN, Mr. WHITEHOUSE, Mrs. BOXER, Mrs. GILLIBRAND, Mr. SCHUMER, Mr. CARDIN, Mr. BLUMENTHAL, and Ms. MIKULSKI):

S. 506. A bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ROCKEFELLER:

S. 507. A bill to provide for increased Federal oversight of prescription opioid treatment and assistance to States in reducing opioid abuse, diversion, and deaths; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BENNET (for himself and Mr. UDALL of Colorado):

S. 508. A bill to establish the Chimney Rock National Monument in the State of Colorado; to the Committee on Energy and Natural Resources.

By Mr. UDALL of Colorado (for himself, Ms. SNOWE, Mr. SCHUMER, Mrs. BOXER, Mr. BROWN of Ohio, Ms. COLLINS, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. LEAHY, Mr. LIEBERMAN, Mr. NELSON of Florida, Mr. REED, Mr. WHITEHOUSE, and Mr. WYDEN):

S. 509. A bill to amend the Federal Credit Union Act, to advance the ability of credit unions to promote small business growth and economic development opportunities, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. UDALL of New Mexico (for himself, Mr. CORKER, Mr. BROWN of Ohio, Mr. BEGICH, Ms. KLOBUCHAR, Mr. WHITEHOUSE, Mr. FRANKEN, Mr. ROCKEFELLER, and Mr. SCHUMER):

S. 510. A bill to prevent drunk driving injuries and fatalities, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BLUNT (for himself, Mr. KIRK, Mr. WICKER, Mr. CORKER, Mr. COBURN, Mr. LEE, Mr. SESSIONS, Mr. MCCONNELL, Mr. THUNE, Mr. CORNYN, Mr. HATCH, Mr. ENSIGN, Mr. DEMINT, Mr. TOOMEY, Mr. KYL, Mr. MCCAIN, Mr. ALEXANDER, Mr. HOEVEN, Mr. JOHNSON of Wisconsin, Mr. COATS, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. RUBIO, Mr. ISAKSON, Mr. JOHANNIS, Mr. CRAPO, Mr. ROBERTS, Mr. LUGAR, Mr. COCHRAN, Mr. BARRASSO, Mr. GRASSLEY, Mr. PORTMAN, Ms. MURKOWSKI, Mr. RISCH, Ms. AYOTTE, Mr. BROWN of Massachusetts, Mr. SHELBY, and Mr. BURR):

S. 511. A bill to amend the Clean Air Act to provide for a reduction in the number of boutique fuels, and for other purposes; to the Committee on Environment and Public Works.

By Mr. BINGAMAN (for himself, Ms. MURKOWSKI, Mr. UDALL of Colorado, Mr. PRYOR, and Ms. LANDRIEU):

S. 512. A bill to amend the Energy Policy Act of 2005 to require the Secretary of Energy to carry out programs to develop and demonstrate 2 small modular nuclear reactor designs, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. FEINSTEIN (for herself and Mr. GRASSLEY):

S. 513. A bill to amend the Controlled Substances Act to provide enhanced penalties for marketing controlled substances to minors; to the Committee on the Judiciary.

By Mr. WYDEN (for himself, Mr. LIEBERMAN, Ms. COLLINS, and Mr. AKAKA):

S. 514. A bill to amend chapter 21 of title 5, United States Code, to provide that fathers of permanently disabled or deceased veterans shall be included with mothers of such veterans as preference eligibles for treatment in the civil service; to the Committee on Homeland Security and Governmental Affairs.

By Mr. TESTER:

S. 515. A bill to rescind amounts made available for water treatment improvements for the Flathead County Water and Sewer District and make the amounts available for Federal deficit reduction; to the Committee on Appropriations.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. WICKER (for himself, Mr. COATS, Mr. JOHANNIS, Mr. ISAKSON, Mr. THUNE, Mr. PORTMAN, Mr. BARRASSO, Mr. CORNYN, Mr. INHOFE, Mr. ENZI, Mr. BROWN of Massachusetts, Mr. CHAMBLISS, Mr. CORKER, and Mr. MANCHIN):

S. Res. 94. A resolution to express the sense of the Senate in support of reducing its budget by at least 5 percent; to the Committee on Rules and Administration.

By Mr. BURR:

S. Res. 95. A resolution increasing awareness of and recognizing the life-saving role of ostomy care and prosthetics in the daily lives of hundreds of thousands of people in the United States; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 146

At the request of Mr. BAUCUS, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 325

At the request of Mrs. MURRAY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 325, a bill to amend title 10, United States Code, to require the provision of behavioral health services to members of the reserve components of the Armed Forces necessary to meet pre-deployment and post-deployment readiness and fitness standards, and for other purposes.

S. 398

At the request of Mr. BINGAMAN, the names of the Senator from Washington [Mrs.

MURRAY] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 471

At the request of Ms. STABENOW, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 471, a bill to require the Secretary of the Army to study the feasibility of the hydrological separation of the Great Lakes and Mississippi River Basins.

S. 474

At the request of Ms. SNOWE, the names of the Senator from Florida [Mr. RUBIO] and the Senator from Wyoming [Mr. BARRASSO] were added as cosponsors of S. 474, a bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes.

S. 489

At the request of Mr. REED, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 499

At the request of Mr. HATCH, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 499, a bill to authorize the Secretary of the Interior to facilitate the development of hydroelectric power on the Diamond Fork System of the Central Utah Project.

S. 500

At the request of Mr. HATCH, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 500, a bill to direct the Secretary of the Interior to convey certain Federal features of the electric distribution system to the South Utah Valley Electric Service District, and for other purposes.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. BARRASSO, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

SENATE RESOLUTION 51

At the request of Mr. MENENDEZ, the names of the Senator from California [Mrs. BOXER], the Senator from Pennsylvania [Mr. CASEY], the Senator from New York [Mrs. GILLIBRAND] and the Senator from Rhode Island [Mr. REED] were added as cosponsors of Senate Resolution 51, a resolution recognizing the 190th anniversary of the independence of Greece and celebrating Greek and American democracy.

SENATE RESOLUTION 65

At the request of Mr. WICKER, the name of the Senator from Nevada [Mr. ENSIGN] was

added as a cosponsor of Senate Resolution 65, a resolution expressing the sense of the Senate that the conviction by the Government of Russia of businessman Mikhail Khodorkovsky and Platon Lebedev constitutes a politically motivated case of selective arrest and prosecution that flagrantly undermines the rule of law and independence of the judicial system of Russia.

SENATE RESOLUTION 87

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of Senate Resolution 87, a resolution designating the year of 2012 as the "International Year of Cooperatives".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 8, 2011, at 9:45 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on March 8, 2011, at 10 a.m.

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on March 8, 2011, at 2:30 p.m., in room 253 of the Russell Senate Office Building.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on March 8, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on March 8, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Does the Tax System Support Economic Efficiency, Job Creation and Broad-Based Economic Growth?"

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 8, 2011, at 2:30 p.m.

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on March 8, 2011. The Committee

will meet in room 345 of the Cannon House Office Building beginning at 9:30 a.m.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on March 8, 2011, at 2:30 p.m.

SUBCOMMITTEE ON OCEANS, ATMOSPHERE, FISHERIES, AND COAST GUARD

The Subcommittee on Oceans, Atmosphere, Fisheries, and Coast Guard of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on March 8, 2011, at 10:30 a.m., in room 253 of the Russell Senate Office Building.

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on March 8, 2011, at 10 a.m., to conduct a hearing entitled "State Department Training: Investing in the Workforce to Address 21 Century Challenges."

PATENT REFORM ACT

The PRESIDING OFFICER (Mr. TESTER in the chair) laid before the Senate its unfinished business, viz, the bill (S. 23) to amend title 35, United States Code, to provide for patent reform; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 152, proposed by Mr. REID, to amendment No. 143, proposed by Mr. REID (for himself, Mr. ENSIGN, and Mr. BAUCUS), to the bill, as amended.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:33 p.m.,

The PRESIDING OFFICER declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

PATENT REFORM ACT

The Senate resumed consideration of bill S. 23.

The question being on agreeing to amendment No. 152 to amendment No. 143 to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That amendment No. 152 be withdrawn; that amendment No. 143 be modified; that the Senate then vote on the question of agreeing to the amendment, as modified; that there then be 30 minutes, equally divided and controlled, for debate between the two managers, or their designees, on the question of passage of bill S. 23, as amended; that, upon conclusion of debate thereon, the bill, as amended, be read the third time; that a budgetary PAYGO statement be read; that the Senate then vote on passage of the bill, as amended; and that a motion to reconsider be made and laid on the table with no intervening action or debate.

The question being on agreeing to amendment No. 152 to amendment No. 143 to the bill, as amended.

ORDER FOR CONSIDERATION OF BILL H.R. 1

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 12 noon on tomorrow, the Senate proceed to consider the bill (H.R. 1) making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes; that there be 3 hours, equally divided and controlled, for concurrent debate between the two leaders, or their designees on the bill and majority alternative amendment (No. 149, in the nature of a substitute); that, upon conclusion of debate, the Senate vote on passage of the bill; that the bill receive a minimum of 60 yeas to be passed; that, if the bill receives the minimum of 60 yeas votes, it be read the third time, and passed; that, if the bill fails to receive the minimum of 60 yeas votes, the majority leader be recognized to propose amendment No. 149 (in the nature of a substitute), for Mr. INOUE; that the Senate then vote on the question of agreeing to the amendment (in the nature of a substitute); that the amendment (in the nature of a substitute) receive a minimum of 60 yeas votes to be agreed to; that, if the Senate agrees to the amendment (in the nature of a substitute), the bill, as amended, be read the third time, and passed; that if the Senate fails to agree to the amendment with a minimum of 60 yeas votes, the bill be returned to the calendar; that no amendment be in order to the amendment (in the nature of a substitute) or the bill prior to the yeas; and that there be no intervening action or debate.

By unanimous consent, on the request of Mr. REID,

Ordered, That the motion to bring to a close debate on the motion to proceed to consider bill H.R. 1 be withdrawn.

PATENT REFORM ACT

The Senate resumed consideration of bill S. 23.

The question being on agreeing to amendment No. 152 to amendment No. 143 to the bill, as amended.

Pursuant to the order of today,

The amendment No. 152 was withdrawn.

The question being on agreeing to amendment No. 143 to the bill, as amended.

Pursuant to the order of today,

The amendment was modified.

The question then being on agreeing to amendment No. 143, as modified, to the bill, as amended.

The amendment, as modified, was agreed to.

The question being on passage of the bill, as amended.

The PAYGO statement of the Chairman of the Committee on the Budget was read.

The question being on passage of the bill, as amended.

On motion by Mr. LEAHY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill, as amended.

The bill, as amended, was read the third time.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 95, nays... 5

[Rollcall vote No. 35 Leg.]

YEAS --- 95

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Brown (MA), Brown (OH), Burr, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 5

Boxer, Cantwell, Crapo, Ensign, Risch.

So it was

Resolved, That the bill, as amended, do pass.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. BENNET,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 10:40 a.m., with Senators permitted to speak for 10 minutes each therein; and that the majority control the first half therein, and the minority control the second half therein.

Ordered further, That, at 10:40 a.m. on tomorrow, the Senate recess until 12 noon for a joint meeting with the Honorable Julia Gillard, Prime Minister of Australia.

Ordered further, That, following the joint meeting, the Senate proceed to consider bill H.R. 1, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. BENNET,

At 7:02 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, MARCH 9, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, March 9, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-849. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to Cooperative Threat Reduction Programs; to the Committee on Armed Services.

EC-850. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Montana Regulatory Program" (Docket No. MT-031-FOR) received in the Office of the President of the Senate on March 8, 2011; to the Committee on Energy and Natural Resources.

EC-851. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Louisiana Regulatory Program/Abandoned Mine Land Reclamation Plan" (Docket No. LA-023-FOR) received in the Office of the President of the Senate on March 8, 2011; to the Committee on Energy and Natural Resources.

EC-852. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Application of ASTM Standard Practice C1671-07 When Performing Technical Reviews of Spent Fuel Storage and Transportation Packaging Licensing Actions" (Interim Staff Guidance Document No. 23) received in the Office of the President of the

Senate on March 8, 2011; to the Committee on Environment and Public Works.

EC-853. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "403(b) Plan Terminations" (Revenue Ruling 2011-7) received in the Office of the President of the Senate on March 8, 2011; to the Committee on Finance.

EC-854. A communication from the Acting Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, a report prepared by the Department of State on progress toward a negotiated solution of the Cyprus question covering the periods October 1, 2010 through November 30, 2010; to the Committee on Foreign Relations.

EC-855. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report prepared by the National Institute for Occupational Safety and Health, Centers for Disease Control and Prevention, Department of Health and Human Services, pursuant to the MINER Act of 2006; to the Committee on Health, Education, Labor, and Pensions.

REPORT OF A COMMITTEE

The following report of committee was submitted:

From the Committee on Small Business and Entrepreneurship, with amendments:

S. 493. A bill to reauthorize and improve the SBIR and STTR programs, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. HUTCHISON (for herself, Ms. LANDRIEU, Mr. CORNYN, Mr. VITTER, Ms. MURKOWSKI, Mr. WICKER, Mr. COCHRAN, and Mr. SESSIONS):

S. 516. A bill to extend outer Continental Shelf leases to accommodate permitting delays and to provide operators time to meet new drilling and safety requirements; to the Committee on Energy and Natural Resources.

By Mr. BINGAMAN (for himself, Mr. UDALL of New Mexico, Mr. SCHUMER, Mr. KYL, and Mr. BENNET):

S. 517. A bill to authorize the Attorney General to award grants for States to implement minimum and enhanced DNA collection processes; to the Committee on the Judiciary.

By Mr. JOHNSON of South Dakota (for himself, Mr. CRAPO, Mr.

HARKIN, Mr. MORAN, Mr. BENNET, Mr. COCHRAN, Mr. MERKLEY, Mr. ROBERTS, Mrs. GILLIBRAND, Mr. BARRASSO, Ms. LANDRIEU, Mr. RISCH, Ms. KLOBUCHAR, and Mr. ISAKSON):

S. 518. A bill to amend the Internal Revenue Code of 1986 to provide for an exclusion for assistance provided to participants in certain veterinary student loan repayment or forgiveness programs; to the Committee on Finance.

By Mr. REID (for himself, Mr. ENSIGN, Mrs. BOXER, and Mrs. FEINSTEIN):

S. 519. A bill to further allocate and expand the availability of hydroelectric power generated at Hoover Dam, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. COBURN (for himself and Mr. CARDIN):

S. 520. A bill to repeal the Volumetric Ethanol Excise Tax Credit; to the Committee on Finance.

By Mr. CRAPO (for himself and Mr. RISCH):

S. 521. A bill for the relief of Tim Lowery and Paul Nettleton of Owyhee County, Idaho; to the Committee on the Judiciary.

By Mr. WARNER:

S. 522. A bill to clarify the rights and responsibilities of Federal entities in the spectrum relocation process, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. SCHUMER (for himself, Mrs. FEINSTEIN, Mr. NELSON of Florida, Mrs. MCCASKILL, and Mr. TESTER):

S. 523. A bill to provide for enhanced criminal penalties for individuals who file a SEVP certification petition under false pretenses; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 524. A bill to terminate certain hydropower reservations, and for other purposes; to the Committee on Energy and Natural Resources.

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

S. 525. A bill to amend the Public Health Service Act to provide for integration of mental health services and mental health treatment outreach teams, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MCCAIN (for himself and Mr. KYL):

S. 526. A bill to provide for the conveyance of certain Bureau of Land Management land in Mohave County, Arizona, to the Arizona Game and Fish Commission, for use as a public shooting range; to the Committee on Energy and Natural Resources.

By Mr. DEMINT (for himself, Mr. CORKER, and Mr. COBURN):

S. 527. A bill to amend the Emergency Economic Stabilization Act of 2008 to

terminate the authority of the Secretary of the Treasury to provide new assistance under the Home Affordable Modification Program, while preserving assistance to homeowners who were already extended an offer to participate in the Program, either on a trial or permanent basis; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. GILLIBRAND (for herself, Mr. CARDIN, Mr. CARPER, Ms. KLOBUCHAR, and Mr. WHITEHOUSE):

S. 528. A bill to provide driver safety grants to States with graduated driver licensing laws that meet certain minimum requirements; to the Committee on Environment and Public Works.

By Mr. MENENDEZ (for himself, Mr. ALEXANDER, and Mr. CASEY):

S. 529. A bill to extend the temporary duty suspensions on certain cotton shirting fabrics, and for other purposes; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself and Mr. WEBB):

S. 530. A bill to modify certain subsidies for ethanol production, and for other purposes; to the Committee on Finance.

By Mr. WEBB (for himself and Mr. LIEBERMAN):

S. 531. A bill to amend section 5542 of title 5, United States Code, to provide that any hours worked by Federal firefighters under a qualified trade-of-time arrangement shall be excluded for purposes of determinations relating to overtime pay; to the Committee on Homeland Security and Governmental Affairs.

By Mr. PRYOR (for himself and Ms. SNOWE):

S. 532. A bill to establish the Patriot Express Loan Program under which the Small Business Administration may make loans to members of the military community wanting to start or expand small business concerns, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. GRASSLEY (for himself and Mr. LEE):

S. 533. A bill to amend Rule 11 of the Federal Rules of Civil Procedure to improve attorney accountability, and for other purposes; to the Committee on the Judiciary.

By Mr. KERRY (for himself, Mr. CRAPO, Mr. WYDEN, Ms. SNOWE, Mr. SCHUMER, Mr. CORNYN, Mr. LEAHY, Mr. BURR, Ms. MIKULSKI, Mr. BROWN of Massachusetts, Mr. MERKLEY, Mr. WICKER, Mr. BROWN of Ohio, Mr. CHAMBLISS, Mr. TESTER, Mr. COCHRAN, Ms. CANTWELL, Mr. PORTMAN, and Mr. CARDIN):

S. 534. A bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced

domestically by certain small producers; to the Committee on Finance.

By Mr. ISAKSON (for himself and Mr. CHAMBLISS):

S. 535. A bill to authorize the Secretary of the Interior to lease certain lands within Fort Pulaski National Monument, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WEBB:

S. 536. A bill to amend title 38, United States Code, to provide that utilization of survivors' and dependents' educational assistance shall not be subject to the 48-month limitation on the aggregate amount of assistance utilizable under multiple veterans and related educational assistance programs; to the Committee on Veterans' Affairs.

By Mr. WEBB:

S. 537. A bill to require the Secretary of the Treasury to instruct the United States Executive Directors of the World Bank and the Asian Development Bank to use the voice and vote of the United States to oppose the provision of any loan or financial or technical assistance for a project for the construction of hydroelectric dams or electricity transmission systems in the Mekong River Basin unless the Secretary makes certain assurances with respect to the project, and for other purposes; to the Committee on Foreign Relations.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. HUTCHISON (for herself and Mr. CORNYN):

S. Res. 96. A resolution congratulating the Army Dental Corps on its 100th anniversary; to the Committee on Armed Services.

By Mr. CASEY (for himself and Mr. BURR):

S. Res. 97. A resolution affirming the importance of exercise and physical activity as key components of a healthy lifestyle, including in combating obesity, reducing chronic disease, and lowering health care costs; considered and agreed to.

ADDITIONAL COSPONSORS

S. 228

At the request of Mr. BARRASSO, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 296, a bill to amend the Federal Food,

Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 312

At the request of Mrs. HUTCHISON, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 312, a bill to amend the Patient Protection and Affordable Care Act to repeal certain limitations on health care benefits.

S. 344

At the request of Mr. REID, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 358

At the request of Mr. ROBERTS, the names of the Senator from Illinois [Mr. KIRK], the Senator from Wyoming [Mr. ENZI], the Senator from Mississippi [Mr. COCHRAN], the Senator from South Carolina [Mr. GRAHAM] and the Senator from Idaho [Mr. CRAPO] were added as cosponsors of S. 358, a bill to codify and modify regulatory requirements of Federal agencies.

S. 359

At the request of Mr. JOHANNIS, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 359, a bill to amend the Internal Revenue Code of 1986 to repeal the expansion of information reporting requirements to payments made to corporations, payments for property and other gross proceeds, and rental property expense payments, and for other purposes.

S. 398

At the request of Mr. BINGAMAN, the names of the Senator from Montana [Mr. BAUCUS] and the Senator from Washington [Ms. CANTWELL] were added as cosponsors of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 414

At the request of Mr. DURBIN, the names of the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from New Jersey [Mr. MENENDEZ] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 474

At the request of Ms. SNOWE, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 474, a bill to reform the regulatory process to ensure that

small businesses are free to compete and to create jobs, and for other purposes.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 501

At the request of Mr. THUNE, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 501, a bill to establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

S. 509

At the request of Mr. UDALL of Colorado, the names of the Senator from Michigan [Ms. STABENOW] and the Senator from Michigan [Mr. LEVIN] were added as cosponsors of S. 509, a bill to amend the Federal Credit Union Act, to advance the ability of credit unions to promote small business growth and economic development opportunities, and for other purposes.

S. 512

At the request of Mr. BINGAMAN, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 512, a bill to amend the Energy Policy Act of 2005 to require the Secretary of Energy to carry out programs to develop and demonstrate 2 small modular nuclear reactor designs, and for other purposes.

S. 514

At the request of Mr. WYDEN, the name of the Senator from Wisconsin [Mr. JOHNSON] was added as a cosponsor of S. 514, a bill to amend chapter 21 of title 5, United States Code, to provide that fathers of permanently disabled or deceased veterans shall be included with mothers of such veterans as preference eligibles for treatment in the civil service.

SENATE RESOLUTION 51

At the request of Mr. MENENDEZ, the names of the Senator from Delaware [Mr. CARPER], the Senator from Indiana [Mr. COATS], the Senator from Oklahoma [Mr. COBURN] and the Senator from California [Mrs. FEINSTEIN] were added as cosponsors of Senate Resolution 51, a resolution recognizing the 190th anniversary of the independence of Greece and celebrating Greek and American democracy.

SENATE RESOLUTION 87

At the request of Mr. COCHRAN, the names of the Senator from Nebraska [Mr. JOHANNIS] and the Senator from Indiana [Mr. LUGAR] were added as cosponsors of Senate Resolution 87, a resolution designating the year of 2012 as the "International Year of Cooperatives".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BINGAMAN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on March 9, 2011, at 2:30 p.m., to conduct a hearing entitled, "The State of the Housing Market."

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on March 9, 2011, at 2:15 p.m., in SD-406.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on March 9, 2011, at 9:30 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "The President's 2011 Trade Agenda."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 9, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Oversight of the Department of Homeland Security."

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on March 9, 2011, at 10 a.m.

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on March 9, 2011, at 2:30 p.m., to conduct a hearing entitled, "New Tools for Curbing Waste and Fraud in Medicare and Medicaid."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:30 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 525. An act to amend the Public Health Service Act to enhance and increase the number of veterinarians trained in veterinary public health.

H.R. 570. An act to amend the Public Health Service Act to enhance the roles of dentists of allied dental personnel in the Nation's disaster response framework, and for other purposes.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 525. An act to amend the Public Health Service Act to enhance and increase the number of veterinarians trained in veterinary public health; to the Committee on Health, Education, Labor, and Pensions.

H.R. 570. An act to amend the Public Health Service Act to enhance the roles of dentists and allied dental personnel in the Nation's disaster response framework, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

AUTHORITY FOR APPOINTMENT OF COMMITTEE OF ESCORT

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the PRESIDENT pro tempore be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort the Honorable Julia Gillard, Prime Minister of Australia, into the Chamber of the House of Representatives for a joint meeting.

Pending debate,

RECESS

Pursuant to the order of yesterday, At 10:40 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed until 12 noon.

AT 12 NOON

The PRESIDING OFFICER (Mr. FRANKEN in the chair) called the Senate to order.

FULL-YEAR CONTINUING APPROPRIATIONS ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1) making appropriations for the Department of Defense and other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes; and

The Senate proceeded to consider the bill. The question being on passage of the bill. After debate,

On motion by Mr. ALEXANDER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on passage of the bill.

Pursuant to the order of yesterday,

The hour of 3 p.m. having arrived,

The question being taken on passage of the bill (notwithstanding the bill not yet having been read the third time, as pursuant to the order of yesterday).

On the question, Shall it pass?

It was determined in the negative--- yeas... 44, nays... 56

[Rollcall vote No. 36 Leg.]

YEAS --- 44

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lugar, McCain, McConnell, Moran, Murkowski, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 56

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, DeMint, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Paul, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the bill was not passed (the bill not having received 60 yeas votes, as pursuant to the order of yesterday).

Pursuant to the order of yesterday,

The bill not having received 60 yeas votes,

The question being on passage of the bill.

Pursuant to the order of yesterday,

On motion by Mr. REID (for Mr. INOUE) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 149, in the nature of a substitute).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment (in the nature of a substitute).

The question being taken.

It was determined in the negative--- yeas... 42, nays... 58

[Rollcall vote No. 37 Leg.]

YEAS --- 42

Akaka, Baucus, Begich, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Landrieu, Lautenberg, Leahy, Lieberman, Menendez, Merkley, Mikulski, Murray, Pryor, Reed, Reid, Rockefeller, Schumer,

Shaheen, Stabenow, Tester, Udall (NM), Warner, Whitehouse, Wyden.

NAYS --- 58

Alexander, Ayotte, Barrasso, Bennet, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hagan, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kohl, Kyl, Lee, Levin, Lugar, Manchin, McCain, McCaskill, McConnell, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Risch, Roberts, Rubio, Sanders, Sessions, Shelby, Snowe, Thune, Toomey, Udall (CO), Vitter, Webb, Wicker.

So the amendment was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of yesterday).

Pursuant to the order of yesterday,
The bill was returned to the calendar.

DESIGNATING "NATIONAL ASBESTOS AWARENESS WEEK"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 63) designating the first week of April 2011 as "National Asbestos Awareness Week."

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AFFIRMING THE IMPORTANCE OF EXERCISE AND PHYSICAL ACTIVITY

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 97) affirming the importance of exercise and physical activity as key components of a healthy lifestyle, including in combating obesity, reducing chronic disease, and lowering health care costs, submitted today by Mr. CASEY (for himself and Mr. BURR), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, following a period of morning business on tomorrow, the Senate proceed to executive session to consider the nomination of Max Oliver Cogburn, Jr., of North Carolina, to be United States District Judge for the Western District of North Carolina; that there be 15 minutes, equally divided and controlled, for debate between Mr. LEAHY and Mr. GRASSLEY, or their designees; that, upon conclusion of debate, the Senate vote on confirmation of the nomination; that, following the vote, a motion to reconsider be made and laid on the table; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDER FOR RECOGNITION OF CERTAIN SENATORS

By unanimous consent, on the request of Mr. REID,

Ordered, That the following Senators be recognized to speak for the following times on the dates indicated: Mr. MORAN, at 10:30 a.m., for 15 minutes, on tomorrow; and Mr. COATS, at 2:15 p.m., for 30 minutes, on Tuesday, March 15, 2011.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 2:15 p.m., with Senators permitted to speak for 10 minutes each therein; and that, at 2:15 p.m., the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:02 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, MARCH 10, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Reverend Joe Bates, Sr., Northwest Conference of the United Methodist Church of Alabama, offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, March 10, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-856. A communication from the Attorney-Advisor, Office of the Secretary, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Procedures Relating to Awards Under the Equal Access to Justice Act" (RIN0503-AA42) received in the Office of the President of the Senate on March 9, 2011; to the

Committee on Agriculture, Nutrition, and Forestry.

EC-857. A communication from the Assistant Secretary of Defense (Homeland Defense and Americas' Security Affairs), transmitting, pursuant to law, a report relative to the Mitigation of Power Outage Risks for Department of Defense Facilities and Activities; to the Committee on Armed Services.

EC-858. A communication from the Executive Director and Designated Federal Officer of the Military Leadership Diversity Commission, transmitting, pursuant to law a report entitled "From Representation to Inclusion: Diversity Leadership for the 21st Century Military" and the accompanying executive summary; to the Committee on Armed Services.

EC-859. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-860. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Assessments, Large Bank Pricing" (RIN3064-AD66) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-861. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Standards Governing the Release of a Suspicious Activity Report" (RIN1550-AC28) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-862. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Confidentiality of Suspicious Activity Reports" (RIN1550-AC26) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-863. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Implementation of the National Correct Coding Initiative in the Medicaid Program"; to the Committee on Finance.

EC-864. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the

certification of a proposed license for the export of defense articles that are controlled under Category I of the United States Munitions List sold commercially under contract in the amount of \$1,000,000 or more; to the Committee on Foreign Relations

EC-865. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, to include technical data, and defense services for the support of an Airborne Intelligence and Surveillance System (AISS) for the Finland Ministry of Defense (MOD) in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-866. A communication from the Director, Office of SAFETY Act Implementation, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulations Implementing the Support Anti-terrorism by Fostering the Effective Technologies Act of 2002 (the SAFETY Act)" (RIN1601-AA15) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-867. A communication from the Acting Protected Critical Infrastructure Information (PCII) Program Manager, National Protection and Programs Directorate, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Procedures for Handling Critical Infrastructure Information" (RIN1601-AA14) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Homeland Security and Governmental Affairs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CARDIN:

S. 538. A bill to amend the Neotropical Migratory Bird Conservation Act to reauthorize the Act; to the Committee on Environment and Public Works.

By Mr. WHITEHOUSE:

S. 539. A bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. DURBIN, Mr. MERKLEY, Mr. SANDERS, Mr. WYDEN, Mr.

MENENDEZ, Mr. AKAKA, Mrs. GILLIBRAND, and Mrs. MURRAY):

S. 540. A bill to prevent harassment at institutions of higher education, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BENNET (for himself, Mr. ALEXANDER, Mr. FRANKEN, and Mr. BURR):

S. 541. A bill to amend the Elementary and Secondary Education Act of 1965 to allow State educational agencies, local educational agencies, and schools to increase implementation of schoolwide positive behavioral interventions and supports and early intervening services in order to improve student academic achievement, reduce disciplinary problems in schools, and to improve coordination with similar activities and services provided under the Individuals with Disabilities Education Act; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BEGICH:

S. 542. A bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents; to the Committee on Armed Services.

By Mr. WYDEN (for himself, Ms. SNOWE, Mrs. GILLIBRAND, Mr. MCCAIN, Mr. MENENDEZ, Mr. ENSIGN, Mr. NELSON of Florida, and Mr. BURR):

S. 543. A bill to restrict any State or local jurisdiction from imposing a new discriminatory tax on cell phone services, providers, or property; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself and Mrs. BOXER):

S. 544. A bill to authorize the Secretary of the Interior to conduct a study of alternatives for commemorating and interpreting the role of the Buffalo Soldiers in the early years of the National Parks, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. UDALL of Colorado:

S. 545. A bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to strengthen the quality control measures in place for part B lung disease claims and part E processes with independent reviews; to the Committee on Health, Education, Labor, and Pensions.

By Mr. TESTER (for himself and Mr. BAUCUS):

S. 546. A bill to extend the Federal recognition to the Little Shell Tribe of Chippewa Indians of Montana, and for other

purposes; to the Committee on Indian Affairs.

By Mrs. MURRAY:

S. 547. A bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CHAMBLISS (for himself, Mr. GRAHAM, Ms. AYOTTE, Mr. MCCAIN, and Mr. BURR):

S. 548. A bill to provide for the effective interrogation of unprivileged enemy belligerents and for other purposes; to the Select Committee on Intelligence.

By Mr. ENSIGN (for himself, Mr. BARRASSO, Mr. MCCAIN, Mr. VITTER, Mr. ENZI, Mr. CRAPO, and Mr. MORAN):

S. 549. A bill to require the Attorney General of the United States to compile, and make publically available, certain data relating to the Equal Access to Justice Act, and for other purposes; to the Committee on the Judiciary.

By Mr. LIEBERMAN (for himself, Ms. COLLINS, Mr. CARPER, and Mr. BROWN of Massachusetts):

S. 550. A bill to improve the provision of assistance to fire departments, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MCCAIN (for himself, Mr. GRAHAM, Mr. LIEBERMAN, Mr. CHAMBLISS, Ms. AYOTTE, and Mr. BROWN of Massachusetts):

S. 551. A bill to improve procedures for the detention and review of status of detainees of the United States in connection with the continuing armed conflict with al Qaeda, the Taliban, and affiliated groups; to the Committee on Armed Services.

By Mr. SANDERS (for himself and Ms. MIKULSKI):

S. 552. A bill to reduce the Federal budget deficit by creating a surtax on high income individuals and eliminating big oil and gas company tax loopholes; to the Committee on Finance.

By Mr. GRAHAM (for himself, Mr. CHAMBLISS, Mr. MCCAIN, Ms. AYOTTE, and Mr. BURR):

S. 553. A bill to provide for the review of challenges to the detention of unprivileged enemy belligerents and for other purposes; to the Committee on the Judiciary.

By Mr. GRAHAM (for himself, Mr. MCCAIN, Mr. CHAMBLISS, Ms. AYOTTE, Mr. GRASSLEY, Mr. RUBIO, Mr. BURR, Mr. ENSIGN, Mr. ALEXANDER, Mr. JOHANNES, Mr. LIEBERMAN, and Mr. BROWN of Massachusetts):

S. 554. A bill to prohibit the use of Department of Justice funds for the

prosecution in Article III courts of the United States of individuals involved in the September 11, 2001, terrorist attacks; to the Committee on the Judiciary.

By Mr. FRANKEN (for himself, Mr. HARKIN, Mr. KERRY, Mrs. MURRAY, Ms. KLOBUCHAR, Mr. MERKLEY, Mr. DURBIN, Mr. LAUTENBERG, Mr. BENNET, Mr. BLUMENTHAL, Mr. UDALL of Colorado, Ms. MIKULSKI, Mr. LEAHY, Mr. SANDERS, Mr. BINGAMAN, Mr. WHITEHOUSE, Mr. CARDIN, Mrs. BOXER, Mrs. GILLIBRAND, Mr. MENENDEZ, Mr. AKAKA, Mr. SCHUMER, Mr. WYDEN, Mr. BEGICH, Mr. CASEY, Ms. CANTWELL, Mr. BROWN of Ohio, Mrs. SHAHEEN, Mr. REED, and Mr. COONS):

S. 555. A bill to end discrimination based on actual or perceived sexual orientation or gender identity in public schools, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. HUTCHISON (for herself and Mr. PRYOR):

S. 556. A bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. SCHUMER (for himself, Ms. SNOWE, Mr. BURR, Mr. KERRY, Mr. BROWN of Ohio, Mr. LEVIN, Mr. JOHNSON of South Dakota, Mr. PRYOR, Mr. LEAHY, and Mrs. GILLIBRAND):

S. 557. A bill to amend the Internal Revenue Code of 1986 to expand tax-free distributions from individual retirement accounts for charitable purposes; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself, Mr. LEAHY, Mr. BINGAMAN, Mrs. BOXER, Mr. BROWN of Ohio, Ms. CANTWELL, Mr. CARDIN, Mr. CASEY, Mr. DURBIN, Mr. FRANKEN, Mr. HARKIN, Mr. JOHNSON of South Dakota, Ms. KLOBUCHAR, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mrs. MURRAY, Mr. ROCKEFELLER, Mr. SANDERS, Mr. UDALL of New Mexico, Mr. WHITEHOUSE, and Mr. WYDEN):

S. 558. A bill to limit the use of cluster munitions; to the Committee on Foreign Relations.

By Ms. KLOBUCHAR:

S. 559. A bill to promote the production and use of renewable energy, and for other purposes; to the Committee on Finance.

By Mr. DURBIN (for himself, Mr. BROWN of Ohio, and Mr. AKAKA):

S. 560. A bill to amend title XVIII of the Social Security Act to deliver a meaningful benefit and lower prescription drug prices

under the Medicare program; to the Committee on Finance.

By Mr. ENZI (for himself and Mr. BARRASSO):

S. 561. A bill for the relief of Ashley Ross Fuller; to the Committee on the Judiciary.

By Ms. MIKULSKI (for herself, Mr. CARDIN, Mrs. MURRAY, Mr. WARNER, and Mr. WEBB):

S. 562. A bill to authorize the Secretary of Transportation to establish national safety standards for transit agencies operating heavy rail on fixed guideway; to the Committee on Commerce, Science, and Transportation.

By Mrs. BOXER:

S. 563. A bill to provide for equal access to COBRA continuation coverage; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 564. A bill to designate the Valles Caldera National Preserve as a unit of the National Park System, and for other purposes; to the Committee on Energy and Natural Resources.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. KOHL (for himself, Mr. DURBIN, Mr. SCHUMER, Mr. HARKIN, Mrs. GILLIBRAND, and Mr. BROWN of Ohio):

S. Res. 98. A resolution to express the sense of the Senate regarding the school breakfast program; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. DEMINT (for himself, Mr. BARRASSO, Mr. BURR, Mr. BLUNT, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. COBURN, Mr. CORNYN, Mr. CRAPO, Mr. ENSIGN, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. KYL, Mr. LEE, Mr. MCCAIN, Mr. MORAN, Mr. PAUL, Mr. RISCH, Mr. RUBIO, Mr. SESSIONS, Mr. VITTER, and Mr. WICKER):

S. Res. 99. A resolution expressing the sense of the Senate that the primary safeguard for the well-being and protection of children is the family, and that the primary safeguards for the legal rights of children in the United States are the Constitutions of the United States and the several States, and that, because the use of international treaties to govern policy in the United States on families and children is contrary to principles of self-government and federalism, and that, because the United Nations Convention on the Rights of the Child undermines traditional principles of law in the United States regarding parents

and children, the President should not transmit the Convention to the Senate for its advice and consent; to the Committee on Foreign Relations.

By Mr. BENNET (for himself, Mrs. MURRAY, and Mr. MERKLEY):

S. Res. 100. A resolution designating March 11, 2011, as "World Plumbing Day"; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 101

At the request of Mr. ENSIGN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 101, a bill to amend the Internal Revenue Code of 1986 to improve the operation of employee stock ownership plans, and for other purposes.

S. 164

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Maine [Ms. COLLINS] and the Senator from South Dakota [Mr. THUNE] were added as cosponsors of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 185

At the request of Mrs. BOXER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 185, a bill to provide United States assistance for the purpose of eradicating severe forms of trafficking in children in eligible countries through the implementation of Child Protection Compacts, and for other purposes.

S. 253

At the request of Mr. ROCKEFELLER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 253, a bill to establish a commission to ensure a suitable observance of the centennial of World War I, and to designate memorials to the service of men and women of the United States in World War I.

S. 325

At the request of Mrs. MURRAY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 325, a bill to amend title 10, United States Code, to require the provision of behavioral health services to members of the reserve components of the Armed Forces necessary to meet pre-deployment and post-deployment readiness and fitness standards, and for other purposes.

S. 344

At the request of Mr. REID, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of

Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 398

At the request of Mr. BINGAMAN, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 409

At the request of Mr. SCHUMER, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 409, a bill to ban the sale of certain synthetic drugs.

S. 414

At the request of Mr. DURBIN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 424

At the request of Mr. SCHUMER, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 424, a bill to amend title XVIII of the Social Security Act to preserve access to ambulatory services under the Medicare program.

S. 425

At the request of Mr. UDALL of Colorado, the names of the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 425, a bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders.

S. 436

At the request of Mr. SCHUMER, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 436, a bill to ensure that all individuals who should be prohibited from buying a firearm are listed in the national instant criminal background check system and require a background check for every firearm sale.

S. 486

At the request of Mr. WHITEHOUSE, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from Vermont [Mr. LEAHY] were added as cosponsors of S. 486, a bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes.

S. 488

At the request of Mr. CARDIN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 488, a bill to require the FHA to equitably treat homebuyers who have repaid in full their FHA-insured mortgages, and for other purposes.

S. 494

At the request of Mr. LIEBERMAN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 494, a bill to amend the Public Health Service Act to establish a national screening program at the Centers for Disease Control and Prevention and to amend title XIX of the Social Security Act to provide States the option to increase screening in the United States population for the prevention, early detection, and timely treatment of colorectal cancer.

S. 496

At the request of Mr. MCCAIN, the names of the Senator from Massachusetts [Mr. BROWN] and the Senator from New Hampshire [Mrs. SHAHEEN] were added as cosponsors of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 506

At the request of Mr. CASEY, the names of the Senator from Washington [Ms. CANTWELL] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 511

At the request of Mr. BLUNT, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 511, a bill to amend the Clean Air Act to provide for a reduction in the number of boutique fuels, and for other purposes.

S. 512

At the request of Mr. BINGAMAN, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 512, a bill to amend the Energy Policy Act of 2005 to require the Secretary of Energy to carry out programs to develop and demonstrate 2 small modular nuclear reactor designs, and for other purposes.

S. 516

At the request of Mrs. HUTCHISON, the name of the Senator from Alabama [Mr. SHELBY] was added as a cosponsor of S. 516, a bill to extend outer Continental Shelf leases to accommodate permitting delays and to provide operators time to meet new drilling and safety requirements.

At the request of Ms. LANDRIEU, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 516, *supra*.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE RESOLUTION 65

At the request of Mr. WICKER, the name of the Senator from Arizona [Mr. KYL] was added as a cosponsor of Senate Resolution 65, a resolution expressing the sense of the Senate that the conviction by the Government of Russia of businessman Mikhail Khodorkovsky and Platon Lebedev constitutes a politically motivated case of selective arrest and prosecution that flagrantly undermines the rule of law and independence of the judicial system of Russia.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. SANDERS,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 10, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on March 10, 2011, at 9:30 a.m., to conduct a hearing entitled "The Fiscal Year 2012 Budget for the Sec."

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on March 10, 2011, at 10 a.m., in room 253 of the Russell Senate Office Building.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on March 10, 2011, at

9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on March 10, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Innovations in Child Welfare Waivers: Starting on the Pathway to Reform."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Bridgepoint Education, Inc.: A Case study in For-Profit Education and Oversight" on March 10, 2011, at 10 a.m., in 430 Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 10, 2011, at 10 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 10, 2011, at 3 p.m., to conduct a hearing entitled "Information Sharing in the Era of WikiLeaks: Balancing Security and Collaboration."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 10, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on March 10, 2011, at 2:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:04 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that pursuant to 15 U.S.C. 1024(a), and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Joint Economic Committee: Mr. HINCHEY of New York, Mrs. MALONEY of New York, Ms. LORETTA SANCHEZ of California, and Mr. CUMMINGS of Maryland.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That there be 45 minutes, equally divided and controlled, for debate on confirmation of the nomination of Max Oliver Cogburn, Jr., of North Carolina, to be United States District Judge for the Western District of North Carolina; and that all other provisions of the order of yesterday remain in effect.

EXECUTIVE SESSION

Pursuant to the order of yesterday, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of yesterday,

The Senate resumed its legislative session.

MOTION TO PROCEED TO CONSIDER BILL S. 493

On motion by Mr. REID that the Senate proceed to consider the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes.

The question being on agreeing to the motion to proceed.

Mr. REID presented a motion to bring to a close debate on the motion to proceed to consider bill S. 493; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 493:

HARRY REID, MARY LANDRIEU, BEN CARDIN, CHUCK SCHUMER, D.K. INOUE, JOSEPH LIEBERMAN, BERNIE SANDERS, DEBBIE STABENOW, PAT LEAHY, TOM HARKIN, KAY R. HAGAN, MICHAEL F. BENNET, AL FRANKEN, HERB KOHL, SHELDON WHITEHOUSE, TOM CARPER, DICK DURBIN.

By unanimous consent, on the request of Mr. REID,

Ordered, That, on Monday, March 14, 2011, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider bill S. 493, immediately following executive session, as pursuant to an order of today; that the quorum under the rule be waived; and that the motion to proceed be withdrawn.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 4:30 p.m. on Monday, March 14, 2011, the Senate proceed to executive session to consider the nomination of James Boasberg, of the District of Columbia, to be United States District Judge for the District of Columbia; that there be one hour, equally divided and controlled, for debate; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, without intervening action or debate; that a motion to reconsider be considered made and laid on the table; that no further motion be in order; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, MARCH 14, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, March 14, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that the Senate then proceed to executive session, as pursuant to the order of today.

AUTHORITY FOR ADJOURNMENT ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate adjourn, following the remarks of Mr. DURBIN.

After debate,

ADJOURNMENT

Under the authority of the order of today,
At 5:35 p.m.,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) declared the Senate adjourned, under its order of today, until 2 p.m. on Monday, March 14, 2011.

MONDAY, MARCH 14, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, March 14, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Thursday, March 10, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, March 10, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, March 10, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-868. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental

Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Bacillus thuringiensis eCry3.1Ab Protein in Corn; Temporary Exemption from the Requirement of a Tolerance" (FRL No. 8866-5) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-869. A communication from the Secretary of the Department of Agriculture, transmitting pursuant to law, the 2010 Packers and Stockyards Program Annual Report; to the Committee on Agriculture, Nutrition, and Forestry.

EC-870. A communication from the Commissioners of the Commission on Wartime Contracting in Iraq and Afghanistan, transmitting, pursuant to law, the Commission's Interim Report to Congress; to the Committee on Armed Services.

EC-871. A communication from the Director, Pentagon Renovation and Construction Program Office, Department of Defense, transmitting, pursuant to law, the Office's Annual Report for the year ending March 1, 2011; to the Committee on Armed Services.

EC-872. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Human Reliability Program: Identification of Reviewing Official" (RIN1992-AZ00) received in the office of the President of Senate on March 11, 2011; to the Committee on Energy and Natural Resources.

EC-873. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Certification, Compliance, and Enforcement for Consumer Products and Commercial and Industrial Equipment" (RIN1904-AC23) received in the Office of the President of the Senate on March 11, 2011; to the Committee on Energy and Natural Resources.

EC-874. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program for Consumer Products: Test Procedure for Microwave Ovens" (RIN1904-AB78) received in the Office of the President of the Senate on March 11, 2011; to the Committee on Energy and Natural Resources.

EC-875. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans;

Virginia; Revisions to the Open Burning Regulations" (FRL No. 9278-7) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Environment and Public Works.

EC-876. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval of One-Year Extension for Attaining the 1997 8-Hour Ozone Standard in the Baltimore Moderate Nonattainment Area" (FRL No. 9278-8) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Environment and Public Works.

EC-877. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources" (FRL No. 9279-8) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Environment and Public Works.

EC-878. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Priorities List, Final Rule No. 51" (FRL No. 9277-8) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Environment and Public Works.

EC-879. A communication from the Deputy Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Protecting the Public and Our Employees in Our Hearing Process" (RIN0960-AH29) received in the Office of the President of the Senate on March 11, 2011; to the Committee on Finance.

EC-880. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services to support the design, manufacture and delivery of the SATMEX 8 Commercial Communication Satellite to Mexico in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-881. A communication from the Secretary of Education, transmitting, pursuant to law, the report of a rule entitled "Department of Education Acquisition Regulation" (RIN1890-AA16) received in the Office of the President of the Senate on

March 10, 2011; to the Committee on Health, Education, Labor, and Pensions.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. LEVIN, from the Committee on Armed Services:

Special Report entitled "Report on the Activities of the Committee on Armed Services, United States Senate, 111th Congress" (Rept. No. 112-2).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. KERRY (for himself, Mr. LUGAR, and Mr. UDALL of Colorado):

S. 565. A bill to establish an employment-based immigrant visa for alien entrepreneurs who have received significant capital from investors to establish a business in the United States; to the Committee on the Judiciary.

By Ms. MURKOWSKI:

S. 566. A bill to provide for the establishment of the National Volcano Early Warning and Monitoring System; to the Committee on Energy and Natural Resources.

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

S. 567. A bill to amend the small, rural school achievement program and the rural and low-income school program under part B of title VI of the Elementary and Secondary Education Act of 1965; to the Committee on Health, Education, Labor, and Pensions.

By Mr. PRYOR (for himself, Mr. CONRAD, Mr. LEAHY, and Mr. TESTER):

S. 568. A bill to establish a pilot grant program for first responder agencies that experience an extraordinary financial burden resulting from the deployment of employees; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. FEINSTEIN (for herself, Mr. HATCH, Mr. LEAHY, Mr. GRAHAM, Mr. REID, Mr. LEE, Mr. INOUE, Mr. BINGAMAN, Mr. LIEBERMAN, and Mr. KERRY):

S. 569. A bill to provide for fairness for the Federal judiciary; to the Committee on the Judiciary.

By Mr. TESTER (for himself, Mr. ENSIGN, Mr. BEGICH, Mr. BAUCUS, Mr. BURR, Mr. CHAMBLISS, Mr. INHOFE, Mr. PAUL, Mr. BARRASSO, and Mr. COBURN):

S. 570. A bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns; to the Committee on the Judiciary.

By Mrs. MURRAY (for herself, Mr. FRANKEN, and Mr. BEGICH):

S. 571. A bill to amend subtitle B of title VII of the McKinney-Vento Homeless Assistance Act to provide education for homeless children and youths, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BROWN of Ohio (for himself, Mr. ROCKEFELLER, Ms. MIKULSKI, Mr. FRANKEN, Mr. SANDERS, Mr. MERKLEY, and Mr. BEGICH):

S. 572. A bill to amend title 38, United States Code, to repeal the prohibition on collective bargaining with respect to matters and questions regarding compensation of employees of the Department of Veterans Affairs other than rates of basic pay, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. DEMINT (for himself and Mr. GRAHAM):

S. 573. A bill to establish a harbor maintenance block grant program to provide maximum flexibility to each State to carry out harbor maintenance and deepening projects in the State, to require transparency for water resources development projects carried out by the Corps of Engineers, and for other purposes; to the Committee on Environment and Public Works.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. REID (for himself, Mr. MCCONNELL, Mr. KERRY, Mr. LUGAR, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr.

MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mrs. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN):

S. Res. 101. A resolution expressing the sense of the Senate relating to the March 11, 2011, earthquake and tsunami in Japan; considered and agreed to.

ADDITIONAL COSPONSORS

S. 28

At the request of Mr. ROCKEFELLER, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 214

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 214, a bill to amend the Oil Pollution Act of 1990 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 215

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 215, a bill to amend the Internal Revenue Code of 1986 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 218

At the request of Mr. ENSIGN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 218, a bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system.

S. 242

At the request of Mr. ROCKEFELLER, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 242, a bill to amend title 10, United States

Code, to enhance the roles and responsibilities of the Chief of the National Guard Bureau.

S. 260

At the request of Mr. NELSON of Florida, the names of the Senator from Michigan [Ms. STABENOW] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 328

At the request of Mr. BROWN of Ohio, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 328, a bill to amend title VII of the Tariff Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country.

S. 344

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 358

At the request of Mr. ROBERTS, the names of the Senator from Louisiana [Mr. VITTER], the Senator from Tennessee [Mr. CORKER], the Senator from Alabama [Mr. SHELBY], the Senator from Alaska [Ms. MURKOWSKI], the Senator from Indiana [Mr. LUGAR] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 358, a bill to codify and modify regulatory requirements of Federal agencies.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 374

At the request of Mr. KERRY, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 374, a bill to amend title XVIII of the Social Security Act to eliminate the 190-day lifetime limit on inpatient psychiatric hospital services under the Medicare program.

S. 387

At the request of Mrs. BOXER, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for

members of uniformed services, and for other purposes.

S. 411

At the request of Ms. KLOBUCHAR, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 411, a bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to enter into agreements with States and nonprofit organizations to collaborate in the provision of case management services associated with certain supported housing programs for veterans, and for other purposes.

S. 414

At the request of Mr. DURBIN, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Maryland [Ms. MIKULSKI] were added as cosponsors of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 509

At the request of Mr. UDALL of Colorado, the name of the Senator from Nevada [Mr. ENSIGN] was added as a cosponsor of S. 509, a bill to amend the Federal Credit Union Act, to advance the ability of credit unions to promote small business growth and economic development opportunities, and for other purposes.

S. 522

At the request of Mr. WARNER, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 522, a bill to clarify the rights and responsibilities of Federal entities in the spectrum relocation process, and for other purposes.

S. 528

At the request of Mrs. GILLIBRAND, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 528, a bill to provide driver safety grants to States with graduated driver licensing laws that meet certain minimum requirements.

S. 545

At the request of Mr. UDALL of Colorado, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 545, a bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to strengthen the quality control measures in

place for part B lung disease claims and part E processes with independent reviews.

S. 549

At the request of Mr. ENSIGN, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 549, a bill to require the Attorney General of the United States to compile, and make publically available, certain data relating to the Equal Access to Justice Act, and for other purposes.

S. 550

At the request of Mr. MCCAIN, his name was added as a cosponsor of S. 550, a bill to improve the provision of assistance to fire departments, and for other purposes.

S. 554

At the request of Mr. GRAHAM, the names of the Senator from Alabama [Mr. SESSIONS] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of S. 554, a bill to prohibit the use of Department of Justice funds for the prosecution in Article III courts of the United States of individuals involved in the September 11, 2001, terrorist attacks.

S. 559

At the request of Ms. KLOBUCHAR, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 559, a bill to promote the production and use of renewable energy, and for other purposes.

S. 560

At the request of Mr. DURBIN, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 560, a bill to amend title XVIII of the Social Security Act to deliver a meaningful benefit and lower prescription drug prices under the Medicare program.

SENATE CONCURRENT RESOLUTION 4

At the request of Ms. MIKULSKI, her name was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE RESOLUTION 51

At the request of Mr. MENENDEZ, the names of the Senator from Alaska [Mr. BEGICH], the Senator from Missouri [Mr. BLUNT], the Senator from Ohio [Mr. BROWN], the Senator from South Dakota [Mr. JOHNSON], the Senator from Massachusetts [Mr. KERRY], the Senator from Wisconsin [Mr. KOHL], the Senator from Michigan [Mr. LEVIN], the Senator from Indiana [Mr. LUGAR], the Senator from Maryland [Ms. MIKULSKI], the Senator from Florida [Mr. NELSON], the Senator from Idaho [Mr. RISCH], the Senator from West Virginia [Mr. ROCKEFELLER] and the Senator from Hawaii [Mr. INOUE] were added as cosponsors of Senate Resolution 51, a resolution

recognizing the 190th anniversary of the independence of Greece and celebrating Greek and American democracy.

SENATE RESOLUTION 98

At the request of Mr. KOHL, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of Senate Resolution 98, a resolution to express the sense of the Senate regarding the school breakfast program.

SENATE RESOLUTION 99

At the request of Mr. DEMINT, the names of the Senator from New Hampshire [Ms. AYOTTE] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of Senate Resolution 99, a resolution expressing the sense of the Senate that the primary safeguard for the well-being and protection of children is the family, and that the primary safeguards for the legal rights of children in the United States are the Constitutions of the United States and the several States, and that, because the use of international treaties to govern policy in the United States on families and children is contrary to principles of self-government and federalism, and that, because the United Nations Convention on the Rights of the Child undermines traditional principles of law in the United States regarding parents and children, the President should not transmit the Convention to the Senate for its advice and consent.

SENATE RESOLUTION 100

At the request of Mr. BENNET, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of Senate Resolution 100, a resolution designating March 11, 2011, as "World Plumbing Day".

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 830. An act to rescind the unobligated funding for the FHA Refinance Program and to terminate the program.

H.R. 836. An act to rescind the unobligated funding for the Emergency Mortgage Relief Program, and to terminate the program.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 830. An act to rescind the unobligated funding for the FHA Refinance Program and to terminate the program; to the Committee on Banking, Housing, and Urban Affairs.

H.R. 836. An act to rescind the unobligated funding for the Emergency Mortgage Relief Program and to terminate the program; to the Committee on Banking, Housing, and Urban Affairs.

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed, Pursuant to the order of Thursday, March 10, 2011, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, March 10, 2011,

The Senate resumed its legislative session.

MOTION TO PROCEED TO CONSIDER BILL S. 493

Pursuant to the order of Thursday, March 10, 2011,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the motion, presented by Mr. REID on Thursday, March 10, 2011, to bring to a close debate on the motion to proceed to consider the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes.

Pursuant to the order of Thursday, March 10, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 84, nays... 12

[Rollcall vote No. 40 Leg.]

YEAS --- 84

Akaka, Alexander, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 12

Ayotte, Cornyn, DeMint, Ensign, Johnson (WI), Lee, Paul, Rubio, Sessions, Toomey, Vitter, Wicker.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

DESIGNATING "WORLD PLUMBING DAY"

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 100) designating March 11, 2011, as "World Plumbing Day".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING THE SENSE OF THE SENATE RELATIVE TO THE EARTHQUAKE AND TSUNAMI IN JAPAN

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the resolution (S. Res. 101) expressing the sense of the Senate relating to the March 11, 2011, earthquake and tsunami in Japan, submitted today by Mr. REID (for himself, Mr. McCONNELL, Mr. KERRY, Mr. LUGAR, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW,

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Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR RECOGNITION OF CERTAIN SENATORS

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That the following Senators be recognized to speak for the following times on the dates indicated: Mr. PORTMAN for 15 minutes, following the remarks of Mr. COATS on tomorrow; and Mr. BLUMENTHAL, for 20 minutes at 12 noon, on Wednesday, March 16, 2011.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that the Senate then proceed to consider bill S. 493.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. SHERROD BROWN,

At 7:19 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, MARCH 15, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 15, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday, The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday, The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-882. A communication from the Secretary of the Commission, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Reporting Certain Post-Enactment Swap Transactions" ((17 CFR Part 44)(RIN3038-AD29)) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-883. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Ownership or Control by a Foreign Government" (DFARS Case 2010-D010) received in the Office of the President of the Senate on March 5, 2011; to the Committee on Armed Services.

EC-884. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Thomas G. Miller, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-885. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of (3) officers authorized to wear the insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-886. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of (6) officers authorized to wear the insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-887. A communication from the Under Secretary of Defense (Policy), transmitting, pursuant to law, a report relative to Cooperative Threat Reduction Programs; to the Committee on Armed Services.

EC-888. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act - Community Development" (RIN1550-AB48) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-889. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Personal Transactions in Securities" (RIN1550-AC16) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-890. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Stock Benefit Plans in Mutual-to-Stock Conversions and Mutual Holding Company Structures" (RIN1550-AC07) received during adjournment of the Senate in the Office of the President of the Senate on

March 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-891. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Permissible Activities of Savings and Loan Holding Companies" (RIN1550-AC10) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-892. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Prohibited Service at Savings and Loan Holding Companies" (RIN1550-AC14) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-893. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act - Interagency Uniformity" (RIN1550-AC08) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-894. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury, transmitting, pursuant to law, a report relative to a vacancy announcement in the position of Under Secretary (Terrorism and Financial Crimes), received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-895. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Ireland; to the Committee on Banking, Housing, and Urban Affairs.

EC-896. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, the Bank's 2010 Annual Report; to the Committee on Banking, Housing, and Urban Affairs.

EC-897. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Revisions to the Reductions and Increases to Hospitals' FTE Resident Caps for Graduate Medical Education Payment Purposes" (RIN0938-AQ92) received in the Office of the President of the Senate on

March 14, 2011; to the Committee on Finance.

EC-898. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Extension of Import Restrictions Imposed on Certain Archaeological and Ethnological Materials from Colombia" (RIN1515-AD73) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Finance.

EC-899. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Country of Origin of Textile and Apparel Products" (RIN1515-AD57) received during adjournment of the Senate in the Office of the President of the Senate on March 14, 2011; to the Committee on Finance.

EC-900. A communication from the Deputy Chief Human Capital Officer, Department of Energy, transmitting, pursuant to law, the Department's third and final report on the category rating system; to the Committee on Homeland Security and Governmental Affairs.

EC-901. A communication from the Chairman of the Occupational Safety and Health Review Commission, transmitting, pursuant to law, the Commission's Buy American Act Report for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-902. A communication from the Senior Counsel for Regulatory Affairs, Departmental Offices, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Garnishment of Accounts Containing Federal Benefit Payments" (RIN1505-AC20) received in the Office of the President of the Senate on March 10, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-903. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a report entitled "2011 National Aeronautics and Space Administration (NASA) Strategic Plan"; to the Committee on Homeland Security and Governmental Affairs.

EC-904. A communication from the Chairman of the Merit Systems Protection Board, transmitting, pursuant to law, a report entitled "Making the Right Connections: Targeting the Best Competencies for Training"; to the Committee on Homeland Security and Governmental Affairs.

EC-905. A communication from the Chairman of the Consumer Product Safety Commission, transmitting, pursuant to law, the Commission's Fiscal Year 2010 Annual Performance and Accountability Report; to the Committee on Homeland Security and Governmental Affairs.

EC-906. A communication from the Chairman of the National Capital Planning Commission, transmitting, pursuant to law, the Commission's Performance and Accountability Report for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-907. A communication from the Chairman, Federal Labor Relations Authority, transmitting, pursuant to law, the Authority's Fiscal Year 2010 Performance and Accountability Report; to the Committee on Homeland Security and Governmental Affairs.

EC-908. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report relative to a one-year extension of the District of Arizona's declaration of a judicial emergency; to the Committee on the Judiciary.

EC-909. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report entitled "Report of the Proceedings of the Judicial Conference of the United States" for the September 2010 session; to the Committee on the Judiciary.

EC-910. A communication from the Deputy General Counsel, Office of Surety Guarantees, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "Surety Bond Guarantee Program; Disaster and Miscellaneous Amendments" (RIN3245-AF77) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Small Business and Entrepreneurship.

EC-911. A communication from the Director of the Regulations Management Office of the General Counsel, Office of Public and Intergovernmental Affairs, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "U.S. Paralympics Monthly Assistance Allowance" (RIN2900-AN43) received in the Office of the President of the Senate on March 15, 2011; to the Committee on Veterans' Affairs.

EC-912. A communication from the Secretary of the Treasury, transmitting, pursuant to Executive Order 13313 of July 31, 2003, the semiannual report detailing payments made to Cuba as a result of the provision of telecommunications services pursuant to Department of the Treasury specific licenses; to the Committee on Foreign Relations.

EC-913. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services to Singapore related to the sale of one G550 aircraft modified with a military TACAN beacon system and an AN/ARC-210 VHF/UHF radio in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-914. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services to the Commonwealth of Australia for the manufacture, assembly, testing, qualification, maintenance and repair of military aiming lasers, infrared illuminators, and associated military electronics; to the Committee on Foreign Relations.

EC-915. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services to Japan for the manufacture and support of the KD2R-5 Aerial Target System Program for the Japanese Ministry of Defense in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-5. A resolution adopted by the House of Representatives of the State of Michigan urging the Congress of the United States to take steps to insure that the Wall Street Reform and Consumer Protection Act does not result in increased fees on consumers at exempted institutions; to the Committee on Banking, Housing, and Urban Affairs.

HOUSE RESOLUTION NO. 21

Whereas, under certain provisions (section 1075) of the Wall Street Reform and Consumer Protection Act (Public Law No. 111-203), the Federal Reserve Board is required to issue regulations that would provide for reasonable interchange transaction fees for electronic debit transactions and place limitations on payment card network restrictions; and

Whereas, in drafting Section 1075, Congress included language to exempt small issuers from this provision, defining small

institutions as those "with less than \$10 billion in total assets." Small issuers rely on debit interchange fees to provide free checking services to their customers and to cover costs associated with fraud prevention and data security. If these costs were not fully recoverable, small issuers would be unable to offer debit services to their customers, and the result could be decreased consumer choice and higher fees. Because of these concerns, Congress specifically exempted those institutions with less than \$10 billion in assets; and

Whereas, the Federal Reserve Board's current debit interchange fee regulatory proposal (Docket No. R-1404) could lead to the unintended consequences of increasing costs on consumers and limiting consumer choice. The proposal does not include any provision designed to enforce the carve-out for small issuers. It is incumbent on Congress to revisit this issue and help insure that these regulations do not ultimately result in less choice and higher costs for consumers: Now, therefore, be it

Resolved by the House of Representatives, That we urge Congress to stop or delay the implementation of Section 1075 so that statutory changes can be made to ensure institutions with less than \$10 billion in assets are exempted without consequence in order to ensure Section 1075 does not result in increased fees on consumers at exempted institutions; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. MCCAIN (for himself and Mr. RUBIO):

S. 574. A bill to amend the Internal Revenue Code of 1986 to allow individuals to designate that up to 10 percent of their income tax liability be used to reduce the national debt, and to require spending reductions equal to the amounts so designated; to the Committee on Finance

By Mr. TESTER (for himself, Mr. CORKER, Mr. CARPER, Mr. ROBERTS, Mr. COONS, Mr. LEE, Mr. NELSON of Nebraska, Mr. KYL, Mr. TOOMEY, Mr. THUNE, and Mr. COBURN):

S. 575. A bill to study the market and appropriate regulatory structure for electronic debit card transactions, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. HARKIN:

S. 576. A bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. VITTER:

S. 577. A bill to amend the Internal Revenue Code of 1986 to clarify eligibility for the child tax credit; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. FRANKEN, Mr. SANDERS, Mr. BEGICH, Mr. WYDEN, Mr. WHITEHOUSE, Mr. KERRY, and Mrs. MURRAY):

S. 578. A bill to amend title V of the Social Security Act to eliminate the abstinence-only education program; to the Committee on Finance.

By Mr. LAUTENBERG:

S. 579. A bill to amend title 10, United States Code, to direct the Secretary of Defense to provide members of the Individual Ready Reserve, Individual Mobilization Augmentees, and inactive members of the National Guard who served in Afghanistan or Iraq with information on counseling to prevent suicide, and for other purposes; to the Committee on Armed Services.

By Ms. KLOBUCHAR (for herself, Mr. LUGAR, and Mr. NELSON of Nebraska):

S. 580. A bill to amend the Environmental Research, Development, and Demonstration Authorization Act of 1978 to require the appointment of a member of the Science Advisory Board based on the recommendation of the Secretary of Agriculture; to the Committee on Environment and Public Works

By Mr. BURR (for himself and Mr. ENZI):

S. 581. A bill to amend the Child Care and Development Block Grant Act of 1990 to require criminal background checks for child care providers; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SANDERS (for himself, Mr. AKAKA, Mr. WHITEHOUSE, Mr. BROWN of Ohio, Ms. MIKULSKI, Mrs. BOXER, Ms. STABENOW, Mr. BEGICH, Mr. BLUMENTHAL, and Mr. LAUTENBERG):

S. 582. A bill to establish a point of order against any efforts to reduce benefits paid to Social Security recipients, raise the retirement age, or create private retirement accounts under title II of the Social Security Act; to the Committee on Rules and Administration.

By Ms. MIKULSKI (for herself and Mr. INOUE):

S. 583. A bill to amend title XVIII of the Social Security Act to permit direct payment under the Medicare program for clinical social worker services provided to residents

of skilled nursing facilities; to the Committee on Finance.

By Ms. MIKULSKI (for herself, Mr. CARDIN, Mr. BEGICH, and Mr. INOUE):

S. 584. A bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the profession of social work, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. NELSON of Nebraska (for himself, Mr. KERRY, Mr. BROWN of Ohio, Mr. UDALL of Colorado, Ms. MIKULSKI, Mr. COONS, and Mr. DURBIN):

S. 585. A bill to authorize the Secretary of Education to award grants for the support of full-service community schools, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. GRASSLEY (for himself and Mrs. MCCASKILL):

S. 586. A bill to amend the Congressional Accountability Act of 1995 to apply whistleblower protections available to certain executive branch employees to legislative branch employees, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CASEY (for himself, Mr. SCHUMER, Mrs. FEINSTEIN, Mrs. GILLIBRAND, Mr. LAUTENBERG, Mr. WHITEHOUSE, Mr. SANDERS, and Mr. CARDIN):

S. 587. A bill to amend the Safe Drinking Water Act to repeal a certain exemption for hydraulic fracturing, and for other purposes; to the Committee on Environment and Public Works.

By Mr. CASEY:

S. 588. A bill to amend the Workforce Investment Act of 1998, to authorize a national grant program for on-the-job training; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY:

S. 589. A bill to provide for an expedited response to emergencies related to oil or gas production or storage; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BINGAMAN (for himself and Ms. MURKOWSKI) (by request):

S. 590. A bill to convey certain submerged lands to the Commonwealth of the Northern Mariana Islands in order to give that territory the same benefits in its submerged lands as Guam, the Virgin Islands, and American Samoa have in their submerged lands; to the Committee on Energy and Natural Resources.

By Mr. BROWN of Ohio (for himself, Ms. STABENOW, Ms. CANTWELL, Mr. CASEY, and Mr. MERKLEY):

S. 591. A bill to amend the Internal Revenue Code of 1986 to extend the qualifying advanced energy project credit; to the Committee on Finance

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. MCCAIN:

S. Res. 102. A resolution calling for a no-fly zone and the recognition of the Transitional National Council in Libya; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 244

At the request of Mr. BARRASSO, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 244, a bill to enable States to opt out of certain provisions of the Patient Protection and Affordable Care Act.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 325

At the request of Mrs. MURRAY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 325, a bill to amend title 10, United States Code, to require the provision of behavioral health services to members of the reserve components of the Armed Forces necessary to meet pre-deployment and post-deployment readiness and fitness standards, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 376

At the request of Mr. COBURN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 376, a bill to amend title 5, United States Code, to provide that persons having seriously delinquent tax debts shall be ineligible for Federal employment.

S. 398

At the request of Mr. BINGAMAN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 437

At the request of Mr. NELSON of Florida, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 437, a bill to amend the Internal Revenue Code of 1986 to require the Secretary of the Treasury to provide each individual taxpayer a receipt for an income tax payment which itemizes the portion of the payment which is allocable to various Government spending categories.

S. 489

At the request of Mr. REED, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 509

At the request of Mr. UDALL of Colorado, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 509, a bill to amend the Federal Credit Union Act, to advance the ability of credit unions to promote small business growth and economic development opportunities, and for other purposes.

S. 520

At the request of Mr. COBURN, the names of the Senator from Tennessee [Mr. CORKER], the Senator from Maine [Ms. COLLINS], the Senator from Maine [Ms. SNOWE] and the Senator from Nevada [Mr. ENSIGN] were added as cosponsors of S. 520, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 530

At the request of Mrs. FEINSTEIN, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 530, a bill to modify certain subsidies for ethanol production, and for other purposes.

S. 555

At the request of Mr. FRANKEN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 555, a bill to end discrimination based on actual or perceived sexual orientation or gender identity in public schools, and for other purposes.

S. 565

At the request of Mr. KERRY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 565, a bill to establish an employment-based immigrant visa for alien entrepreneurs who have received significant capital from

investors to establish a business in the United States.

S. 570

At the request of Mr. TESTER, the names of the Senator from Wyoming [Mr. ENZI] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. BARRASSO, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

SENATE RESOLUTION 51

At the request of Mr. MENENDEZ, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of Senate Resolution 51, a resolution recognizing the 190th anniversary of the independence of Greece and celebrating Greek and American democracy.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 87

At the request of Mr. THUNE, his name was added as a cosponsor of Senate Resolution 87, a resolution designating the year of 2012 as the "International Year of Cooperatives".

SENATE RESOLUTION 94

At the request of Mr. WICKER, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of Senate Resolution 94, a resolution to express the sense of the Senate in support of reducing its budget by at least 5 percent.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 15, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on March 15, 2011, at 10 a.m.

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on March 15, 2011, at 2:30 p.m., in room 253 of the Russell Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on March 15, 2011, at 10 a.m., in Room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 15, 2011, at 10:15 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Freedom of Information Act: Ensuring Transparency and Accountability in the Digital Age."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on March 15, 2011, at 2:30 p.m.

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on March 15, 2011, at 2:30 p.m., to conduct a hearing entitled "Enhancing the President's Authority to Eliminate Wasteful Spending and Reduce the Budget Deficit."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:35 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 793. An act to designate the facility of the United States Postal Service located at 12781 Sir Francis Drake Boulevard in Inverness, California, as the "Specialist Jake Robert Velloza Post Office".

The message also announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 27. Concurrent resolution providing for the acceptance of a statue of Gerald R. Ford from the people of Michigan for placement in the United States Capitol.

At 3:54 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following joint resolution, in which it requests the concurrence of the Senate:

H.J. Res. 48. Joint resolution making further continuing appropriations for fiscal year 2011, and for other purposes.

The message also announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 30. Concurrent resolution providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 793. An act to designate the facility of the United States Postal Service located at 12781 Sir Francis Drake Boulevard in Inverness, California, as the "Specialist Jake Robert Velloza Post Office"; to the Committee on Homeland Security and Governmental Affairs.

SBIR/STTR REAUTHORIZATION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on agreeing to the reported amendments.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That the reported amendments be agreed to; that a motion to reconsider be made and laid on the table; and that the bill, as thus amended, be considered original text for the purpose of further amendment.

Ordered further, That Mr. BEN NELSON be recognized to propose amendment No. 182; that Mr. MCCONNELL then be recognized to propose amendment No. 183 to the bill; that Mr. MCCONNELL then be recognized for only debate, relative to his amendment, for such time as he may consume; that, following remarks by him, the question recur on

agreeing to amendment No. 182; and that Mr. BEN NELSON then be recognized for only debate, relative to his amendment, for 10 minutes.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. BEN NELSON (for himself, Mr. TESTER, Mr. PRYOR, and Mr. MERKLEY) to further amend the pending bill, at the appropriate place, by inserting certain words (being amendment No. 182).

Pending debate,

Pursuant to the order of today,

The pending amendment was considered laid aside.

The question being on passage of the bill, as amended.

On motion by Mr. MCCONNELL to further amend the pending bill, at the end thereof, by adding certain words (being amendment No. 183).

Pending debate,

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 182 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That the order of yesterday for the recognition of Mr. PORTMAN be vitiated.

The question being on agreeing to amendment No. 182 to the bill, as amended.

RECESS

Pursuant to the order of yesterday,

At 12:30 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

SBIR/STTR REAUTHORIZATION ACT

The Senate resumed consideration of bill S. 493.

The question being on agreeing to amendment No. 182 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. VITTER to further amend the pending bill, at the end thereof, by adding certain words (being amendment No. 178).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. INHOFE for Mr. JOHANNES (for himself, Mr. MANCHIN, and Mr. SCOTT BROWN) to further amend the pending bill, at the end thereof, by adding certain words (being amendment No. 161).

By unanimous consent, on the request of Mr. INHOFE,

Ordered, That the question recur on agreeing to amendment No. 183.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 183 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Ms. SNOWE (for herself, Ms. LANDRIEU, Mr. COBURN, Mr. WEBB, and Mr. KERRY) to further amend the pending bill in title V, at the end thereof, by adding certain words (being amendment No. 193).

Pending debate,

Ms. SNOWE requested the yeas and nays on the question of agreeing to the pending amendment.

There was not a sufficient second.

The question being on agreeing to amendment No. 193 to the bill, as amended.

Mr. CORNYN asked unanimous consent that the pending amendments be laid aside; and that he be recognized to propose an amendment (Numbered 186).

Ms. LANDRIEU objected.

The question being on agreeing to amendment No. 193 to the bill, as amended.

Pending debate,

Mr. PAUL asked unanimous consent that the pending amendments be laid aside; and that he be recognized to propose an amendment (Numbered 199).

Ms. LANDRIEU objected.

The question being on agreeing to amendment No. 193 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That when the Senate resumes consideration of bill S. 493 on tomorrow, it vote first in relation to amendment No. 182, and then in relation to amendment No. 193; that there be two minutes, equally divided and controlled, for debate prior to each vote; that no amendment be in order to either amendment prior to a vote; and that motions to reconsider be considered made and laid on the table, with no intervening action or debate.

Ordered further, That, following the votes, the following be next recognized to propose the following amendments: Mr. CASEY, amendment No. 216; Mr. CORNYN, amendment No. 186; Mr. SANDERS, amendment No. 207; Mr. PAUL, amendment No. 199; a majority-party Senator; and Mrs. HUTCHISON, amendment No. 197.

CONGRATULATING THE ARMY
DENTAL CORPS ON ITS 100TH
ANNIVERSARY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Armed Services be discharged from the further consideration of the resolution (S. Res. 96) congratulating the Army Dental Corps on its 100th anniversary.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONSIDERATION OF CERTAIN
JOINT RESOLUTIONS, EN BLOC

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Rules and Administration be discharged from the further consideration of the following joint resolutions:

S.J. Res. 7. Joint resolution providing for the reappointment of Shirley Ann Jackson as a citizen regent of the Board of Regents of the Smithsonian Institution;

S.J. Res. 8. Joint resolution providing for the appointment of Stephen M. Case as a citizen regent of the Board of Regents of the Smithsonian Institution;

S.J. Res. 9. Joint resolution providing for the reappointment of Robert P. Kogod as a citizen regent of the Board of Regents of the Smithsonian Institution.

The Senate proceeded, by unanimous consent, to consider the joint resolutions, en bloc.

The question being on the passage of the joint resolutions.

By unanimous consent, on the request of Mr. REID,

Ordered, That the joint resolutions be read the third time, en bloc, and passed; and that motions to reconsider be considered made and laid on the table.

HOUSE JOINT RESOLUTION READ
THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the joint resolution (H.J. Res. 48) making further continuing appropriations for fiscal year 2011, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the joint resolution be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 10:30 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 493.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:13 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, MARCH 16, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, March 16, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby

appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

HOUSE JOINT RESOLUTION READ
THE SECOND TIME AND PLACED
ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (H.J. Res. 48) making further continuing appropriations for fiscal year 2011, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. WHITEHOUSE (for himself, Mr. MENENDEZ, Mr. SANDERS, Mr. SCHUMER, Mr. ROCKEFELLER, Mr. DURBIN, Mr. FRANKEN, Mr. LEAHY, and Mrs. SHAHEEN):

S. 592. A bill to amend title 46, United States Code, to remove the cap on punitive damages established by the Supreme Court in *Exxon Shipping Company v. Baker*; to the

Committee on Commerce, Science, and Transportation.

By Mr. SCHUMER (for himself, Mr. BURR, Ms. STABENOW, Mr. ISAKSON, Mr. LEVIN, Mr. CHAMBLISS, Mr. BEGICH, Ms. MURKOWSKI, Mrs. GILLIBRAND, Mr. INOUE, Mrs. HAGAN, and Ms. SNOWE):

S. 593. A bill to amend the Internal Revenue Code of 1986 to modify the tax rate for excise tax on investment income of private foundations; to the Committee on Finance.

By Mr. WHITEHOUSE:

S. 594. A bill to amend the Oil Pollution Act of 1990 to facilitate the ability of persons affected by oil spills to seek judicial redress; to the Committee on Environment and Public Works.

By Mrs. MURRAY (for herself and Mr. THUNE):

S. 595. A bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WYDEN (for himself and Mr. CORNYN):

S. 596. A bill to establish a grant program to benefit victims of sex trafficking, and for other purposes; to the Committee on the Judiciary.

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

S. 597. A bill to amend title XVIII of the Social Security Act to include neurologists as primary care physicians for purposes of incentive payments for primary care services under the Medicare program; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself, Mr. LEAHY, Mrs. GILLIBRAND, Mr. AKAKA, Mr. BLUMENTHAL, Mrs. BOXER, Mr. COONS, Mr. DURBIN, Mr. FRANKEN, Mr. INOUE, Mr. KERRY, Mr. LAUTENBERG, Mrs. MURRAY, Mr. MERKLEY, Mr. SCHUMER, Mrs. SHAHEEN, Mr. UDALL of Colorado, Mr. WHITEHOUSE, and Mr. WYDEN):

S. 598. A bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage; to the Committee on the Judiciary.

By Mr. WEBB (for himself and Ms. LANDRIEU):

S. 599. A bill to establish a commission to commemorate the sesquicentennial of the American Civil War; to the Committee on Energy and Natural Resources.

By Mr. MENENDEZ (for himself, Mr. SCHUMER, Mr. NELSON of Florida, Mr. WHITEHOUSE, Mr. DURBIN, Mr. FRANKEN, and Mr. MERKLEY):

S. 600. A bill to promote the diligent development of Federal oil and gas leases, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. UDALL of New Mexico (for himself, Mr. LAUTENBERG, and Mr. BLUMENTHAL):

S. 601. A bill to encourage and ensure the use of safe football helmets and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. COLLINS (for herself, Mr. ROBERTS, and Mr. BARRASSO):

S. 602. A bill to require regulatory reform; to the Committee on Homeland Security and Governmental Affairs.

By Mr. NELSON of Florida (for himself and Mr. BURR):

S. 603. A bill to modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names; to the Committee on the Judiciary.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. SCHUMER (for himself and Mr. ALEXANDER):

S. Res. 103. A resolution providing for members on the part of the Senate of the Joint Committee on Printing and the Joint Committee of Congress on the Library; considered and agreed to.

ADDITIONAL COSPONSORS

S. 206

At the request of Mr. LIEBERMAN, the names of the Senator from Mississippi [Mr. COCHRAN] and the Senator from South Carolina [Mr. DEMINT] were added as cosponsors of S. 206, a bill to reauthorize the DC Opportunity Scholarship Program, and for other purposes.

S. 328

At the request of Mr. BROWN of Ohio, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 328, a bill to amend title VII of the Tariff Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country.

S. 358

At the request of Mr. ROBERTS, the names of the Senator from Nevada [Mr. ENSIGN] and the Senator from Maine [Ms. COLLINS] were added as cosponsors of S. 358, a bill to codify and modify regulatory requirements of Federal agencies.

S. 382

At the request of Mr. UDALL of Colorado, the names of the Senator from Nevada [Mr.

ENSIGN] and the Senator from Washington [Mrs. MURRAY] were added as cosponsors of S. 382, a bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other permits.

S. 398

At the request of Mr. BINGAMAN, the names of the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Virginia [Mr. WARNER] were added as cosponsors of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 409

At the request of Mr. SCHUMER, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 409, a bill to ban the sale of certain synthetic drugs.

S. 412

At the request of Mr. LEVIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 418

At the request of Mr. HARKIN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 453

At the request of Mr. BROWN of Ohio, the names of the Senator from New York [Mr. SCHUMER] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 453, a bill to improve the safety of motorcoaches, and for other purposes.

S. 461

At the request of Mr. LAUTENBERG, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 461, a bill to amend the Internal Revenue Code of 1986 to extend financing of the Superfund.

S. 468

At the request of Mr. MCCONNELL, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 468, a bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested.

S. 520

At the request of Mr. COBURN, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of

S. 520, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 534

At the request of Mr. KERRY, the names of the Senator from Washington [Mrs. MURRAY], the Senator from Louisiana [Mr. VITTER], the Senator from Maine [Ms. COLLINS] and the Senator from Texas [Mrs. HUTCHISON] were added as cosponsors of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 541

At the request of Mr. BENNET, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 541, a bill to amend the Elementary and Secondary Education Act of 1965 to allow State educational agencies, local educational agencies, and schools to increase implementation of schoolwide positive behavioral interventions and supports and early intervening services in order to improve student academic achievement, reduce disciplinary problems in schools, and to improve coordination with similar activities and services provided under the Individuals with Disabilities Education Act.

S. 554

At the request of Mr. GRAHAM, the names of the Senator from Oklahoma [Mr. COBURN] and the Senator from Utah [Mr. LEE] were added as cosponsors of S. 554, a bill to prohibit the use of Department of Justice funds for the prosecution in Article III courts of the United States of individuals involved in the September 11, 2001, terrorist attacks.

S. 570

At the request of Mr. TESTER, the names of the Senator from South Dakota [Mr. THUNE], the Senator from New Hampshire [Ms. AYOTTE] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 575

At the request of Mr. TESTER, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 575, a bill to study the market and appropriate regulatory structure for electronic debit card transactions, and for other purposes.

S. 585

At the request of Mr. NELSON of Nebraska, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 585, a bill to authorize the Secretary of Education to award grants for the support of full-service community schools, and for other purposes.

SENATE RESOLUTION 99

At the request of Mr. DEMINT, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of Senate Resolution 99, a resolution expressing the

sense of the Senate that the primary safeguard for the well-being and protection of children is the family, and that the primary safeguards for the legal rights of children in the United States are the Constitutions of the United States and the several States, and that, because the use of international treaties to govern policy in the United States on families and children is contrary to principles of self-government and federalism, and that, because the United Nations Convention on the Rights of the Child undermines traditional principles of law in the United States regarding parents and children, the President should not transmit the Convention to the Senate for its advice and consent.

SENATE RESOLUTION 102

At the request of Mr. MCCAIN, the names of the Senator from Connecticut [Mr. LIEBERMAN], the Senator from South Carolina [Mr. GRAHAM], the Senator from Missouri [Mr. BLUNT] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of Senate Resolution 102, a resolution calling for a no-fly zone and the recognition of the Transitional National Council in Libya.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 16, 2011, at 2:30 p.m.

COMMITTEE ON COMMERCE, SCIENCE AND TRANSPORTATION

The Committee on Commerce, Science and Transportation be authorized to meet during the session of the Senate on March 16, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building, to hold a hearing entitled, "The State of Online Consumer Privacy."

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on March 16, 2011, at 10 a.m. in SD-406.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on March 16, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Health Reform: Lessons Learned During the First Year."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on March 16, 2011, at 9 a.m., to hold a hearing entitled, "Intelligence Update on Libya."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on March 16, 2011, at 10:15 a.m.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on March 16, 2011, at 2:30 p.m., to hold a hearing entitled, "Afghanistan: Progress and Expectations."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on March 16, 2011.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 16, 2011, at 10:30 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 16, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on March 16, 2011. The Committee will meet in room SDG-50 in the Dirksen Senate Office Building beginning at 9:30 a.m.

SPECIAL COMMITTEE ON AGING

The Special Committee on Aging be authorized to meet during the session of the Senate on March 16, 2011, from 2 p.m. until 4 p.m. in Hart 216.

SBIR/STTR REAUTHORIZATION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes; and

The Senate resumed consideration of the bill.

Pursuant to the order of yesterday,

The question being on agreeing to amendment No. 182, proposed by Mr. BEN NELSON (for himself, Mr. TESTER, Mr. PRYOR, Mr. MERKLEY, and Ms. STABENOW), to the bill, as amended.

After debate,

On motion by Ms. LANDRIEU,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 98, nays... 1

[Rollcall vote No. 41 Leg.]

YEAS --- 98

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rubio, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 1

Sessions.

So the amendment was agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 193, proposed by Ms. SNOWE (for herself, Ms. LANDRIEU, Mr. COBURN, Mr. WEBB, and Mr. KERRY), to the bill, as amended.

After debate,

On motion by Ms. SNOWE,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 99, nays... 0

[Rollcall vote No. 42 Leg.]

YEAS --- 99

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was agreed to.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

The question recurring on agreeing to amendment No. 161, proposed by Mr. JOHANNS (for himself, Mr. MANCHIN, Mr. SCOTT BROWN, and Mr. RISCH), to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That it be in order for her to propose amendment No. 216.

The pending amendments were considered laid aside.

The question being on passage of the bill, as amended.

Pursuant to the foregoing order,

On motion by Ms. LANDRIEU for Mr. CASEY (for himself and Mr. BENNET) to further amend the bill in title III, at the end thereof, by adding certain words (being amendment No. 216).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. CORNYN (for himself Mr. VITTER, Mr. ENZI, Mr. DEMINT, Mr. RUBIO, Mr. PAUL, Mr. ENSIGN, Ms. AYOTTE, and Mr. RISCH) to further amend the bill, at the end thereof, by adding certain words (being amendment No. 186).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. PAUL to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 199).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. SANDERS (for himself, Mr. SHERROD BROWN, Mrs. BOXER, Ms. STABENOW, Mr. WHITEHOUSE, and Mr. LAUTENBERG) to further amend the bill, at the end thereof, by adding certain words (being amendment No. 207).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mrs. HUTCHISON (for herself, Mr. HATCH, Mr. MORAN, Mr. COCHRAN, Mr. KYL, Ms. MURKOWSKI, Mr. BARRASSO, Mr. BURR, Mr. ENSIGN, and Mr. JOHANNS) to further amend the bill in title V, at the end thereof, by adding certain words (being amendment No. 197).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. COBURN (for himself, Ms. COLLINS, and Mrs. MCCASKILL) to further amend the bill in title V, at the end thereof, by adding certain words (being amendment No. 184).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. PRYOR (for himself and Mr. SHERROD BROWN) to further amend the bill on page 116, after line 24, by inserting certain words (being amendment No. 229).

Pending debate,

By unanimous consent, on the request of Mr. INHOFE,

Ordered, That amendment No. 183 be the pending question.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 183, proposed by Mr. MCCONNELL (for himself, Mr. MANCHIN, Mr. HATCH, Mr. TOOMEY, Mr. CORNYN, and Mr. JOHANNS), to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That the question recur on agreeing to amendment No. 216; that there be 2 minutes, equally divided and controlled, for debate thereon; that, upon conclusion of debate, the Senate vote in relation to the amendment; that no amendment be in order to the amendment prior to the vote; and that a motion to reconsider be deemed made and laid on the table, with no intervening action or debate.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 216 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That she be added as a cosponsor of the pending amendment.

The question being on agreeing to amendment No. 216 to the bill, as amended.

After debate,

On motion by Ms. LANDRIEU,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 99, nays... 0

[Rollcall vote No. 43 Leg.]

YEAS --- 99

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons,

Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was agreed to.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

The question recurring on agreeing to amendment No. 229 to the bill, as amended.

ORDER FOR CONSIDERATION OF HOUSE JOINT RESOLUTION H.J. RES. 48

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, at 12 noon on tomorrow, the Senate proceed to consider joint resolution H.J. Res. 48; that there be three hours, equally divided and controlled, for debate between the two leaders, or their designees; that, upon conclusion of debate, the joint resolution be read the third time; that the Senate then vote on passage of the joint resolution; that no amendment be in order thereto prior to the vote; and that a motion to reconsider be considered made and laid on the table, with no intervening action or debate.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. DURBIN,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. DURBIN,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. DURBIN,

As in executive session,

Ordered, That, upon disposition of joint resolution H.J. Res. 48, the Senate proceed to executive session to consider the nomination of Amy Berman Jackson, of the District of Columbia, to be United States District Judge for the District of Columbia; that there be two minutes, equally divided and controlled in the

usual form, for debate thereon; that, upon conclusion of debate, without further intervening action, the Senate vote on confirmation of the nomination; that no motion be in order; that a motion to reconsider be considered made and laid on the table; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislation session.

PROVIDING FOR THE ACCEPTANCE OF A STATUE OF GERALD R. FORD

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the concurrent resolution (H. Con. Res. 27) providing for the acceptance of a statue of Gerald R. Ford from the people of Michigan for placement in the United States Capitol, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING THE SENSE OF THE SENATE IN SUPPORT OF REDUCING ITS BUDGET BY AT LEAST 5 PERCENT

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the Committee on Rules and Administration be discharged from the further consideration of the resolution (S. Res. 94) to express the sense of the Senate in support of reducing its budget by at least 5 percent.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

PROVIDING FOR MEMBERS ON THE PART OF THE SENATE OF THE JOINT COMMITTEE ON PRINTING AND THE JOINT COMMITTEE OF CONGRESS ON THE LIBRARY

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 103) providing for members on the part of the Senate of the Joint Committee on Printing and the Joint Committee of Congress on the Library, submitted today by Mr. SCHUMER (for

himself and Mr. ALEXANDER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 10:30 a.m., with Senators permitted to speak for 10 minutes each therein; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 493.

Ordered further, That, at 12 noon on tomorrow, the Senate proceed to consider joint resolution H.J. Res. 48, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 7:06 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, MARCH 17, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Reverend Thad Austin, Associate Pastor of the First Methodist Church, Murfreesboro, Tennessee, offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 17, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-916. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Dichloromid; Pesticide Tolerances" (FRL No. 8866-2) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-917. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Personal Transactions in Securities; Interim Rule" (RIN1550-AC16) received in the Office of the President of the Senate on March 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-918. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Personal Transactions in Securities; Final Rule" (RIN1550-AC16) received in the Office of the President of the Senate on March 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-919. A communication from the Attorney Adviser, Community Development Financial Institutions Fund, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Capital Magnet Fund" (RIN1559-AA00) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-920. A communication from the Associate General Counsel for Legislation and Regulations, Office of Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Emergency Homeowners' Loan Program - Interim Rule" (RIN2502-AI97) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-921. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to blocking the property of certain persons contributing to the conflict in Somalia that was declared in Executive Order 13536 of April 12, 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-922. A communication from the Executive Director, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Annual Update of Filing Fees" (RIN1902-AE27) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Energy and Natural Resources.

EC-923. A communication from the Chair of the Medicaid and CHIP Payment Access Commission, transmitting the commission's "Report to Congress on Medicaid and CHIP"; to the Committee on Finance.

EC-924. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Determining Medical Necessity and Appropriateness of Care for Medicare Long Term Care Hospitals"; to the Committee on Finance.

EC-925. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-50; Introduction" (FAC 2005-50) received in the Office of the President of the Senate on March 16, 2011; to the

Committee on Homeland Security and Governmental Affairs.

EC-926. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-50; Small Entity Compliance Guide" (FAC 2005-50) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-927. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-50; Technical Amendments" (FAC 2005-50) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-928. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Compensation for Personal Services" ((RIN9000-AL54)(FAC 2005-50)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-929. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Trade Agreements Thresholds" ((RIN9000-AL57)(FAC 2005-50)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-930. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Use of Commercial Services Item Authority" ((RIN9000-AL44)-(FAC 2005-50)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-931. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Socioeconomic Program Parity" ((RIN9000-AL88)(FAC 2005-50)) received in the Office of the President of the Senate on March 16, 2011; to the

the Committee on Homeland Security and Governmental Affairs.

EC-932. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Additional Requirements for Market Research" ((RIN9000-AL50)(FAC 2005-50)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-933. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Justification and Approval of Sole-Source 8(a) Contracts" ((RIN9000-AL55)(FAC 2005-50)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-934. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Requirements for Acquisitions Pursuant to Multiple-Award Contracts" ((RIN9000-AL93)(FAC 2005-50)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-935. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Proper Use and Management of Cost-Reimbursement Contracts" ((RIN9000-AL78)(FAC 2005-50)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-936. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Disclosure and Consistency of Cost Accounting Practices for Contracts Awarded to Foreign Concerns" ((RIN9000-AL58)(FAC 2005-50)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-937. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the

certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services to Japan for the manufacture and support of the KD2R-5 Aerial Target System Program in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-938. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, to include technical data, and defense services for the support of the AVDS-1790 Engine Improvement Program and depot level maintenance training for the HMPT 500 Transmissions currently installed in Ministry of Defense of Israel combat vehicles in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-939. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to proposed amendments to Parts 123 and 126 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-940. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, U.S. Department of State, transmitting, pursuant to law, a report certifying for fiscal year 2011 that no United Nations agency or United Nations affiliated agency grants any official status, accreditation, or recognition to any organization which promotes and condones or seeks the legalization of pedophilia, or which includes as a subsidiary or member any such organization; to the Committee on Foreign Relations.

EC-941. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report by the Office of the Global AIDS Coordinator relative to the Partnership Framework signed with the Government of Zambia; to the Committee on Foreign Relations.

EC-942. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report by the Office of the Global AIDS Coordinator relative to the Partnership Framework signed with the Government of Namibia; to the Committee on Foreign Relations.

EC-943. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report by the Office of the Global AIDS Coordinator relative to the Partnership Framework signed with the

Government of Botswana; to the Committee on Foreign Relations.

EC-944. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report by the Office of the Global AIDS Coordinator relative to the Partnership Framework signed with the Government of the Republic of South Africa; to the Committee on Foreign Relations.

EC-945. A communication from the Chief Human Capital Officer, Corporation for National and Community Service, transmitting, pursuant to law, a report relative to a vacancy in the position of Inspector General of the Corporation for National and Community Service, received in the Office of the President of the Senate on March 16, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-946. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Secondary Direct Food Additives Permitted in Food for Human Consumption" (Docket No. FDA-2010-F-0200) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-947. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Amendments to General Regulations of the Food and Drug Administration; Confirmation of Effective Date" (RIN0910-AG55) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-948. A communication from the Chief of the Border Security Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Clarification of Countries and Geographic Areas Eligible for Participation in the Guam-Commonwealth of the Northern Mariana Islands Visa Waiver Program" (RIN1651-AA81) received in the Office of the President of the Senate on March 16, 2011; to the Committee on the Judiciary.

EC-949. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Ice Conditions for the Baltimore Captain of Port Zone" ((RIN1625-AA00)(Docket No. USCG-2010-1136)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-950. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Allegheny River, Pittsburgh, PA" ((RIN1625-AA00)(Docket No. USCG-2010-1082)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-951. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; 23rd Annual North American International Auto Show, Detroit River, Detroit, MI" ((RIN1625-AA87)(Docket No. USCG-2010-1133)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-952. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Columbia River, The Dalles Lock and Dam" ((RIN1625-AA00)(Docket No. USCG-2010-1109)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-953. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulations; New Jersey Intracoastal Waterway, Manasquan River" ((RIN1625-AA09)(Docket No. CGD05-05-079)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-954. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Atlantic Ocean Five Miles South of Boca Chica, FL" ((RIN1625-AA87)(Docket No. COTP Key West 06-029)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-955. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Underwater Hazard, Gravesend Bay, Brooklyn, NY" ((RIN1625-AA00)(Docket No. USCG-2010-1126)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-956. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security,

transmitting, pursuant to law, the report of a rule entitled "Safety Zone; 500 yards North and South, bank to bank, of position 29 48.77'N 091 33.02'W, Charenton Drainage and Navigation Canal, St. Mary Parish, LA" ((RIN1625-AA00)(Docket No. USCG-2010-1120)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-957. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Beaufort River/Atlantic Intracoastal Waterway, Beaufort, SC" ((RIN1625-AA00)(Docket No. USCG-2010-0995)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-958. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Lake Mead Intake Construction, Lake Mead, Boulder City, NV" ((RIN1625-AA00)(Docket No. USCG-2010-1112)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-959. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; San Diego Parade of Lights Fireworks, San Diego, CA" ((RIN1625-AA00)(Docket No. USCG-2010-1011)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-960. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Mississippi River, Iowa and Illinois" ((RIN1625-AA09)(Docket No. CGD08-06-001)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-961. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Large Passenger Vessel Crew Requirements" ((RIN1625-AB16)(Docket No. USCG-2007-27761)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-962. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security,

transmitting, pursuant to law, the report of a rule entitled "Notice of Arrival on the Outer Continental Shelf" ((RIN1625-AB28)(Docket No. USCG-2008-1088)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-963. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; Reporting Requirements for Barges Loaded with Certain Dangerous Cargoes, Inland Rivers, Eighth Coast Guard District; Stay" ((RIN1625-AA11)(Docket No. USCG-2010-1115)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-964. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Traffic Separation Schemes: In the Approaches to Portland, ME; in the Approaches to Boston, MA; in the Approaches to Narragansett Bay, RI and Buzzards Bay, MA; in the Approaches to Chesapeake Bay, VA, and in the Approaches to the Cape Fear River, NC" ((RIN1625-AB55)(Docket No. USCG-2010-0718)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-965. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure" (RIN0648-XA245) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-966. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Sablefish Managed Under the Individual Fishing Quota Program" (RIN0648-XA256) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-967. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 in the Gulf of Alaska" (RIN0648-XA237) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-968. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Atka Mackerel in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA252) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-969. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 in the Gulf of Alaska" (RIN0648-XA257) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-970. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 in the Gulf of Alaska" (RIN0648-XA258) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-971. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Inseason Adjustments to Fishery Management Measures" (RIN0648-BA57) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-972. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Hawaii Bottomfish and Seamount Groundfish Fisheries; Fishery Closure" (RIN0648-XA174) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-973. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands; Final 2011 and 2012 Harvest Specifications for Groundfish" (RIN0648-XZ90) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-974. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Gulf of Alaska; Final 2011 and 2012 Harvest Specifications for Groundfish" (RIN0648-XZ89) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-975. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Disclosures Regarding Energy Consumption and Water Use of Certain Home Appliances and Other Products Required Under the Energy Policy and Conservation Act (Appliance Labeling Rule)" (RIN3084-AB15) received in the Office of the President of the Senate on March 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-976. A communication from the Vice President, Government Affairs and Corporate Communications, National Railroad Passenger Corporation, Amtrak, transmitting, pursuant to law, a report relative to Amtrak's Executive Level 1 salary for 2010; to the Committee on Commerce, Science, and Transportation.

EC-977. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a report entitled "2011 National Aeronautics and Space Administration (NASA) Strategic Plan"; to the Committee on Commerce, Science, and Transportation.

EC-978. A communication from the Director of Operational Test and Evaluation, Office of the Secretary of Defense, transmitting, pursuant to law, the Operational Test and Evaluation's fiscal year 2010 annual report; to the Committee on Armed Services.

EC-979. A communication from the Acting Assistant Secretary, Office of Fossil Energy, Department of Energy, transmitting, pursuant to law, a report entitled "Fiscal Year 2009 Methane Hydrate Program Report to Congress"; to the Committee on Energy and Natural Resources.

EC-980. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Return Information in Connection with Written Contracts Among the IRS, Whistleblowers, and Legal Representatives of Whistleblowers" (RIN1545-BG73) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Finance.

EC-981. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Temperature-Indicating Devices; Thermally Processed Low-Acid Foods Packaged in Hermetically Sealed Containers" ((21 CFR Part 113)(Docket No. FDA-2007-N-0265)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-982. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "New Animal Drugs for Minor Use and Minor Species; Confirmation of Effective Date" ((21 CFR Part 516)(Docket No. FDA-2010-N-0534)) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-983. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the fourth quarter of fiscal year 2010 quarterly report of the Department of Justice's Office of Privacy and Civil Liberties; to the Committee on the Judiciary.

EC-984. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services to the Commonwealth of Australia for the manufacture, assembly, testing, qualification, maintenance and repair of military aiming lasers, infrared illuminators, and associated military electronics; to the Committee on Foreign Relations.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. FEINSTEIN, from the Select Committee on Intelligence:

Special Report entitled "Report of the Select Committee on Intelligence, United States Senate, Covering the Period January 3, 2009, to January 4, 2011" (Rept. No. 112-3).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources:

Special Report entitled "History, Jurisdiction, and a Summary of Activities of the Committee on Energy and Natural Resources during the 111th Congress." (Rept. No. 112-4).

By Mr. LEAHY, from the Committee on the Judiciary, with amendments:

S. 193. A bill to extend the sunset of certain provisions of the USA PATRIOT Act, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. WYDEN (for himself, Mr. BARRASSO, Mr. BROWN of Ohio, Mr. INOUE, Mr. JOHNSON of South Dakota, Mr. BEGICH, and Mr. DURBIN):

S. 604. A bill to amend title XVIII of the Social Security Act to provide for the coverage of marriage and family therapist services and mental health counselor services under part B of the Medicare program, and for other purposes; to the Committee on Finance.

By Mr. GRASSLEY (for himself, Mrs. FEINSTEIN, Mr. HATCH, Ms. KLOBUCHAR, Mr. MANCHIN, Mrs. HAGAN, and Mr. WHITEHOUSE):

S. 605. A bill to amend the Controlled Substances Act to place synthetic drugs in Schedule I; to the Committee on the Judiciary.

By Mr. CASEY (for himself, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. ISAKSON, and Mr. FRANKEN):

S. 606. A bill to amend the Federal Food, Drug, and Cosmetic Act to improve the priority review voucher incentive program relating to tropical and rare pediatric diseases; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 607. A bill to designate certain land in the State of Oregon as wilderness, to provide for the exchange of certain Federal land and non-Federal land, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 608. A bill to provide limitations on maritime liens on fishing licenses and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. INHOFE (for himself and Mr. JOHANNES):

S. 609. A bill to provide for the establishment of a committee to assess the effects of certain Federal regulatory mandates; to the Committee on Environment and Public Works.

By Mr. INHOFE:

S. 610. A bill to provide for the conveyance of approximately 140 acres of land in the Ouachita National Forest in Oklahoma to the Indian Nations Council, Inc., of the Boy Scouts of America, and for other purposes; to

the Committee on Agriculture, Nutrition, and Forestry.

By Ms. SNOWE (for herself and Mr. WARNER):

S. 611. A bill to provide greater technical resources to FCC Commissioners; to the Committee on Commerce, Science, and Transportation.

By Ms. SNOWE (for herself and Mr. MERKLEY):

S. 612. A bill to amend the Energy Policy and Confirmation Act to require the Secretary of Energy to develop and implement a strategic petroleum demand response plan to reduce the consumption of petroleum products by the Federal Government; to the Committee on Energy and Natural Resources.

By Mr. HARKIN (for himself, Ms. MIKULSKI, and Mr. SANDERS):

S. 613. A bill to amend the Individuals with Disabilities Education Act to permit a prevailing party in an action or proceeding brought to enforce the Act to be awarded expert witness fees and certain other expenses; to the Committee on Health, Education, Labor, and Pensions.

By Ms. COLLINS (for herself and Mr. LIEBERMAN):

S. 614. A bill to require the Attorney General to consult with appropriate officials within the executive branch prior to making the decision to try an unprivileged enemy belligerent in Federal Court; to the Committee on the Judiciary.

By Mr. VITTER:

S. 615. A bill to improve the accountability and transparency in infrastructure spending by requiring a life-cycle cost analysis of major infrastructure projects, providing the flexibility to use alternate infrastructure type bidding procedures to reduce project costs, and requiring the use of design standards to improve efficiency and save taxpayer dollars; to the Committee on Homeland Security and Governmental Affairs.

By Mr. SANDERS (for himself, Ms. MIKULSKI, Mr. BROWN of Ohio, Ms. CANTWELL, and Mr. COONS):

S. 616. A bill to amend the Elementary and Secondary Education Act of 1965 in order to support the community schools model; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REID (for himself and Mr. ENSIGN):

S. 617. A bill to require the Secretary of the Interior to convey certain Federal land to Elko County, Nevada, and to take land into trust for the Te-moak Tribe of Western Shoshone Indians of Nevada, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. KERRY (for himself, Mr. MCCAIN, and Mr. LIEBERMAN):

S. 618. A bill to promote the strengthening of the private sector in Egypt and Tunisia; to the Committee on Foreign Relations.

By Mr. UDALL of New Mexico:

S. 619. A bill to assist in the coordination among science, technology, engineering, and mathematics efforts in the States, to strengthen the capacity of elementary schools, middle schools, and secondary schools to prepare students in science, technology, engineering, and mathematics, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LAUTENBERG (for himself and Mr. MENENDEZ):

S. 620. A bill to authorize the Secretary of Education to make grants to support fire safety education programs on college campuses; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ROCKEFELLER:

S. 621. A bill to amend the Surface Mining Control and Reclamation Act of 1977 to provide for use of excess funds available under that Act to provide for certain benefits, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BENNET (for himself and Mr. ALEXANDER):

S. 622. A bill to establish the Commission on Effective Regulation and Assessment Systems for Public Schools; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KOHL:

S. 623. A bill to amend chapter 111 of title 28, United States Code, relating to protective orders, sealing of cases, disclosures of discovery information in civil actions, and for other purposes; to the Committee on the Judiciary.

By Mr. MENENDEZ:

S. 624. A bill to authorize the Department of Housing and Urban Development to transform neighborhoods of extreme poverty into sustainable, mixed-income neighborhoods with access to economic opportunities, by revitalizing severely distressed housing, and investing and leveraging investments in well-functioning services, educational opportunities, public assets, public transportation, and improved access to jobs; to the Committee on Banking, Housing, and Urban Affairs.

By Ms. KLOBUCHAR (for herself and Mr. ALEXANDER):

S. 625. A bill to amend title 23, United States Code, to incorporate regional transportation planning organizations into statewide transportation planning, and for other purposes; to the Committee on Environment and Public Works.

By Ms. CANTWELL (for herself, Mr. VITTER, Mr. CARPER, Mr. COCHRAN, Mr. INOUE, Ms. LANDRIEU, and Mrs. MURRAY):

S. 626. A bill to amend the Internal Revenue Code of 1986 to repeal the shipping investment withdrawal rules in section 955 and to provide an incentive to reinvest

foreign shipping earnings in the United States; to the Committee on Finance.

By Mr. LEAHY (for himself, Mr. CORNYN, Mr. WHITEHOUSE, and Mr. TESTER):

S. 627. A bill to establish the Commission on Freedom of Information Act Processing Delays; to the Committee on the Judiciary.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 628. A bill to authorize the Secretary of the Interior to convey a railroad right of way between North Pole, Alaska, and Delta Junction, Alaska, to the Alaska Railroad Corporation; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI (for herself, Mr. BEGICH, Mr. BINGAMAN, Ms. CANTWELL, Mr. CRAPO, Mrs. MURRAY, Mr. RISCH, Mr. WHITEHOUSE, and Mr. WYDEN):

S. 629. A bill to improve hydropower, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 630. A bill to promote marine and hydrokinetic renewable energy research and development, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 631. A bill to extend certain Federal benefits and income tax provisions to energy generated by hydropower resources; to the Committee on Finance.

By Mr. SCHUMER (for himself, Mrs. GILLIBRAND, Mrs. HAGAN, and Mr. BURR):

S. 632. A bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to extend the authorized period for rebuilding of certain overfished fisheries, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. SNOWE (for herself, Ms. LANDRIEU, Mr. BROWN of Massachusetts, Mr. MERKLEY, and Mr. ENZI):

S. 633. A bill to prevent fraud in small business contracting, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. SCHUMER (for himself, Mr. LIEBERMAN, Mr. WYDEN, Mr. FRANKEN, Mr. NELSON of Florida, Mr. RUBIO, Mrs. GILLIBRAND, and Mr. LAUTENBERG):

S. 634. A bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others against any railroad organized as a separate legal entity, arising from the deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad,

and by the heirs and survivors of such persons; to the Committee on the Judiciary

By Mr. LEE (for himself and Mr. MCCAIN):

S. 635. A bill to direct the Secretary of the Interior to sell certain Federal lands in Arizona, Colorado, Idaho, Montana, Nebraska, Nevada, New Mexico, Oregon, Utah, and Wyoming, previously identified as suitable for disposal, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. CANTWELL (for herself and Mrs. MURRAY):

S. 636. A bill to provide the Quileute Indian Tribe Tsunami and Flood Protection, and for other purposes; to the Committee on Indian Affairs.

By Mrs. FEINSTEIN (for herself and Mrs. BOXER):

S. 637. A bill to establish a program to provide guarantees for debt issued by or on behalf of State catastrophe insurance programs to assist in the financial recovery from earthquakes, earthquake-induced landslides, volcanic eruptions, and tsunamis; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. FEINSTEIN (for herself, Mr. KYL, Mr. MCCAIN, Mr. SCHUMER, Mrs. BOXER, and Mrs. HUTCHISON):

S. 638. A bill to amend the Immigration and Nationality Act to provide for compensation to States incarcerating undocumented aliens charged with a felony or two or more misdemeanors; to the Committee on the Judiciary.

By Mrs. FEINSTEIN (for herself, Mr. KYL, Mr. MCCAIN, Mr. SCHUMER, Mrs. BOXER, and Mrs. HUTCHISON):

S. 639. A bill to authorize to be appropriated \$950,000,000 for each of the fiscal years 2012 through 2015 to carry out the State Criminal Alien Assistance Program; to the Committee on the Judiciary.

By Mr. AKAKA (for himself and Mr. CARPER):

S. 640. A bill to underscore the importance of international nuclear safety cooperation for operating power reactors, encouraging the efforts of the Convention on Nuclear Safety, supporting progress in improving nuclear safety, and enhancing the public availability of nuclear safety information; to the Committee on Foreign Relations.

By Mr. DURBIN (for himself, Mr. CORKER, Mr. REID, Mr. ROBERTS, Mr. CARDIN, Mr. ISAKSON, and Mr. LEAHY):

S. 641. A bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005; to the Committee on Foreign Relations.

By Mr. LEAHY:

S. 642. A bill to permanently reauthorize the EB-5 Regional Center Program; to the Committee on the Judiciary.

By Ms. STABENOW (for herself and Ms. SNOWE):

S. 643. A bill to amend title XIX of the Social Security Act to direct Medicaid EHR incentive payments to federally qualified health centers and rural health clinics; to the Committee on Finance.

By Mr. BURR (for himself, Mr. COBURN, Mr. CHAMBLISS, Mr. MCCAIN, Mr. JOHNSON of Wisconsin, Mr. CORNYN, Mr. THUNE, Mr. INHOFE, Mr. KYL, Mr. SESSIONS, Mr. ENSIGN, Mr. LEE, and Mr. TOOMEY):

S. 644. A bill to amend subchapter II of chapter 84 of title 5, United States Code, to prohibit coverage for annuity purposes for any individual hired as a Federal employee after 2012; to the Committee on Homeland Security and Governmental Affairs.

By Mr. SCHUMER (for himself, Mr. HATCH, Mr. ENSIGN, Mr. BROWN of Ohio, Mr. JOHANNES, Mr. WHITEHOUSE, and Mrs. GILLIBRAND):

S. 645. A bill to amend the National Child Protection Act of 1993 to establish a permanent background check system; to the Committee on the Judiciary.

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S. 646. A bill to reauthorize Federal natural hazards reduction programs, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BAUCUS:

S. 647. A bill to authorize the conveyance of mineral rights by the Secretary of the Interior in the State of Montana, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. GILLIBRAND:

S. 648. A bill to require the Commissioner of Social Security to revise the medical and evaluation criteria for determining disability in a person diagnosed with Huntington's Disease and to waive the 24-month waiting period for Medicare eligibility for individuals disabled by Huntington's Disease; to the Committee on Finance.

By Mrs. GILLIBRAND:

S. 649. A bill to expand the research and awareness activities of the National Institute of Arthritis and Musculoskeletal and Skin Diseases and the Centers for Disease Control and Prevention with respect to scleroderma, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ENSIGN:

S. 650. A bill to require greater transparency concerning the criteria used to grant waivers to the job-killing health care law and to ensure that applications for such waivers are treated in a fair and consistent manner, irrespective of the applicant's

political contributions or association with a labor union, a health plan provided for under a collective bargaining agreement, or another organized labor group; to the Committee on Finance.

By Mrs. HAGAN (for herself and Mr. BURR):

S. 651. A bill to require the Secretary of the Interior to convey the McKinney Lake National Fish Hatchery to the State of North Carolina, and for other purposes; to the Committee on Environment and Public Works.

By Mr. KERRY (for himself, Mrs. HUTCHISON, Mr. WARNER, and Mr. GRAHAM):

S. 652. A bill to facilitate efficient investments and financing of infrastructure projects and new job creation through the establishment of an American Infrastructure Financing Authority, to provide for an extension of the exemption from the alternative minimum tax treatment for certain tax-exempt bonds, and for other purposes; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. LAUTENBERG (for himself, Ms. COLLINS, Mr. LEVIN, Mr. SANDERS, and Mr. MENENDEZ):

S. Res. 104. A resolution designating September 2011 as "Campus Fire Safety Month"; to the Committee on the Judiciary.

By Mr. DURBIN (for himself, Mr. LIEBERMAN, Mr. MCCAIN, Mr. CARDIN, Mrs. SHAHEEN, Mr. GRAHAM, Mr. KYL, Mr. BARRASSO, Mr. UDALL of Colorado, Mr. KIRK, and Mr. LAUTENBERG):

S. Res. 105. A resolution to condemn the December 19, 2010, elections in Belarus, and to call for the immediate release of all political prisoners and for new elections that meet international standards; considered and agreed to.

By Mrs. GILLIBRAND (for herself, Mr. SCHUMER, and Mrs. MURRAY):

S. Res. 106. A resolution recognizing the 100th anniversary of the Triangle Shirtwaist Company fire in New York City on March 25, 1911, and designating the week of March 21, 2011, through March 25, 2011, as the "100th Anniversary of the Triangle Shirtwaist Factory Fire Remembrance Week"; considered and agreed to.

By Mr. WICKER (for himself and Mr. PRYOR):

S. Res. 107. A resolution designating April 4, 2011, as "National Association of Junior Auxiliaries Day"; considered and agreed to.

By Mr. LUGAR:

S. Res. 108. A resolution expressing the sense of the Senate on the importance of strengthening investment relations between the United States and Brazil; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 9

At the request of Mr. REID, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 9, a bill to reform America's political system and eliminate gridlock that blocks progress.

S. 28

At the request of Mr. ROCKEFELLER, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 211

At the request of Mr. ISAKSON, the names of the Senator from Nebraska [Mr. JOHANNES], the Senator from Utah [Mr. HATCH], the Senator from Ohio [Mr. PORTMAN], the Senator from North Carolina [Mr. BURR], the Senator from Arkansas [Mr. BOOZMAN] and the Senator from Alabama [Mr. SHELBY] were added as cosponsors of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 260

At the request of Mr. NELSON of Florida, the names of the Senator from Illinois [Mr. DURBIN] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 300

At the request of Mr. GRASSLEY, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 300, a bill to prevent abuse of Government charge cards.

S. 328

At the request of Mr. BROWN of Ohio, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 328, a bill to amend title VII of the Tariff

Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country.

S. 358

At the request of Mr. ROBERTS, the names of the Senator from Massachusetts [Mr. BROWN], the Senator from Wisconsin [Mr. JOHNSON] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 358, a bill to codify and modify regulatory requirements of Federal agencies.

S. 366

At the request of Mrs. GILLIBRAND, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 369

At the request of Mr. ENZI, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 369, a bill to award posthumously a Congressional Gold Medal to Giuseppe Garibaldi, and to Recognize the Republic of Italy on the 150th Anniversary of its Unification.

S. 382

At the request of Mr. UDALL of Colorado, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 382, a bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other permits.

S. 392

At the request of Mr. UDALL of New Mexico, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 392, a bill to support and encourage the health and well-being of elementary school and secondary school students by enhancing school physical education and health education.

S. 393

At the request of Mr. REED, the names of the Senator from Washington [Mrs. MURRAY], the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Vermont [Mr. LEAHY] were added as cosponsors of S. 393, a bill to aid and support pediatric involvement in reading and education.

S. 394

At the request of Mr. KOHL, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 394, a bill to amend the Sherman Act to make oil-producing and exporting cartels illegal.

S. 414

At the request of Mr. DURBIN, the name of the Senator from Oregon [Mr. MERKLEY] was

added as a cosponsor of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Nevada [Mr. ENSIGN] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 425

At the request of Mr. UDALL of Colorado, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 425, a bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders.

S. 431

At the request of Mr. PRYOR, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 466

At the request of Mr. NELSON of Florida, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 466, a bill to provide for the restoration of legal rights for claimants under holocaust-era insurance policies.

S. 474

At the request of Ms. SNOWE, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 474, a bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes.

S. 486

At the request of Mr. WHITEHOUSE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 486, a bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes.

S. 491

At the request of Mr. PRYOR, the names of the Senator from Oregon [Mr. WYDEN] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

S. 504

At the request of Mr. DEMINT, the names of the Senator from Oklahoma [Mr. INHOFE] and the Senator from Wyoming [Mr. BARRASSO] were added as cosponsors of

S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 509

At the request of Mr. UDALL of Colorado, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 509, a bill to amend the Federal Credit Union Act, to advance the ability of credit unions to promote small business growth and economic development opportunities, and for other purposes.

S. 520

At the request of Mr. COBURN, the names of the Senator from Arizona [Mr. KYL] and the Senator from Arizona [Mr. MCCAIN] were added as cosponsors of S. 520, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 534

At the request of Mr. KERRY, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 570

At the request of Mr. TESTER, the names of the Senator from Mississippi [Mr. COCHRAN], the Senator from South Carolina [Mr. GRAHAM] and the Senator from Utah [Mr. HATCH] were added as cosponsors of S. 570, a bill to prohibit the Department of Justice from tracking and cataloging the purchases of multiple rifles and shotguns.

S. 575

At the request of Mr. TESTER, the names of the Senator from Montana [Mr. BAUCUS] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 575, a bill to study the market and appropriate regulatory structure for electronic debit card transactions, and for other purposes.

S. 598

At the request of Mrs. FEINSTEIN, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 600

At the request of Mr. MENENDEZ, the names of the Senator from Washington [Mrs. MURRAY] and the Senator from California [Mrs. BOXER] were added as cosponsors of S. 600, a bill to promote the diligent development of Federal oil and gas leases, and for other purposes.

S. 603

At the request of Mr. NELSON of Florida, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 603, a bill to modify the prohibition on recognition by United States courts of certain rights

relating to certain marks, trade names, or commercial names.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE RESOLUTION 20

At the request of Mr. JOHANNES, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of Senate Resolution 20, a resolution expressing the sense of the Senate that the United States should immediately approve the United States-Korea Free Trade Agreement, the United States-Colombia Trade Promotion Agreement, and the United States-Panama Trade Promotion Agreement.

SENATE RESOLUTION 87

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of Senate Resolution 87, a resolution designating the year of 2012 as the "International Year of Cooperatives".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 17, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on March 17, 2011, at 10 a.m., to conduct a hearing entitled "TARP Oversight: Evaluating Returns on Taxpayer Investments."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on March 17, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the sessions of the Senate on March 17, 2011, at 10 a.m., to hold a hearing entitled "Popular Uprisings in the Middle East: The implications for U.S. Policy."

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Health Insurance Exchanges and Ongoing State Implementation of the Patient Protection and Affordable Care Act" on March 17, 2011, at 10 a.m., in 430 Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY
AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 17, 2011, 3:15 p.m., to conduct a hearing entitled "Catastrophic Preparedness: How Ready Is FEMA for the Next Big Disaster?"

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 17, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

AT HOC SUBCOMMITTEE ON DISASTER
RECOVERY AND
INTERGOVERNMENTAL AFFAIRS

The Ad Hoc Subcommittee on Disaster Recovery and Intergovernmental Affairs of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 17, 2011, at 10 a.m., to conduct a hearing entitled "Preventing Improperly Paid Federal Assistance in the Aftermath of Disasters."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on March 17, 2011, at 2:30 p.m.

SUBCOMMITTEE ON CLEAN AIR AND
NUCLEAR SAFETY AND
SUBCOMMITTEE ON GREEN JOBS AND
THE NEW ECONOMY

The Subcommittee on Clean Air and Nuclear Safety and the Subcommittee on Green Jobs and the New Economy of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on March 17, 2011, at 10 a.m., in SD-406.

SUBCOMMITTEE ON READINESS AND
MANAGEMENT SUPPORT

The Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on March 17, 2011, at 2:30 p.m.

SUBCOMMITTEE ON SCIENCE AND
SPACE

The Subcommittee on Science and Space of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on March 17, 2011, at 10:30 a.m., in room 253 of the Russell Senate Office Building.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 12:05 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 861. An act to rescind the third round of funding for the Neighborhood Stabilization Program and to terminate the program.

At 4:12 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled joint resolution:

H.J. Res. 48. Joint resolution making further continuing appropriations for fiscal year 2011, and for other purposes.

ENROLLED JOINT RESOLUTION SIGNED

The enrolled joint resolution was subsequently signed by the PRESIDENT pro tempore.

At 6:11 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1076. An act to prohibit Federal funding of National Public Radio and the use of Federal funds to acquire radio content.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 861. An act to rescind the third round of funding for the Neighborhood Stabilization Program and to terminate the program; to the Committee on Banking, Housing, and Urban Affairs.

H.R. 1076. An act to prohibit Federal funding of National Public Radio and the use of Federal funds to acquire radio content; to the Committee on Commerce, Science, and Transportation.

SBIR/STTR REAUTHORIZATION
ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 229, proposed by Mr. PRYOR (for himself and Mr. SHERROD BROWN), to the bill, as amended.

Ms. LANDRIEU called for the regular order with respect to amendment No. 183.

Whereupon,

The question being on agreeing to amendment No. 183, proposed by Mr. McCONNELL (for himself, Mr. MANCHIN, Mr. HATCH, Mr. TOOMEY, Mr. CORNYN, and Mr. JOHANNES), to the bill, as amended.

On motion by Ms. LANDRIEU to amend the pending amendment, at the end thereof, by adding certain words (being amendment No. 244).

Pending debate,

Mr. MARK UDALL asked unanimous consent that the pending amendments be laid aside; and that he be recognized to propose an amendment.

Ms. LANDRIEU objected.

The question being on agreeing to amendment No. 244 to amendment No. 183 to the bill, as amended.

Pending debate,

FURTHER CONTINUING
APPROPRIATIONS

The hour of 12 noon having passed, Pursuant to the order of yesterday, as modified,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) laid before the Senate the joint resolution (H.J. Res. 48) making further continuing appropriations for fiscal year 2011, and for other purposes; and

The Senate proceeded to consider the joint resolution.

The question being on passage of the joint resolution.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That at 2:45 p.m. on today, the Senate vote on the question of passage of joint resolution H.J. Res. 48; and that time for debate until 2:45 p.m. be equally divided and controlled for debate between the majority and the minority.

The question being on passage of the joint resolution.

After debate,

Pursuant to the order of yesterday,

The joint resolution was read the third time.

On motion by Mr. INHOFE,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the joint resolution.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 87, nays... 13

[Rollcall vote No. 44 Leg.]

YEAS --- 87

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Durbin, Enzi, Feinstein, Franken,

Gillibrand, Graham, Grassley, Hagan, Harkin, Hoeven, Hutchison, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 13

Crapo, DeMint, Ensign, Hatch, Inhofe, Lee, Levin, Murray, Paul, Risch, Rockefeller, Rubio, Sanders.

So it was

Resolved, That the joint resolution do pass.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

EXECUTIVE SESSION

Pursuant to the order of yesterday,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of yesterday,

The Senate resumed its legislative session.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 4:30 p.m. on Monday, March 28, 2011, the Senate proceed to executive session to consider the nomination of Mae A. D'Agostino, of New York, to be United States District Judge for the Northern District of New York; that there be one hour for debate thereon, equally divided and controlled in the usual form; that, upon conclusion of debate, without further intervening action, the Senate vote on confirmation of the nomination; that no motion be in order; that a motion to reconsider be considered made and laid on the table; that the President be immediately

notified of the Senate's action; and that the Senate then resume its legislative session.

RECOGNIZING THE 190TH ANNIVERSARY OF THE INDEPENDENCE OF GREECE

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Foreign Relations be discharged from the further consideration of the resolution (S. Res. 51) recognizing the 190th anniversary of the independence of Greece and celebrating Greek and American democracy.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CALLING FOR NEW ELECTIONS IN BELARUS

On the request of Mr. REID,

The PRESIDING OFFICER (Mrs. SHAHEEN in the chair) laid before the Senate the resolution (S. Res. 105) to condemn the December 19, 2010, elections in Belarus, and to call for the immediate release of all political prisoners and for new elections that meet international standards, submitted today by Mr. DURBIN (for himself, Mr. LIEBERMAN, Mr. MCCAIN, Mr. CARDIN, Mrs. SHAHEEN, Mr. GRAHAM, Mr. KYL, Mr. BARRASSO, Mr. MARK UDALL, Mr. KIRK, and Mr. LAUTENBERG), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "100TH ANNIVERSARY OF THE TRIANGLE SHIRTWAIST FACTORY FIRE REMEMBRANCE WEEK"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 106) recognizing the 100th anniversary of the Triangle Shirtwaist Company fire in New York City on March 25, 1911, and designating the week of March 21, 2011, through March 25, 2011, as the "100th Anniversary of the Triangle Shirtwaist Factory Fire Remembrance Week", submitted today by Mrs. GILLIBRAND (for herself, Mr. SCHUMER, and Mrs. MURRAY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL ASSOCIATION OF JUNIOR AUXILIARIES DAY"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 107) designating April 4, 2011, as "National Association of Junior Auxiliaries Day", submitted today by Mr. WICKER (for himself and Mr. PRYOR), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

PROVIDING FOR AN ADJOURNMENT OR RECESS OF THE TWO HOUSES

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 30) providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate, received from the House of Representatives for concurrence on Tuesday, March 15, 2011, and remaining undisposed of.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING SIGNING OF ENROLLED BILLS AND JOINT RESOLUTIONS

By unanimous consent, on the request of Mr. REID,

Ordered, That, during the adjournment of the Senate, the majority leader, Mr. ROCKEFELLER, and Mr. WEBB, be authorized to sign duly enrolled bills and joint resolutions.

AUTHORIZING APPOINTMENTS DURING RECESS OR ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the recess or adjournment of the Senate, the President of the Senate, the PRESIDENT pro tempore, and the majority and minority leaders be authorized to make appointment to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, concurrent action of the two Houses, or by order of the Senate.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, MARCH 28, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, March 28, 2011; that, on Monday, March 28, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 3 p.m., with Senators permitted to speak for 10 minutes each therein; and that, following morning business, the Senate then resume consideration of bill S. 493.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:40 p.m.,

The Senate adjourned, under its order of today, and pursuant to the provisions of H. Con. Res. 30, until 2 p.m. on Monday, March 28, 2011.

MONDAY, MARCH 28, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 28, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Thursday, March 17, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, March 17, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, March 17, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-985. A communication from the Administrator of the National Organic Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National Organic Program; Amendment to the National List of Allowed and Prohibited Substances (Livestock)" ((RIN0581-AD04)-(Docket No. AMS-NOP-10-0051; NOP-10-04FR)) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-986. A communication from the Administrator of the Fruit and Vegetable

Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Olives Grown in California; Decreased Assessment Rate" (Docket No. AMS-FV-10-0115; FV11-932-1 IR) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-987. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Walnuts Grown in California; Decreased Assessment Rate" (Docket No. AMS-FV-10-0060; FV10-984-1 FIR) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-988. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Tart Cherries Grown in the States of Michigan, et al.; Final Free and Restricted Percentages for the 2010 - 2011 Crop Year for Tart Cherries" (Docket No. AMS-FV-10-0081; FV10-930-4 FR) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-989. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Minimum Quality and Handling Standards for Domestic and Imported Peanuts Marketed in the United States; Section 610 Review" (Docket No. AMS-FV-10-0030; FV10-996-610 Review) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-990. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Avocados Grown in South Florida; Increased Assessment Rate" (Docket No. AMS-FV-10-0067; FV10-915-1 FIR) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-991. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled

"Blueberry Promotion, Research, and Information Order; Section 610 Review" (Docket No. AMS-FV-10-0006) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-992. A communication from the Associate Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Marketing Order Regulating the Handling of Spearmint Oil Produced in the Far West; Revision of the Salable Quantity and Allotment Percentage for Class 3 (Native) Spearmint Oil for the 2010 - 2011 Marketing Year" (Docket No. AMS-FV-09-0082; FV10-985-1A IR) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-993. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Country of Origin Labeling of Packed Honey" ((RIN0581-AC89)(Docket No. AMS-FV-08-0075)) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-994. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Kiwifruit Grown in California; Order Amending Marketing Order No. 920; Correction" (Docket No. AMS-FV-10-0115; FV11-932-1 IR) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-995. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Pears Grown in Oregon and Washington; Amendment to Allow Additional Exemptions" (Docket No. AMS-FV-10-0072; FV10-927-1 IR) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-996. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Flubendiamide; Pesticide Tolerances" (FRL

No. 8863-8) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-997. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Aspergillus flavus AF36: Exemption from the Requirement of a Tolerance" (FRL No. 8868-7) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-998. A communication from the President of the United States to the President Pro Tempore of the United States Senate, transmitting, consistent with the War Powers Resolution, a report relative to U.S. military operations to assist an international effort authorized by the United Nations Security Council relative to Libya; to the Committee on Foreign Relations.

EC-999. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, to include technical data, and defense services to support the development and production of the Evolved SeaSparrow Missile in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1000. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to Executive Order 12163, as amended by Executive Order 13346, a report relative to a waiver of the restrictions contained in Section 907 of the FREEDOM Support Act of 1992; to the Committee on Foreign Relations.

EC-1001. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to outstanding expropriation cases by country along with details about each case; to the Committee on Foreign Relations.

EC-1002. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Department of the Navy and was assigned case number 10-03; to the Committee on Appropriations.

EC-1003. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Multiyear Contract Authority for Electricity from Renewable Energy Sources" ((RIN0750-AG48)(DFARS Case

2008-D006)) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Armed Services.

EC-1004. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Repeal of Restriction on Ballistic Missile Defense Research, Development, Test, and Evaluation" ((RIN0750-AH18)(DFARS Case 2011-D026)) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Armed Services.

EC-1005. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Nonavailability Exception for Procurement of Hand or Measuring Tools" ((RIN0750-AH17)(DFARS Case 2011-D025)) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Armed Services.

EC-1006. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Safety of Facilities, Infrastructure, and Equipment for Military Operations" ((RIN0750-AG73)(DFARS Case 2009-D029)) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Armed Services.

EC-1007. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zones; Moored Cruise Ships, Port of San Diego, California" ((RIN1625-AA87)(Docket No. USCG-2010-1129)) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1008. A communication from the Secretary, Bureau of Trade Affairs, Federal Maritime Commission, transmitting, pursuant to law, the report of a rule entitled "Service Contracts and Non-Vessel-Operating Arrangements; Transmission of Approved Log-In ID and Passwords" (RIN3072-AC42) received during adjournment of the Senate in the Office of the President of the Senate on March 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1009. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Lake Brownwood and Early, Texas)" (MB Docket

No. 09-181, RM-11573) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1010. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Policies to Promote Rural Radio Service and to Streamline Allotment and Assignment Procedures" (MB Docket No. 09-52; FCC 11-28) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1011. A communication from the Assistant Secretary, Energy Efficiency and Renewable Energy, Department of Energy, transmitting, pursuant to law, a report relative to the Zero-Net Energy Commercial Building Initiative and other government initiatives that affect commercial buildings; to the Committee on Energy and Natural Resources.

EC-1012. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Hazardous Waste Management System Identification and Listing of Hazardous Waste; Final Exclusion" (FRL No. 9285-7) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Environment and Public Works.

EC-1013. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review (NSR): Reconsideration of Inclusion of Fugitive Emissions; Interim Rule; Stay and Revisions" (FRL No. 9280-8) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Environment and Public Works.

EC-1014. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9279-2) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Environment and Public Works.

EC-1015. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval

and Promulgation of Gila River Indian Community's Tribal Implementation Plan" (FRL No. 9259-9) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Environment and Public Works.

EC-1016. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Designation of Areas for Air Quality Planning Purposes; State of California; PM-10; Technical Amendment" (FRL No. 9284-3) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Environment and Public Works.

EC-1017. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Final Regulation Extending the Reporting Deadline for Year 2010 Data Elements Required Under the Mandatory Reporting of Greenhouse Gases Rule" (FRL No. 9283-7) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Environment and Public Works.

EC-1018. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Nebraska: Prevention of Significant Deterioration; Greenhouse Gas Permitting Authority and Tailoring Rule Revision" (FRL No. 9281-6) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Environment and Public Works.

EC-1019. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Delegation of National Emission Standards for Hazardous Air Pollutants for Source Categories; State of Arizona, Maricopa County Air Quality Department; State of California, Santa Barbara County Air Pollution Control District" (FRL No. 9283-4) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Environment and Public Works.

EC-1020. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; New Hampshire; Determination of Attainment of the 1997

Ozone Standard" (FRL No. 9281-5) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Environment and Public Works.

EC-1021. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Adoption of the Revised Lead Standards and Related Reference Conditions and Update of Appendices; Withdrawal of Direct Final Rule" (FRL No. 9281-4) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Environment and Public Works.

EC-1022. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Amendments to the Protocol Gas Verification Program and Minimum Competency Requirements for Air Emission Testing" (FRL No. 9280-9) received in the Office of the President of the Senate on March 16, 2011; to the Committee on Environment and Public Works.

EC-1023. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicaid Program; State Allotments for Payment of Medicare Part B Premiums for Qualifying Individuals: Federal Fiscal Year 2010 and Federal Fiscal Year 2011" (RIN0938-AQ42) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Finance.

EC-1024. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare and Medicaid Programs; Civil Money Penalties for Nursing Homes" (RIN0938-AQ02) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Finance.

EC-1025. A communication from the Chairman, Medicare Payment Advisory Commission, transmitting, pursuant to law, a report entitled "Report to the Congress: Medicare Payment Policy"; to the Committee on Finance.

EC-1026. A communication from the Deputy Director of Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Change of Address; Requests for Exemption From the

Bar Code Label Requirements" ((21 CFR Part 201)(Docket No. FDA-2011-N-0101)) received in the Office of the President of the Senate on March 17, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1027. A communication from the Associate Legal Counsel, Equal Employment Opportunity Commission, transmitting, pursuant to law, the report of a rule entitled "Regulations to Implement the Equal Employment Provisions of the Americans with Disabilities Act, as amended" (RIN3046-AA85) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1028. A communication from the Chief Human Capital Officer, Corporation for National and Community Service, transmitting, pursuant to law, a report relative to a vacancy in the position of Inspector General of the Corporation for National and Community Service, received in the Office of the President of the Senate on March 17, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1029. A communication from the Ombudsman, Energy Employees Compensation Program, Department of Labor, transmitting, pursuant to law, a report relative to the Energy Employees Occupational Illness Compensation Program; to the Committee on Health, Education, Labor, and Pensions.

EC-1030. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-160 "Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-1031. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 18-724 "District of Columbia Official Code Title 29 (Business Organizations) Enactment Act of 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-1032. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "Auditor's Examination of the Office of Risk Management's Oversight of the District's Disability Compensation Program"; to the Committee on Homeland Security and Governmental Affairs.

EC-1033. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, the Department's Fiscal Year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation

Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1034. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the North Dakota Advisory Committee; to the Committee on the Judiciary.

EC-1035. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Montana Advisory Committee; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEAHY, from the Committee on the Judiciary:

Special Report entitled "Report on the Activities of the Senate Committee on the Judiciary During the 111th Congress" (Rept. No. 112-5).

By Ms. LANDRIEU, from the Committee on Small Business and Entrepreneurship:

Special Report entitled "Summary of Legislative and Oversight Activities During the 111th Congress" (Rept. No. 112-6).

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 49. A bill to amend the Federal antitrust laws to provide expanded coverage and to eliminate exemptions from such laws that are contrary to the public interest with respect to railroads.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. LANDRIEU (for herself, Mr. WICKER, and Mr. COCHRAN):

S. 653. A bill to allow the Administrator of the Small Business Administration to create or save jobs by providing interest relief on certain outstanding disaster loans relating to damage caused by the 2005 Gulf Coast hurricanes or the 2008 Gulf Coast hurricanes; to the Committee on Small Business and Entrepreneurship.

By Ms. LANDRIEU:

S. 654. A bill for the relief of Djibril Coulibaly; to the Committee on the Judiciary.

By Mr. COCHRAN:

S. 655. A bill to designate the facility of the United States Postal Service located at 95 Dogwood Street in Cary, Mississippi, as the "Spencer Byrd Powers, Jr. Post Office"; to the Committee on Homeland Security and Governmental Affairs.

By Mr. REED (for himself, Mr. WHITEHOUSE, Mr. DURBIN, Ms. MIKULSKI, Mr. KERRY, Mr.

FRANKEN, Ms. KLOBUCHAR, and Mr. CARDIN):

S. 656. A bill to provide for the adjustment of status of certain nationals of Liberia to that of lawful permanent residents; to the Committee on the Judiciary.

By Mr. CARDIN (for himself, Mr. GRAHAM, Mr. LEAHY, Ms. KLOBUCHAR, Mr. COONS, and Mr. WHITEHOUSE):

S. 657. A bill to encourage, enhance, and integrate Blue Alert plans throughout the United States in order to disseminate information when a law enforcement officer is seriously injured or killed in the line of duty; to the Committee on the Judiciary.

By Ms. KLOBUCHAR (for herself, Ms. SNOWE, Ms. MURKOWSKI, and Mrs. MCCASKILL):

S. 658. A bill to provide for the preservation by the Department of Defense of documentary evidence of the Department of Defense on incidents of sexual assault and sexual harassment in the military, and for other purposes; to the Committee on Armed Services.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. SNOWE (for herself, Mrs. FEINSTEIN, Mrs. MURRAY, Mrs. BOXER, Mrs. HAGAN, Mrs. HUTCHISON, Ms. CANTWELL, Ms. LANDRIEU, Mrs. SHAHEEN, Ms. COLLINS, Ms. STABENOW, Ms. AYOTTE, Ms. MIKULSKI, Mrs. MURKOWSKI, Ms. KLOBUCHAR, Mrs. MCCASKILL, and Mrs. GILLIBRAND):

S. Res. 109. A resolution honoring and supporting women in North Africa and the Middle East whose bravery, compassion, and commitment to putting the wellbeing of others before their own have proven that courage can be contagious; to the Committee on Foreign Relations.

By Mr. BROWN of Massachusetts (for himself, Mr. LIEBERMAN, Ms. MURKOWSKI, Mr. ISAKSON, and Mr. CHAMBLISS):

S. Res. 110. A resolution to require that all legislative matters be available and fully scored by CBO 48 hours before consideration by any subcommittee or committee of the Senate or on the floor of the Senate; to the Committee on Rules and Administration.

ADDITIONAL COSPONSORS

S. 76

At the request of Mrs. BOXER, the names of the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Florida [Mr. NELSON] and the Senator from Ohio [Mr.

BROWN] were added as cosponsors of S. 76, a bill to direct the Administrator of the Environmental Protection Agency to investigate and address cancer and disease clusters, including in infants and children.

S. 227

At the request of Mr. CONRAD, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 228

At the request of Mr. BARRASSO, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

S. 262

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 262, a bill to repeal the excise tax on medical device manufacturers.

S. 350

At the request of Mr. LEAHY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 350, a bill to require restitution for victims of criminal violations of the Federal Water Pollution Control Act, and for other purposes.

S. 387

At the request of Mrs. BOXER, the names of the Senator from New Jersey [Mr. LAUTENBERG] and the Senator from Maryland [Mr. CARDIN] were added as cosponsors of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 398

At the request of Mr. BINGAMAN, the names of the Senator from Oregon [Mr. MERKLEY], the Senator from Michigan [Ms. STABENOW] and the Senator from Colorado [Mr. UDALL] were added as cosponsors of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 412

At the request of Mr. LEVIN, the names of the Senator from Ohio [Mr. PORTMAN] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 414

At the request of Mr. DURBIN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 414, a bill to protect girls in developing

countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 434

At the request of Mr. COCHRAN, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 434, a bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education.

S. 437

At the request of Mr. NELSON of Florida, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 437, a bill to amend the Internal Revenue Code of 1986 to require the Secretary of the Treasury to provide each individual taxpayer a receipt for an income tax payment which itemizes the portion of the payment which is allocable to various Government spending categories.

S. 464

At the request of Mr. KOHL, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 464, a bill to establish a grant program to enhance training and services to prevent abuse in later life.

S. 474

At the request of Ms. SNOWE, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 474, a bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes.

S. 486

At the request of Mr. WHITEHOUSE, the names of the Senator from California [Mrs. FEINSTEIN], the Senator from Illinois [Mr. DURBIN] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of S. 486, a bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes.

S. 489

At the request of Mr. REED, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from Florida [Mr. NELSON] was

added as a cosponsor of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 533

At the request of Mr. GRASSLEY, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 533, a bill to amend Rule 11 of the Federal Rules of Civil Procedure to improve attorney accountability, and for other purposes.

S. 539

At the request of Mr. WHITEHOUSE, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 542

At the request of Mr. BEGICH, the names of the Senator from Maine [Ms. SNOWE] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 542, a bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents.

S. 550

At the request of Mr. LIEBERMAN, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 550, a bill to improve the provision of assistance to fire departments, and for other purposes.

S. 567

At the request of Mr. CONRAD, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 567, a bill to amend the small, rural school achievement program and the rural and low-income school program under part B of title VI of the Elementary and Secondary Education Act of 1965.

S. 578

At the request of Mr. LAUTENBERG, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 578, a bill to amend title V of the Social Security Act to eliminate the abstinence-only education program.

S. 597

At the request of Ms. KLOBUCHAR, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 597, a bill to amend title XVIII of the Social Security Act to include neurologists as primary care physicians for purposes of incentive payments for primary care services under the Medicare program.

S. 600

At the request of Mr. MENENDEZ, the name of the Senator from Michigan [Ms.

STABENOW] was added as a cosponsor of S. 600, a bill to promote the diligent development of Federal oil and gas leases, and for other purposes.

S. 623

At the request of Mr. KOHL, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 623, a bill to amend chapter 111 of title 28, United States Code, relating to protective orders, sealing of cases, disclosures of discovery information in civil actions, and for other purposes.

S. 626

At the request of Ms. CANTWELL, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 626, a bill to amend the Internal Revenue Code of 1986 to repeal the shipping investment withdrawal rules in section 955 and to provide an incentive to reinvest foreign shipping earnings in the United States.

S. 632

At the request of Mr. SCHUMER, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 632, a bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to extend the authorized period for rebuilding of certain overfished fisheries, and for other purposes.

S. 633

At the request of Ms. SNOWE, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from Missouri [Mrs. MCCASKILL] were added as cosponsors of S. 633, a bill to prevent fraud in small business contracting, and for other purposes.

S. 634

At the request of Mr. SCHUMER, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 634, a bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others against any railroad organized as a separate legal entity, arising from the deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad, and by the heirs and survivors of such persons.

S. 641

At the request of Mr. DURBIN, the names of the Senator from New Jersey [Mr. LAUTENBERG] and the Senator from New Mexico [Mr. BINGAMAN] were added as cosponsors of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from Ohio [Mr. BROWN] was

added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE RESOLUTION 87

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of Senate Resolution 87, a resolution designating the year of 2012 as the "International Year of Cooperatives".

SENATE RESOLUTION 99

At the request of Mr. DEMINT, the names of the Senator from South Dakota [Mr. THUNE] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of Senate Resolution 99, a resolution expressing the sense of the Senate that the primary safeguard for the well-being and protection of children is the family, and that the primary safeguards for the legal rights of children in the United States are the Constitutions of the United States and the several States, and that, because the use of international treaties to govern policy in the United States on families and children is contrary to principles of self-government and federalism, and that, because the United Nations Convention on the Rights of the Child undermines traditional principles of law in the United States regarding parents and children, the President should not transmit the Convention to the Senate for its advice and consent.

SBIR/STTR REAUTHORIZATION ACT

Pursuant to the order of Thursday, March 17, 2011,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 244, proposed by Ms. LANDRIEU, to amendment No. 183, proposed by Mr. MCCONNELL (for himself, Mr. MANCHIN, Mr. HATCH, Mr. TOOMEY, Mr. CORNYN, Mr. JOHANNES, Mr. PORTMAN, and Mr. ISAKSON), to the bill, as amended.

Pending debate,

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed,

Pursuant to the order of Thursday, March 17, 2011, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, March 17, 2011,

The Senate resumed its legislative session.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. MERKLEY,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. MERKLEY,

The Senate resumed its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. MERKLEY,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 493.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. MERKLEY,

At 6:35 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, MARCH 29, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at

10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 29, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. JOHNSON of South Dakota, from the Committee on Banking, Housing, and Urban Affairs:

Special Report entitled "Report on the Activities of the Committee on Banking, Housing, and Urban Affairs during the 111th Congress" (Rept. No. 112-7).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

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

S. 659. A bill to amend title XVIII of the Social Security Act to protect Medicare beneficiaries' access to home health services under the Medicare program; to the Committee on Finance.

By Mr. KYL (for himself, Mr. McCONNELL, Mr. BARRASSO, Mr. COBURN, Mr. CRAPO, and Mr. ROBERTS):

S. 660. A bill to protect all patients by prohibiting the use of data obtained from comparative effectiveness research to deny or delay coverage of items or services under Federal health care programs and to ensure that comparative effectiveness research accounts for advancements in personalized medicine and differences in patient treatment response; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LAUTENBERG:

S. 661. A bill to amend the Federal Water Pollution Control Act to ensure the safe and proper use of dispersants in the event of an oil spill or release of hazardous substances, and for other purposes; to the Committee on Environment and Public Works.

By Mr. VITTER:

S. 662. A bill to provide for payments to certain natural resource trustees to assist in restoring natural resources damaged as a result of the Deepwater Horizon oil spill, and for other purposes; to the Committee on Environment and Public Works.

By Mr. LEVIN:

S. 663. A bill for the relief of Al-Housseynou Ba; to the Committee on the Judiciary.

By Ms. LANDRIEU (for herself and Mr. CRAPO):

S. 664. A bill to amend the Internal Revenue Code of 1986 to clarify the capital gain or loss treatment of the sale or exchange of mitigation credits earned by restoring wetlands, and for other purposes; to the Committee on Finance.

By Mr. BROWN of Ohio (for himself and Ms. SNOWE):

S. 665. A bill to promote industry growth and competitiveness and to improve worker training, retention, and advancement, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BAUCUS (for himself, Mr. JOHNSON of South Dakota, Mr. CONRAD, and Mr. TESTER):

S. 666. A bill to require a report on the establishment of a Polytrauma Rehabilitation Center or Polytrauma Network Site of the Department of Veterans Affairs in the northern Rockies or Dakotas, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 667. A bill to establish the Rio Grande del Norte National Conservation Area in the State of New Mexico, and for other purposes;

to the Committee on Energy and Natural Resources.

By Mr. CORNYN (for himself, Mr. HATCH, Mr. ROBERTS, Mr. KYL, Mr. THUNE, Mr. BARRASSO, Mr. ISAKSON, Mr. WICKER, Mr. BURR, Mr. COBURN, and Mr. INHOFE):

S. 668. A bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board; to the Committee on Finance.

By Mr. ISAKSON:

S. 669. A bill to amend the Longshore and Harbor Workers' Compensation Act to improve the compensation system, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND:

S. 670. A bill to authorize States and their political subdivisions to regulate fuel economy and emissions standards for taxicabs; to the Committee on Commerce, Science, and Transportation.

By Mr. SESSIONS (for himself, Mr. BLUMENTHAL, Mr. HATCH, Ms. KLOBUCHAR, Mr. GRASSLEY, Mr. WHITEHOUSE, Mr. CORNYN, Mr. KYL, Mr. GRAHAM, Mr. LEE, Ms. COLLINS, Mr. THUNE, Mr. COBURN, Mr. BURR, and Mr. CHAMBLISS):

S. 671. A bill to authorize the United States Marshals Service to issue administrative subpoenas in investigations relating to unregistered sex offenders; to the Committee on the Judiciary.

By Mr. REID (for Mr. ROCKEFELLER (for himself, Mr. CRAPO, Mr. MORAN, Mr. WYDEN, Mr. ROBERTS, Mrs. GILLIBRAND, Mr. WICKER, Mr. BOOZMAN, Mr. THUNE, and Ms. SNOWE):

S. 672. A bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit; to the Committee on Finance.

By Mr. BEGICH (for himself and Ms. MURKOWSKI):

S. 673. A bill to require the conveyance of the decommissioned Coast Guard Cutter STORIS; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. VITTER:

S. Res. 111. A resolution expressing the sense of the Senate that Congress should reject any proposal for the creation of a system of global taxation and regulation; to the Committee on Finance.

By Mr. CASEY (for himself and Mr. TOOMEY):

S. Res. 112. A resolution congratulating the Pennsylvania State University IFC/Panhellenic Dance Marathon ("THON") on its continued success in support of the Four Diamonds Fund at Penn State Hershey Children's Hospital; to the Committee on the Judiciary.

By Mr. LUGAR (for himself and Mrs. SHAHEEN):

S. Res. 113. A resolution commemorating the 2011 International Year of Forests; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. GILLIBRAND (for herself, Mrs. HUTCHISON, Ms. MIKULSKI, Ms. AYOTTE, Mrs. BOXER, Ms. CANTWELL, Ms. COLLINS, Mrs. FEINSTEIN, Mrs. HAGAN, Ms. KLOBUCHAR, Ms. LANDRIEU, Mrs. MCCASKILL, Ms. MURKOWSKI, Mrs. MURRAY, Mrs. SHAHEEN, Ms. SNOWE, Ms. STABENOW, Mr. REID, Mr. MCCONNELL, Mr. BARRASSO, Mr. AKAKA, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BROWN of Ohio, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CONRAD, Mr. COONS, Mr. DURBIN, Mr. FRANKEN, Mr. HARKIN, Mr. INOUE, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. KOHL, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEVIN, Mr. LIEBERMAN, Mr. MANCHIN, Mr. MENENDEZ, Mr. MERKLEY, Mr. NELSON of Florida, Mr. NELSON of Nebraska, Mr. PRYOR, Mr. REED, Mr. ROCKEFELLER, Mr. SANDERS, Mr. SCHUMER, Mr. TESTER, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WYDEN, and Mr. CHAMBLISS):

S. Res. 114. A resolution honoring Congresswoman Geraldine A. Ferraro, the first woman selected by a major political party as its candidate for Vice President of the United States, and extending the condolences of the Senate on her death; considered and agreed to.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 33

At the request of Mr. LIEBERMAN, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 33,

a bill to designate a portion of the Arctic National Wildlife Refuge as wilderness.

S. 146

At the request of Mr. BAUCUS, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Georgia [Mr. ISAKSON] were added as cosponsors of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 216

At the request of Mr. LEAHY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 216, a bill to increase criminal penalties for certain knowing and intentional violations relating to food that is misbranded or adulterated.

S. 242

At the request of Mr. ROCKEFELLER, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 242, a bill to amend title 10, United States Code, to enhance the roles and responsibilities of the Chief of the National Guard Bureau.

S. 248

At the request of Mr. WYDEN, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 248, a bill to allow an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act.

S. 282

At the request of Mr. BEGICH, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 282, a bill to rescind unused earmarks.

S. 398

At the request of Mr. BINGAMAN, the names of the Senator from Arkansas [Mr. PRYOR], the Senator from Minnesota [Mr. FRANKEN] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 409

At the request of Mr. SCHUMER, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 409, a bill to ban the sale of certain synthetic drugs.

S. 424

At the request of Mr. SCHUMER, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 424, a bill to amend title XVIII of the Social Security Act to preserve access to ambulance services under the Medicare program.

S. 453

At the request of Mr. BROWN of Ohio, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 453, a bill to improve the safety of motorcoaches, and for other purposes.

S. 520

At the request of Mr. COBURN, the names of the Senator from Oklahoma [Mr. INHOFE] and the Senator from Utah [Mr. LEE] were added as cosponsors of S. 520, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 534

At the request of Mr. KERRY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 540

At the request of Mr. LAUTENBERG, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 540, a bill to prevent harassment at institutions of higher education, and for other purposes.

S. 570

At the request of Mr. TESTER, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloging the purchases of multiple rifles and shotguns.

S. 575

At the request of Mr. TESTER, the names of the Senator from Alabama [Mr. SESSIONS], the Senator from Missouri [Mr. BLUNT] and the Senator from Florida [Mr. NELSON] were added as cosponsors of S. 575, a bill to study the market and appropriate regulatory structure for electronic debit card transactions, and for other purposes.

S. 584

At the request of Ms. MIKULSKI, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 584, a bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the profession of social work, and for other purposes.

S. 593

At the request of Mr. SCHUMER, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 593, a bill to amend the Internal Revenue Code of 1986 to modify the tax rate for excise tax on investment income of private foundations.

S. 595

At the request of Mrs. MURRAY, the names of the Senator from Vermont [Mr. SANDERS], the Senator from Rhode Island [Mr. REED] and the Senator from New Mexico [Mr. UDALL] were added as cosponsors of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local

educational agencies eligible for such payments within 3 fiscal years.

S. 633

At the request of Ms. SNOWE, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 633, a bill to prevent fraud in small business contracting, and for other purposes.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 29, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on March 29, 2011, at 10 a.m., to conduct a hearing entitled, "Public Proposals for the Future of the Housing Finance System".

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on March 29, 2011, at 10 a.m., in Dirksen 406.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on March 29, 2011, at 2:30 p.m.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on March 29, 2011, at 2:30 p.m.

SUBCOMMITTEE ON THE CONSTITUTION, CIVIL RIGHTS, AND HUMAN RIGHTS

The Committee on the Judiciary, Subcommittee on the Constitution, Civil Rights, and Human Rights, be authorized to meet during the session of the Senate on March 29, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Protecting the Civil Rights of American Muslims."

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on March 29, 2011, at 2:30 p.m., to conduct a hearing entitled, "Tools to Present DOD Cost Overruns."

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on March 29, 2011, at 10 a.m., to conduct a hearing entitled, "Strengthening the Senior Executive Service: a Review of Challenges Facing the Government's Leadership Corps."

SUBCOMMITTEE ON READINESS AND MANAGEMENT SUPPORT

The Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on March 29, 2011, at 2:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 4:24 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1079. An act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

SBIR/STTR REAUTHORIZATION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 244, proposed by Ms. LANDRIEU, to amendment No. 183, proposed by Mr. MCCONNELL (for himself, Mr. MANCHIN, Mr. HATCH, Mr. TOOMEY, Mr. CORNYN, Mr. JOHANNES, Mr. PORTMAN, Mr. ISAKSON, and Mr. PAUL), to the bill, as amended.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:42 p.m.,

The PRESIDING OFFICER (Ms. MIKULSKI in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

SBIR/STTR REAUTHORIZATION ACT

The Senate resumed consideration of bill S. 493.

The question being on agreeing to amendment No. 244 to amendment No. 183 to the bill, as amended.

Pending debate,

AIRPORT AND AIRWAY EXTENSION ACT OF 2011

On the request of Mr. MARK UDALL,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1079) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING THE LIFE OF GERALDINE A. FERRARO

On the request of Mr. MARK UDALL,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 114) honoring Congresswoman Geraldine A. Ferraro, the first woman selected by a major political party as its candidate for Vice President of the United States, and extending the condolences of the Senate on her death, submitted today by Mrs. GILLIBRAND (for herself, Mrs. HUTCHISON, Ms. MIKULSKI, Ms. AYOTTE, Mrs. BOXER, Ms. CANTWELL, Ms. COLLINS, Mrs. FEINSTEIN, Mrs. HAGAN, Ms. KLOBUCHAR, Ms. LANDRIEU, Mrs. MCCASKILL, Ms. MURKOWSKI, Mrs. MURRAY, Mrs. SHAHEEN, Ms. SNOWE, Ms. STABENOW, Mr. REID, Mr. MCCONNELL, Mr. BARRASSO, Mr. AKAKA, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. SHERROD BROWN, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr.

CONRAD, Mr. COONS, Mr. DURBIN, Mr. FRANKEN, Mr. HARKIN, Mr. INOUE, Mr. TIM JOHNSON, Mr. KERRY, Mr. KOHL, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEVIN, Mr. LIEBERMAN, Mr. MANCHIN, Mr. MENENDEZ, Mr. MERKLEY, Mr. BILL NELSON, Mr. BEN NELSON, Mr. PRYOR, Mr. REED, Mr. ROCKEFELLER, Mr. SANDERS, Mr. SCHUMER, Mr. TESTER, Mr. MARK UDALL, Mr. TOM UDALL, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WYDEN, and Mr. CHAMBLISS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. MARK UDALL,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that the Senate then resume consideration of bill S. 493.

ADJOURNMENT

By unanimous consent, on the request of Mr. MARK UDALL,

At 7:03 p.m.,

The Senate adjourned, under its order of today, and pursuant to the provisions of resolution S. Res. 114, as a further mark of respect to the late Representative Geraldine A. Ferraro, until 9:30 a.m. on tomorrow.

WEDNESDAY, MARCH 30, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 30, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1036. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Changes in Disease Status of the Brazilian State of Santa Catarina with Regard to Certain Ruminant and Swine Diseases; Technical Amendment" ((RIN0579-AD12)-(Docket No. APHIS-2009-0034)) as received during adjournment of the Senate in the

Office of the President of the Senate on March 21, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1037. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National Poultry Improvement Plan and Auxiliary Provisions" ((RIN0579-AD21)-(Docket No. APHIS-2009-0031)) as received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1038. A communication from the Acting Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Horses From Contagious Equine Metritis-Affected Countries" ((RIN0579-AD31)-(Docket No. APHIS-2008-0112)) as received during adjournment of the Senate in the Office of the President of the Senate on March 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1039. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting four legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-1040. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting a legislative proposal relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-1041. A communication from the Secretary of the Federal Trade Commission, transmitting, pursuant to law, an annual report on the actions taken by the Commission relative to the Fair Debt Collection Practices Act during 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-1042. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency declared in Executive Order 13224 of September 23, 2001, with respect to persons who commit, threaten to commit, or support terrorism; to the Committee on Banking, Housing, and Urban Affairs.

EC-1043. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Hong Kong, China; to the Committee on Banking, Housing, and Urban Affairs.

EC-1044. A communication from the Paralegal Specialist, Federal Transit Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Clean Fuels

Grant Program" (RIN2132-AA91) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1045. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Prohibited Service at Savings and Loan Holding Companies; Reinstitution of Expiration Date of Temporary Exemption" (RIN1550-AC14) received during adjournment of the Senate in the Office of the President of the Senate on March 25, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1046. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-8173)) received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1047. A communication from the Secretary of Energy, transmitting, pursuant to law, a report relative to the decision to authorize a noncompetitive extension of up to five years to the Department's contract with the Board of Trustees for Leland Stanford Junior University (Stanford) for the management and operation of the SLAC National Accelerator Laboratory; to the Committee on Energy and Natural Resources.

EC-1048. A communication from the Secretary of Energy, transmitting, pursuant to law, a report concerning operations at the Naval Petroleum Reserves for fiscal year 2009; to the Committee on Energy and Natural Resources.

EC-1049. A communication from the Acting Assistant Secretary for Fish and Wildlife and Parks, National Park Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Special Regulations of the National Park Service; National Capital Region Correction, Address Change for the National Mall and Memorial Parks, Park Programs Office" (RIN1024-AD96) as received during adjournment of the Senate in the Office of the President of the Senate on March 22, 2011; to the Committee on Energy and Natural Resources.

EC-1050. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Evaluation of the Rural Hospice Demonstration"; to the Committee on Finance.

EC-1051. A communication from the Director, Office of Regulations, Social Security Administration, transmitting,

pursuant to law, the report of a rule entitled "Technical Correction for Neurological Listing Cross-Reference" (RIN0960-AH33) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Finance.

EC-1052. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Revenue Procedure: Safe Harbors for Sections 143 and 25" (Rev. Proc. 2011-23) received in the Office of the President of the Senate on March 28, 2011; to the Committee on Finance.

EC-1053. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "LB&I Alert - Cases Forwarded to Appeals That Involve a Section 965 Issue and a Transfer Pricing Adjustment under Section 482" (LBandI-4-1110-034) received in the Office of the President of the Senate on March 28, 2011; to the Committee on Finance.

EC-1054. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Guidance for Phase II of the Qualifying Advanced Coal Program under Section 48A and the Qualifying Gasification Program under Section 48B" (Notice 2011-24) received in the Office of the President of the Senate on March 28, 2011; to the Committee on Finance.

EC-1055. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Fringe Benefits Aircraft Valuation Formula" (Rev. Rul. 2011-8) received in the Office of the President of the Senate on March 28, 2011; to the Committee on Finance.

EC-1056. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a proposed amendment to Part 123 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-1057. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the manufacture of significant military equipment abroad and the export of defense articles, including technical data, or defense services to Japan in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-1058. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0029 - 2011-0040); to the Committee on Foreign Relations.

EC-1059. A communication from the Executive Analyst, Office of the Secretary, Department of Health and Human Services, transmitting, pursuant to law, a report relative to a vacancy in the position of Assistant Secretary for Children and Families; to the Committee on Health, Education, Labor, and Pensions.

EC-1060. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Investigational New Drug Applications and Abbreviated New Drug Applications; Technical Amendment" (Docket No. FDA-2011-N-0130) received during adjournment of the Senate in the Office of the President of the Senate on March 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1061. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-34 "Balanced Budget Holiday Furlough Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1062. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-35 "Processing Sales Tax Clarification Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1063. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-36 "One City and Response Training Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1064. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-37 "Howard Theatre Redevelopment Project Great Streets Initiative Tax Increment Financing Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1065. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-38 "Fiscal Year 2011 Office of Public Education Facilities Modernization Funding Revised Temporary

Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1066. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-39 "Reinstated Government Employee Review Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1067. A communication from the Secretary of the Senate, transmitting, pursuant to law, a report relative to the Advisory Committee on the Records of Congress; to the Committee on Homeland Security and Governmental Affairs.

EC-1068. A communication from the Board Members, Railroad Retirement Board, transmitting, pursuant to law, an annual report relative to the Board's compliance with the Sunshine Act during calendar year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1069. A communication from the Chairman of the Federal Election Commission, transmitting, pursuant to law, a report relative to four legislative recommendations; to the Committee on Rules and Administration.

EC-1070. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Western Pacific Pelagic Fisheries; Hawaii-Based Shallow-set Longline Fishery; Court Order" (RIN0648-BA19) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1071. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in the West Yakutat District of the Gulf of Alaska" (RIN0648-XA276) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1072. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery of the South Atlantic; Closure" (RIN0648-XA229) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1073. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce,

transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery of the South Atlantic; Closure" (RIN0648-XA228) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1074. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 in the Gulf of Alaska" (RIN0648-XA277) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1075. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less Than 60 Feet (18.3 m) Length Overall Using Jig or Hook-and-Line Gear in the Bogoslof Pacific Cod Exemption Area in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA271) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1076. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Trip Limit Reduction" (RIN0648-XA263) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1077. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pollock in the Bering Sea and Aleutian Islands" (RIN0648-XA262) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1078. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of

Pacific Cod in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA260) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1079. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Groundfish Fisheries of the Exclusive Economic Zone Off Alaska; American Fisheries Act; Recordkeeping and Reporting" (RIN0648-AY84) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1080. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Annual Specifications" (RIN0648-XA109) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1081. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery Off the Southern Atlantic States; Amendment 17B; Correction" (RIN0648-AY11) received during adjournment of the Senate in the Office of the President of the Senate on March 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1082. A communication from the Secretary of Transportation, transmitting, pursuant to law, an annual report relative to the regulatory status of each recommendation on the National Transportation Safety Board's Most Wanted List; to the Committee on Commerce, Science, and Transportation.

EC-1083. A communication from the Secretary of Transportation, transmitting, the Department's Annual Performance Report for Fiscal Year 2010; to the Committee on Commerce, Science, and Transportation.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-6. A concurrent resolution adopted by the Legislature of the State of West Virginia urging the United States Congress to oppose any action to reduce funding for

Community Service Block Grants; to the Committee on Banking, Housing, and Urban Affairs.

SENATE CONCURRENT RESOLUTION NO. 37

Whereas, Community Service Block Grants (CSBG) are a critical source of funding for Community Action Agencies across the country; and

Whereas, Community Action Agencies provide housing, nutrition, health care, education and weatherization programs to low-income families, equipping them with the tools they need to become successful members of society; and

Whereas, West Virginia has sixteen Community Action Agencies that employ 2,180 individuals; and

Whereas, our sixteen Community Action Agencies serve all of West Virginia's fifty-five counties; and

Whereas, in 2009 close to 112,000 West Virginians, over 55,000 families, received services through Community Action Agencies; and

Whereas, Community Action Agencies are an essential component of economic recovery, as their main objective is the elimination of poverty; and

Whereas, in 2009, West Virginia Community Action Agencies leveraged \$18,194,807 in Community Service Block Grants into more than \$90 million in additional resources for anti-poverty efforts in West Virginia; and

Whereas, President Obama has proposed a fifty percent reduction of Community Service Block Grants funding and made the remaining funds competitive instead of continuing the current allocation formula; Therefore, be it

Resolved by the Legislature of West Virginia: That the Legislature hereby urges the members of the West Virginia Delegation to the United States Congress to oppose any action by Congress or the President to reduce funding for Community Service Block Grants; and, be it, further

Resolved, That the Clerk of Senate is hereby directed to forward a certified copy of this resolution to the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, members of the West Virginia Congressional Delegation and the President of the United States.

POM-7. A joint resolution adopted by the House of Representatives of the State of Colorado recognizing the bravery and sacrifice of the crew of the U.S.S. Pueblo and designating January 23rd each year as "U.S.S. Pueblo Day"; to the Committee on the Judiciary.

HOUSE JOINT RESOLUTION NO. 11-1005

Whereas, the U.S.S. Pueblo was originally launched as a United States Army cargo ship in 1944 but was transferred to the United States Navy and renamed the U.S.S. Pueblo in 1966; and

Whereas, the U.S.S. Pueblo was named for the city of Pueblo, Colorado, and the county of Pueblo, Colorado, and was the third ship in the naval fleet to bear the name Pueblo; and

Whereas, after leaving Japan in early January 1968 on an intelligence mission, the U.S.S. Pueblo was attacked by the North Korean military on January 23, 1968; and

Whereas, according to United States Naval authorities and the crew of the U.S.S. Pueblo, the ship was in international waters at the time of the attack; and

Whereas, one crew member of the U.S.S. Pueblo was killed during the attack, and eighty crew members and two civilian oceanographers were captured and held for eleven months by the North Korean government; and

Whereas, this year marks the forty-third anniversary of North Korea's attack on the U.S.S. Pueblo and her crew; and

Whereas, the U.S.S. Pueblo is still in commission in the United States Navy, but continues to be held by the North Korean government and is currently a museum in Pyongyang, North Korea; Now, therefore, be it

Resolved by the House of Representatives of the Sixty-eighth General Assembly of the State of Colorado, the Senate concurring herein:

(1) That we, the members of the General Assembly, recognize the bravery and sacrifice of the crew of the U.S.S. Pueblo; and

(2) That we take pride in the fact that the U.S.S. Pueblo bears the name of a city and a county in Colorado, and, therefore, the citizens of Colorado should be aware of the incident that occurred with the U.S.S. Pueblo forty-three years ago; and

(3) That we hereby designate January 23 each year as "U.S.S. Pueblo Day" as a day to remember and honor the brave crew of the U.S.S. Pueblo; be it further

Resolved, That copies of this Joint Resolution be sent to President Barack Obama, Governor John W. Hickenlooper, President Pro Tempore of the United States Senate Daniel K. Inouye, Speaker of the United States House of Representatives John Boehner, and the members of Colorado's congressional delegation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. COBURN (for himself and Mr. KOHL):

S. 674. A bill to amend chapter 9 of title 44, United States Code, to limit the printing of the Congressional Record, and for other purposes; to the Committee on Rules and Administration.

By Mr. AKAKA (for himself, Mr. INOUE, Mr. BEGICH, and Ms. MURKOWSKI):

S. 675. A bill to express the policy of the United States regarding the United States relationship with Native Hawaiians and to provide a process for the recognition by the United States of the Native Hawaiian governing entity; to the Committee on Indian Affairs.

By Mr. AKAKA (for himself, Mr. CONRAD, Mr. FRANKEN, Mr. INOUE, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. TESTER, and Mr. UDALL of New Mexico):

S. 676. A bill to amend the Act of June 18, 1934, to reaffirm the authority of the Secretary of the Interior to take land into trust for Indian tribes; to the Committee on Indian Affairs.

By Mr. HATCH:

S. 677. A bill to amend title 13, United States Code, to provide for the more accurate and complete enumeration of certain overseas Americans in the decennial census, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. KOHL (for himself, Mr. WHITEHOUSE, and Mr. COONS):

S. 678. A bill to increase the penalties for economic espionage; to the Committee on the Judiciary.

By Mr. SCHUMER (for himself, Mr. ALEXANDER, Mr. REID, Mr. MCCONNELL, Mr. LIEBERMAN, Ms. COLLINS, Mr. BROWN of Massachusetts, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. DURBIN, Mr. JOHANNES, Mr. LUGAR, Mr. REED, Mr. WHITEHOUSE, Mr. CARPER, and Mr. KYL):

S. 679. A bill to reduce the number of executive positions subject to Senate confirmation; to the Committee on Homeland Security and Governmental Affairs.

By Ms. COLLINS (for herself, Ms. MIKULSKI, Mrs. BOXER, Mrs. HUTCHISON, Mrs. MURRAY, Ms. SNOWE, Ms. LANDRIEU, Ms. STABENOW, Ms. CANTWELL, Ms. MURKOWSKI, Mrs. SHAHEEN, Mrs. GILLIBRAND, Mr. LIEBERMAN, Mr. AKAKA, Mr. PRYOR, Mr. MERKLEY, Mr. BEGICH, Mrs. FEINSTEIN, and Ms. AYOTTE):

S. 680. A bill to authorize the Administrator of General Services to convey a parcel of real property in the District of Columbia to provide for the establishment of

a National Women's History Museum; to the Committee on Environment and Public Works.

By Ms. SNOWE:

S. 681. A bill to provide greater accountability in the Small Business Lending Fund; to the Committee on Small Business and Entrepreneurship.

By Mr. CASEY:

S. 682. A bill to provide for reliquidation of certain entries of medium density fiberboard; to the Committee on Finance.

By Mr. LEE:

S. 683. A bill to provide for the conveyance of certain parcels of land to the town of Mantua, Utah; to the Committee on Energy and Natural Resources.

By Mr. LEE:

S. 684. A bill to provide for the conveyance of certain parcels of land to the town of Alta, Utah; to the Committee on Energy and Natural Resources.

By Mr. LUGAR (for himself and Mr. PAUL):

S. 685. A bill to repeal the Federal sugar program; to the Committee on Agriculture, Nutrition, and Forestry.

By Ms. LANDRIEU (for herself, Mr. BENNET, Mr. CARPER, Mr. COONS, Mr. DURBIN, Mrs. HAGAN, and Mr. LIEBERMAN):

S. 686. A bill to amend the Elementary and Secondary Education Act of 1965 to improve public charter schooling by addressing quality issues; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CONRAD (for himself, Mr. CORNYN, Mr. VITTER, Mrs. HUTCHISON, Mr. CRAPO, Mr. WICKER, Mr. INHOFE, and Ms. SNOWE):

S. 687. A bill to amend the Internal Revenue Code of 1986 to permanently extend the 15-year recovery period for qualified leasehold improvement property, qualified restaurant property, and qualified retail improvement property; to the Committee on Finance.

By Mr. MENENDEZ (for himself, Mr. KERRY, Mrs. GILLIBRAND, Mr. SCHUMER, and Mr. BINGAMAN):

S. 688. A bill to amend title XVIII of the Social Security Act to apply the additional Medicare HITECH payment provisions to hospitals in Puerto Rico; to the Committee on Finance.

By Mr. MERKLEY (for himself and Ms. SNOWE):

S. 689. A bill to promote the oil independence of the United States, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. FRANKEN (for himself, Ms. SNOWE, Mr. MENENDEZ, Mr. ROCKEFELLER, Mr. DURBIN, Mr. SANDERS, Mr. BROWN of Ohio, Mrs. SHAHEEN, Mr. LAUTENBERG, Mr.

LEAHY, Mr. REED, Mr. MERKLEY, and Mrs. MURRAY):

S. 690. A bill to establish the Office of the Homeowner Advocate; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. SCHUMER:

S. 691. A bill to support State and tribal government efforts to promote research and education related to maple syrup production, natural resource sustainability in the maple syrup industry, market promotion of maple products, and greater access to lands containing maple trees for maple-sugaring activities, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. NELSON of Florida:

S. 692. A bill to improve hurricane preparedness by establishing the National Hurricane Research Initiative, and for other purposes; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. TESTER (for himself and Mr. BURR):

S. Res. 115. A resolution designating July 8, 2011, as "Collector Car Appreciation Day" and recognizing that the collection and restoration of historic and classic cars is an important part of preserving the technological achievements and cultural heritage of the United States; to the Committee on the Judiciary.

By Mr. SCHUMER (for himself, Mr. ALEXANDER, Mr. REID, Mr. MCCONNELL, Mr. LIEBERMAN, Ms. COLLINS, Mr. BINGAMAN, Mr. LUGAR, Mr. DURBIN, Mr. JOHANNES, Mr. REED, Mr. BROWN of Massachusetts, Mr. CARPER, Mr. WHITEHOUSE, and Mr. KYL):

S. Res. 116. A resolution to provide for expedited Senate consideration of certain nominations subject to advice and consent; to the Committee on Rules and Administration.

By Ms. STABENOW (for herself, Mr. BEGICH, Mr. BROWN of Ohio, Mr. LEVIN, Mr. COCHRAN, Ms. LANDRIEU, Mr. SANDERS, and Mr. JOHNSON of South Dakota):

S. Res. 117. A resolution supporting the goals and ideals of Professional Social Work Month and World Social Work Day; to the Committee on Health, Education, Labor, and Pensions.

By Ms. KLOBUCHAR (for herself and Mr. BURR):

S. Res. 118. A resolution designating April 2011 as "National 9-1-1 Education Month"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 13

At the request of Mr. CHAMBLISS, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 13, a bill to promote freedom, fairness, and economic opportunity by repealing the income tax and other taxes, abolishing the Internal Revenue Service, and enacting a national sales tax to be administered primarily by the States.

S. 206

At the request of Mr. LIEBERMAN, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 206, a bill to reauthorize the DC Opportunity Scholarship Program, and for other purposes.

S. 210

At the request of Mr. COBURN, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 210, a bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

S. 244

At the request of Mr. BARRASSO, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 244, a bill to enable States to opt out of certain provisions of the Patient Protection and Affordable Care Act.

S. 325

At the request of Mrs. MURRAY, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 325, a bill to amend title 10, United States Code, to require the provision of behavioral health services to members of the reserve components of the Armed Forces necessary to meet pre-deployment and post-deployment readiness and fitness standards, and for other purposes.

S. 395

At the request of Mr. ENZI, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 395, a bill to repeal certain amendments to the Energy Policy and Conservation Act with respect to lighting energy efficiency.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 431

At the request of Mr. PRYOR, the names of the Senator from North Carolina [Mr. BURR] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 504

At the request of Mr. DEMINT, the names of the Senator from South Carolina [Mr. GRAHAM] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 520

At the request of Mr. COBURN, the names of the Senator from North Carolina [Mr. BURR], the Senator from New Hampshire [Mrs. SHAHEEN] and the Senator from New Hampshire [Ms. AYOTTE] were added as cosponsors of S. 520, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 545

At the request of Mr. UDALL of Colorado, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 545, a bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to strengthen the quality control measures in place for part B lung disease claims and part E processes with independent reviews.

S. 554

At the request of Mr. GRAHAM, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 554, a bill to prohibit the use of Department of Justice funds for the prosecution in Article III courts of the United States of individuals involved in the September 11, 2001, terrorist attacks.

S. 555

At the request of Mr. FRANKEN, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 555, a bill to end discrimination based on actual or perceived sexual orientation or gender identity in public schools, and for other purposes.

S. 560

At the request of Mr. DURBIN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 560, a bill to amend title XVIII of the Social Security Act to deliver a meaningful benefit and lower prescription drug prices under the Medicare program.

S. 567

At the request of Mr. CONRAD, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 567, a bill to amend the small, rural school achievement program and the rural and low-income school program under part B of title VI of the Elementary and Secondary Education Act of 1965.

S. 570

At the request of Mr. TESTER, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from

tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 600

At the request of Mr. MENENDEZ, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 600, a bill to promote the diligent development of Federal oil and gas leases, and for other purposes.

S. 634

At the request of Mr. SCHUMER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 634, a bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others against any railroad organized as a separate legal entity, arising from the deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad, and by the heirs and survivors of such persons.

S. 646

At the request of Mrs. BOXER, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 646, a bill to reauthorize Federal natural hazards reduction programs, and for other purposes.

S. 671

At the request of Mr. SESSIONS, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 671, a bill to authorize the United States Marshals Service to issue administrative subpoenas in investigations relating to unregistered sex offenders.

SENATE RESOLUTION 99

At the request of Mr. DEMINT, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of Senate Resolution 99, a resolution expressing the sense of the Senate that the primary safeguard for the well-being and protection of children is the family, and that the primary safeguards for the legal rights of children in the United States are the Constitutions of the United States and the several States, and that, because the use of international treaties to govern policy in the United States on families and children is contrary to principles of self-government and federalism, and that, because the United Nations Convention on the Rights of the Child undermines traditional principles of law in the United States regarding parents and children, the President should not transmit the Convention to the Senate for its advice and consent.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE,
NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on March 30, 2011, at 10:30 a.m. in SR 328A.

COMMITTEE ON ENVIRONMENT AND
PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on March 30, 2011, at 10 a.m. in Dirksen 406.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on March 30, 2011, at 10 a.m. in 215 Dirksen Senate Office Building, to conduct a hearing entitled "How Do Complexity, Uncertainty and Other Factors Impact Responses to Tax Incentives?"

COMMITTEE ON HOMELAND SECURITY
AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 30, 2011, at 10 a.m. to conduct a hearing entitled "Ten Years After 9/11: A Report From the 9/11 Commission Chairmen."

COMMITTEE ON HOMELAND SECURITY
AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 30, 2011, at 2:30 p.m. to conduct a hearing entitled "Securing the Border: Building on the Progress Made."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 30, 2011, at 10 a.m. in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Oversight of the Federal Bureau of Investigation."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 30, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on March 30, 2011. The Committee will meet in room SD-106 in the Dirksen Senate Office Building beginning at 10:30 a.m.

SUBCOMMITTEE ON NATIONAL PARKS

The Subcommittee on National Parks be authorized to meet during the session of the Senate on March 30, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

SUBCOMMITTEE ON STRATEGIC
FORCES

The Subcommittee on Strategic Forces of the Committee on Armed Services be

authorized to meet during the session of the Senate on March 30, 2011, at 2:30 p.m.

SUBCOMMITTEE ON SURFACE
TRANSPORTATION AND MERCHANT
MARINE INFRASTRUCTURE, SAFETY,
AND SECURITY

The Subcommittee on Surface Transportation and Merchant Marine Infrastructure, Safety, and Security of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on March 30, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 11:28 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 839. An act to amend the Emergency Economic Stabilization Act of 2008 to terminate the authority of the Secretary of the Treasury to provide new assistance under the Home Affordable Modification Program, while preserving assistance to homeowners who were already extended an offer to participate in the Program, either on a trial or permanent basis.

At 5:25 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 1079. An act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 839. An act to amend the Emergency Economic Stabilization Act of 2008 to terminate the authority of the Secretary of the Treasury to provide new assistance under the Home Affordable Modification Program, while preserving assistance to homeowners who were already extended an offer to participate in the Program, either on a trial or permanent basis; to the Committee on Banking, Housing, and Urban Affairs.

SBIR/STTR REAUTHORIZATION
ACT

The PRESIDING OFFICER (Mrs. HAGAN in the chair) announced that morning business was closed.

Whereupon,

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate its pending business, viz, the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 244, proposed by Ms. LANDRIEU, to amendment No. 183, proposed by Mr. MCCONNELL (for himself, Mr. MANCHIN, Mr. HATCH, Mr. TOOMEY, Mr. CORNYN, Mr. JOHANNES, Mr. PORTMAN, Mr. ISAKSON, and Mr. PAUL), to the bill, as amended.

On motion by Mr. PAUL to commit the pending bill to the Committee on Foreign Relations with instructions to report same back forthwith with an amendment (Numbered 276).

Pending debate,

ORDER FOR RECESS

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate recess until 6 p.m.

RECESS

Pursuant to the foregoing order,

At 4:57 p.m.,

The PRESIDING OFFICER declared the Senate recessed until 6 p.m.

AT 6 P.M.

The PRESIDING OFFICER (Mr. COONS in the chair) called the Senate to order.

CONGRATULATING THE
PENNSYLVANIA STATE
UNIVERSITY IFC/PANHELLENIC
DANCE MARATHON ("THON")

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 112) congratulating the Pennsylvania State University IFC/Panhellenic Dance Marathon ("THON") on its continued success in support of the Four Diamonds Fund at Penn State Hershey Children's Hospital.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL 9-1-1
EDUCATION MONTH"

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 118) designating April 2011 as "National 9-1-1 Education Month", submitted today by Ms. KLOBUCHAR (for herself and Mr. BURR), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the first hour therein be equally divided and controlled for debate between the two leaders, or their designees; and that the majority control the first 30 minutes therein, and the minority control the second 30 minutes therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:43 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, MARCH 31, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr.

TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, March 31, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1084. A communication from the Deputy Secretary of Defense, transmitting, pursuant to law, the annual Developing Countries Combined Exercise Program report of expenditures for Fiscal Year 2010; to the Committee on Armed Services.

EC-1085. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Debt Collection" (RIN2590-AA15) received in the Office of the President of the Senate on March 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1086. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Demand Response Compensation in Organized Wholesale Energy Markets" ((RIN1902-AE02)(Docket No. RM10-17)) received in the Office of the President of the Senate on March 28, 2011; to the Committee on Energy and Natural Resources.

EC-1087. A communication from the Assistant Secretary, Energy Efficiency and Renewable Energy, Department of Energy, transmitting, pursuant to law, a report relative to the Zero-Net Energy Commercial Building Initiative and other government initiatives that affect commercial buildings; to the Committee on Energy and Natural Resources.

EC-1088. A communication from the Chief Counsel of the Fiscal Service, Bureau of Public Debt, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "General Regulations Governing U.S. Securities...." (31 CFR Parts 306, 356, 357, and 363) received in the Office of the President of the Senate on March 29, 2011; to the Committee on Finance.

EC-1089. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the extension of the "Memorandum of Understanding Between the Government of the United States of America and the Government of the Republic of Italy Concerning the Imposition of Import Restrictions on Categories of Archaeological Material Representing the Pre-Classical, Classical and Imperial Roman Periods of Italy"; to the Committee on Finance.

EC-1090. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Finalizing Medicare Regulations under Section 902 of the Medicare Prescription Drug, Improvement, and Modernization Act (MMA) of 2003 for Calendar Year 2010"; to the Committee on Finance.

EC-1091. A communication from the Associate General Counsel for General Law, Office of the General Counsel, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the Department of Homeland Security in the position of Inspector General, received in the Office of the President of the Senate on March 29, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1092. A communication from the Officer for Civil Rights and Civil Liberties, Department of Homeland Security, transmitting, pursuant to law, a report entitled "No FEAR Act: Fiscal Year 2010 Annual Report to Congress"; to the Committee on Homeland Security and Governmental Affairs.

EC-1093. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report relative to the Tribal-State Road Maintenance Agreements; to the Committee on Indian Affairs.

EC-1094. A communication from the Chairman of the Federal Election Commission, transmitting, pursuant to law, a report relative to the disclosure form used by Presidential campaigns to report campaign finance activity; to the Committee on Rules and Administration.

EC-1095. A communication from the Director of the Regulations Management Office of the General Counsel, Board of Veterans Appeals (01), Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Board of Veterans' Appeals: Remand or Referral for Further Action; Notification of Evidence Secured by the Board and Opportunity for Response" (RIN2900-AN34) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Veterans' Affairs.

EC-1096. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Lavatory Oxygen Systems" ((RIN2120-AJ92)(Docket No. FAA-2011-0186)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1097. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Removal and Amendment of Class E Airspace, Oxford, CT" ((RIN2120-AA66)(Docket No. FAA-2010-0815)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1098. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Feathering Propeller Systems for Light-Sport Aircraft Powered Gliders" ((RIN2120-AJ81)(Docket No. FAA-2010-0812; Amdt. No. I-66)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1099. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to and Revocation of Reporting Points; Hawaii" ((RIN2120-AA66)(Docket No. FAA-2011-0018)) received in the Office of the President of the Senate on March 30, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-1100. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; General Electric Company CF6-45 and CF6-50 Series Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2006-24145)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1101. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Amdt. 3414" (RIN2120-AA65) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1102. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of VOR Federal Airways V-82, V-175, V-191, and V-430 in the Vicinity of Bemidji, MN" ((RIN2120-AA66)(Docket No. FAA-2010-0241)) received in the Office of the President of the Senate on March 29, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1103. A communication from the Chief Counsel, Saint Lawrence Seaway Development Corporation, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Seaway Regulations and Rules: Periodic Update, Various Categories" (RIN2135-AA29) received in the Office of the President of the Senate on March 30, 2010; to the Committee on Commerce, Science, and Transportation.

EC-1104. A communication from the Deputy Chief Financial Officer and Director for Financial Management, Office of the Secretary, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Commerce Debt Collection" (RIN0605-AA24) received in the Office of the President of the Senate on March 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1105. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Indaziflam; Pesticide Tolerances" (FRL No. 8864-3) received in the Office of the President of the Senate on March 29, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1106. A communication from the Director of the Regulatory Management

Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mancozeb; Pesticide Tolerances" (FRL No. 8864-1) received in the Office of the President of the Senate on March 29, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1107. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Sodium Ferric Ethylenediaminetetraacetate; Exemption from the Requirement of a Tolerance" (FRL No. 8867-7) received in the Office of the President of the Senate on March 29, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1108. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Department of the Army and was assigned case number 10-01; to the Committee on Appropriations.

EC-1109. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designations of Areas for Air Quality Planning Purposes; Georgia: Rome; Determination of Attaining Data for the 1997 Annual Fine Particulate" (FRL No. 9288-8) received in the Office of the President of the Senate on March 29, 2011; to the Committee on Environment and Public Works.

EC-1110. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Nevada; Determination of Attainment for the Clark County 8-Hour Ozone Nonattainment Area" (FRL No. 9286-8) received in the Office of the President of the Senate on March 29, 2011; to the Committee on Environment and Public Works.

EC-1111. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "State of California; Request for Approval of Section 112(l) Authority for Hazardous Air Pollutants; Perchloroethylene Air Emission Standards from Dry Cleaning Facilities" (FRL No. 9283-6) received in the Office of the President of the Senate on March 29, 2011; to the Committee on Environment and Public Works.

EC-1112. A communication from the Chief, Branch of Aquatic Invasive Species, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the

report of a rule entitled "Injurious Wildlife Species; Listing the Bighead Carp (*Hypophthalmichthys nobilis*) as Injurious Fish" (RIN1018-AT49) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Environment and Public Works.

EC-1113. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - April 2011" (Rev. Rul. 2011-10) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Finance.

EC-1114. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Credit for Carbon Dioxide Sequestration; Modification of Notice 2009-83" (Rev. Rul. 2011-25) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Finance.

EC-1115. A communication from the Chief Privacy Officer, Privacy Office, Department of Homeland Security, transmitting, pursuant to law, a report entitled "Privacy Office First Quarter Fiscal Year 2011 Report to Congress"; to the Committee on Homeland Security and Governmental Affairs.

EC-1116. A communication from the Chief, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amateur Service Rules to Facilitate Use of Spread Spectrum Communications Technologies" ((WT Docket No. 10-62)(FCC 11-22)) received during adjournment of the Senate in the Office of the President of the Senate on March 25; to the Committee on Commerce, Science, and Transportation.

EC-1117. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Antidrug and Alcohol Misuse Prevention Programs for Personnel Engaged in Specified Aviation Activities; Supplemental Regulatory Flexibility Determination" ((RIN2120-AH14)(Docket No. FAA-2002-11301)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1118. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Prohibited Area P-56; District of Columbia" ((RIN2120-AA66)(Docket No. FAA-2010-0077)) received in the Office of the President of the Senate on March 30, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-1119. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of VOR Federal Airway V-358; TX" ((RIN2120-AA66)(Docket No. FAA-2011-0024)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1120. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment Of VOR Federal Airways V-1, V-7, V-11, and V-20; Kona, Hawaii" ((RIN2120-AA66)-(Docket No. FAA-2011-0009)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1121. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Area Navigation (RNAV) Routes; Western United States" ((RIN2120-AA66)(Docket No. FAA-2010-1180)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1122. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Area Navigation (RNAV) Routes; Western United States" ((RIN2120-AA66)(Docket No. FAA-2010-1179)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1123. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to Special Use Airspace Restricted Areas R-2203, and R-2205; Alaska" ((RIN2120-AA66)(Docket No. FAA-2011-005)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1124. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Moratorium on New Exemptions for Passenger Carrying Operations Conducted for Compensation and Hire in Other Than Standard Category Aircraft" ((RIN2120-AA66)(14 CFR Parts 91 and 119)) received in the Office of the

President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1125. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Prohibition Against Certain Flights Within The Tripoli (HLLL) Flight Information Region (FIR)" ((RIN2120-AJ93)(Docket No. FAA-2011-0246)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1126. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Clarification of Reciprocal Waivers of Claims for Multiple-Customer Commercial Space Launch and Reentry" ((RIN2120-AJ85)(Docket No. FAA-2010-1150)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1127. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Amdt No. 3415" ((RIN2120-AA65)(Docket No. 30771)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1128. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (90); Amdt. No. 3416" ((RIN2120-AA65)(Docket No. 30772)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1129. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (97); Amdt. No. 3417" ((RIN2120-AA65)(Docket No. 30773)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1130. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Colebrook, NH" ((RIN2120-AA66)(Docket No. FAA-2010-

1008)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1131. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Wolfeboro, NH" ((RIN2120-AA66)(Docket No. FAA-2010-1007)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1132. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Lancaster, NH" ((RIN2120-AA66)(Docket No. FAA-2010-1009)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1133. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Newport, VT" ((RIN2120-AA66)(Docket No. FAA-2010-0938)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1134. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; La Porte, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1030)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1135. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Charleston, WV" ((RIN2120-AA66)(Docket No. FAA-2010-1010)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1136. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Henderson, KY" ((RIN2120-AA66)(Docket No. FAA-2010-0937)) received in the Office of the President of the Senate on March 30, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-1137. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Bryce Canyon, UT" ((RIN2120-AA66)(Docket No. FAA-2010-0961)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. SCHUMER, from the Committee on Rules and Administration:

Special Report entitled "Report of the Committee on Rules and Administration, United States Senate, during the 111th Congress" (Rept. No. 112-8).

By Mr. SCHUMER, from the Committee on Rules and Administration:

Report to accompany S. Res. 81, An original resolution authorizing expenditures by committees of the Senate for the periods March 1, 2011, through September 30, 2011, and October 1, 2011, through September 30, 2012, and October 1, 2012, through February 28, 2013 (Rept. No. 112-9).

By Mr. KERRY, from the Committee on Foreign Relations:

Special Report entitled "Legislative Activities Report of the Committee on Foreign Relations, United States Senate one Hundred Eleventh Congress" (Rept. No. 112-10).

By Mr. BAUCUS, from the Committee on Finance:

Special Report entitled "Report on the Activities of the Committee on Finance of the United States Senate During the 111th Congress" (Rept. No. 112-11).

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 216. A bill to increase criminal penalties for certain knowing and international violations relating to food that is misbranded or adulterated.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 222. A bill to limit investor and homeowner losses in foreclosures, and for other purposes.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. MCCAIN (for himself and Mr. HATCH):

S. 693. A bill to establish a term certain for the conservatorships of Fannie Mae and Freddie Mac, to provide conditions for continued operation of such enterprises, and to provide for the wind down of such operations and dissolution of such enterprises; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. JOHNSON of South Dakota (for himself and Mr. UDALL of New Mexico):

S. 694. A bill to prohibit States from carrying out more than one Congressional redistricting after a decennial census and apportionment, to require States to conduct such redistricting through independent commissions, and for other purposes; to the Committee on the Judiciary.

By Mr. PRYOR (for himself and Mr. ALEXANDER):

S. 695. A bill to require the use of electronic on-board recording devices in motor carriers to improve compliance with hours of service regulations; to the Committee on Commerce, Science, and Transportation.

By Mr. TESTER:

S. 696. A bill to amend title 38, United States Code, to treat Vet Centers as Department of Veterans Affairs facilities for purposes of payments or allowances for beneficiary travel to Department facilities, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. CASEY (for himself, Mrs. BOXER, and Ms. LANDRIEU):

S. 697. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for amounts paid by a spouse of a member of the Armed Services for a new State license or certification required by reason of a permanent change in the duty station of such member to another State; to the Committee on Finance.

By Mr. WARNER:

S. 698. A bill to amend title 38, United States Code, to codify the prohibition against the reservation of gravesites at Arlington National Cemetery, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BINGAMAN (for himself, Mr. BARRASSO, Mr. ROCKEFELLER, and Ms. MURKOWSKI):

S. 699. A bill to authorize the Secretary of Energy to carry out a program to demonstrate the commercial application of integrated systems for long-term geological storage of carbon dioxide, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. KLOBUCHAR (for herself, Mr. MORAN, Ms. STABENOW, and Mr. ROBERTS):

S. 700. A bill to amend the Internal Revenue Code of 1986 to permanently extend the treatment of certain farming business

machinery and equipment as 5-year property for purposes of depreciation; to the Committee on Finance.

By Mr. BENNET (for himself and Mr. COCHRAN):

S. 701. A bill to amend section 1120A(c) of the Elementary and Secondary Education Act of 1965 to assure comparability of opportunity for educationally disadvantaged students; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LIEBERMAN (for himself and Mr. BLUMENTHAL):

S. 702. A bill to authorize funding for, and increase accessibility to, the National Missing and Unidentified Persons System, to facilitate data sharing between such system and the National Crime Information Center database of the Federal Bureau of Investigation, to provide incentive grants to help facilitate reporting to such systems, and for other purposes; to the Committee on the Judiciary.

By Mr. BARRASSO (for himself, Mr. AKAKA, Mr. THUNE, Mr. JOHNSON of South Dakota, Mr. TESTER, and Mr. UDALL of New Mexico):

S. 703. A bill to amend the Long-Term Leasing Act, and for other purposes; to the Committee on Indian Affairs.

By Mr. WYDEN (for himself, Mr. CRAPO, Mr. ENZI, Ms. CANTWELL, Mr. SCHUMER, and Mr. MERKLEY):

S. 704. A bill to provide for duty-free treatment of certain recreational performance outerwear, and for other purposes; to the Committee on Finance.

By Mr. CARPER (for himself, Mr. ENZI, Mr. CARDIN, Ms. LANDRIEU, Mr. LUGAR, Mr. MENENDEZ, and Mr. ROBERTS):

S. 705. A bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants; to the Committee on Finance.

By Mr. VITTER (for himself, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENSIGN, Mr. ENZI, Mr. GRAHAM, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. KYL, Mr. LEE, Mr. MORAN, Mr. RISCH, Mr. ROBERTS, Mr. SESSIONS, Mr. SHELBY, Mr. WICKER, Mr. HOEVEN, and Mr. RUBIO):

S. 706. A bill to stimulate the economy, produce domestic energy, and create jobs at no cost to the taxpayers, and without borrowing money from foreign governments for which our children and grandchildren will be responsible, and for other purposes; read the first time.

By Mr. DURBIN (for himself and Mr. VITTER):

S. 707. A bill to amend the Animal Welfare Act to provide further protection for puppies; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. BROWN of Ohio (for himself, Ms. STABENOW, and Mr. CASEY):

S. 708. A bill to renew and extend the provisions relating to identification of trade enforcement priorities, and for other purposes; to the Committee on Finance.

By Mr. LAUTENBERG (for himself and Mr. MENENDEZ):

S. 709. A bill to enhance the security of chemical facilities and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. THUNE (for himself, Mr. CARDIN, Ms. KLOBUCHAR, and Mr. INHOFE):

S. 710. A bill to amend the Solid Waste Disposal Act to direct the Administrator of the Environmental Protection Agency to establish a hazardous waste electronic manifest system; to the Committee on Environment and Public Works.

By Mr. LAUTENBERG:

S. 711. A bill to amend the Safe Drinking Water Act and the Federal Water Pollution Control Act to authorize the Administrator of the Environmental Protection Agency to reduce or eliminate the risk of releases of hazardous chemicals from public water systems and wastewater treatment works, and for other purposes; to the Committee on Environment and Public Works.

By Mr. DEMINT (for himself, Mr. ALEXANDER, Mr. COBURN, Mr. CORNYN, Mr. CRAPO, Mr. ENSIGN, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. KYL, Mr. LEE, Mr. MCCONNELL, Mr. PAUL, Mr. RISCH, Mr. SESSIONS, Mr. THUNE, and Mr. VITTER):

S. 712. A bill to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act; to the Committee on Finance.

By Mr. WEBB (for himself and Mr. WARNER):

S. 713. A bill to modify the boundary of Petersburg National Battlefield in the Commonwealth of Virginia, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. HATCH (for himself, Mr. LEE, Mr. CORNYN, Mr. KYL, Mr. MCCONNELL, Mr. TOOMEY, Ms. SNOWE, Mr. RISCH, Mr. RUBIO, Mr. DEMINT, Mr. PAUL, Mr. VITTER, Mr. ENZI, Mr. KIRK, Mr. THUNE, Mr. ALEXANDER, Mr. INHOFE, Mr. CRAPO, Mr. BURR, Mr. BARRASSO, Mr. COBURN, Mr. MORAN, Mr. LUGAR, Mrs. HUTCHISON, Mr. ISAKSON, Mr. BROWN of Massachusetts, Mr. JOHNSON of Wisconsin, Mr. GRAHAM, Mr.

GRASSLEY, Mr. SHELBY, Mr. SESSIONS, Mr. MCCAIN, Mr. BOOZMAN, Mr. ROBERTS, Ms. COLLINS, Mr. HOEVEN, Mr. CHAMBLISS, Ms. AYOTTE, Mr. BLUNT, Mr. COATS, Mr. COCHRAN, Mr. CORKER, Mr. ENSIGN, Mr. JOHANNES, Ms. MURKOWSKI, Mr. PORTMAN, and Mr. WICKER):

S.J. Res. 10. A joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget; to the Committee on the Judiciary.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. SANDERS (for himself, Mr. WHITEHOUSE, Mr. CARPER, Mr. KERRY, Mr. REID, Mr. HARKIN, Mr. MENENDEZ, Mrs. BOXER, Ms. CANTWELL, Mr. FRANKEN, Mrs. MURRAY, Mr. CARDIN, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. LAUTENBERG, Mr. BENNET, Mrs. GILLIBRAND, Mr. LEAHY, Mr. LIEBERMAN, Mr. REED, Mr. AKAKA, Mr. INOUE, Mrs. SHAHEEN, Mr. DURBIN, Mr. BINGAMAN, Ms. MIKULSKI, Mr. COONS, Mr. SCHUMER, Mr. JOHNSON of South Dakota, Mrs. FEINSTEIN, Mr. MERKLEY, Mr. WYDEN, Mr. NELSON of Florida, and Mr. BLUMENTHAL):

S. Res. 119. A resolution recognizing past, present, and future public health and economic benefits of cleaner air due to the successful implementation of the Clean Air Act; to the Committee on Environment and Public Works.

By Mrs. MURRAY (for herself and Ms. CANTWELL):

S. Res. 120. A resolution recognizing the 1 year anniversary of the April 2, 2010, fire and explosion at the Tesoro refinery in Anacortes, Washington; considered and agreed to.

By Mr. AKAKA (for himself, Mr. ENZI, Mr. BARRASSO, Mr. BAUCUS, Mr. BLUNT, Mr. CARDIN, Mr. COCHRAN, Mr. CONRAD, Mr. CRAPO, Mr. DURBIN, Mrs. HAGAN, Mr. INOUE, Mr. JOHNSON of South Dakota, Mr. KOHL, Mr. LAUTENBERG, Mr. MENENDEZ, Mr. MERKLEY, Mrs. MURRAY, Mr. SANDERS, Mr. SCHUMER, Mr. UDALL of New Mexico, and Mr. WICKER):

S. Res. 121. A resolution designating April 2011 as "Financial Literacy Month"; considered and agreed to.

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S. Res. 122. A resolution honoring the life and legacy of Elizabeth Taylor; considered and agreed to.

By Mr. CASEY (for himself and Mr. TOOMEY):

S. Res. 123. A resolution commending ACHIEVA on its 60th anniversary of providing strong advocacy for and innovative services to children and adults with disabilities and the families of those children and adults in the State of Pennsylvania and designating the week of March 26 through April 2, 2011, as "Celebrating ACHIEVA's 60th Anniversary Week"; considered and agreed to.

By Mr. MENENDEZ (for himself, Mr. REID, Ms. STABENOW, Mr. BINGAMAN, Mr. DURBIN, Mrs. BOXER, Mr. UDALL of Colorado, Mrs. FEINSTEIN, Mr. LEAHY, Mr. UDALL of New Mexico, Mr. MERKLEY, and Mr. AKAKA):

S. Res. 124. A resolution honoring the accomplishments and legacy of Cesar Estrada Chavez; to the Committee on the Judiciary.

By Mr. UDALL of New Mexico (for himself, Mr. JOHNSON of South Dakota, Mr. BLUMENTHAL, Mr. DURBIN, Mr. AKAKA, and Mr. BEGICH):

S. Res. 125. A resolution supporting the goals and ideals of National Public Health Week; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KERRY (for himself, Mr. NELSON of Florida, and Mr. UDALL of New Mexico):

S. Res. 126. A resolution supporting the mission of UNESCO's World Heritage Convention and celebrating the 2011 International Day for Monuments and Sites; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 281

At the request of Mrs. HUTCHISON, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 281, a bill to delay the implementation of the health reform law in the United States until there is a final resolution in pending lawsuits.

S. 311

At the request of Mr. KERRY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 311, a bill to provide for the coverage of medically necessary food under Federal health programs and private health insurance.

S. 339

At the request of Mr. BAUCUS, the names of the Senator from Colorado [Mr. BENNET] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of S. 339, a bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for

contributions of qualified conservation contributions.

S. 382

At the request of Mr. UDALL of Colorado, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 382, a bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other permits.

S. 393

At the request of Mr. REED, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 393, a bill to aid and support pediatric involvement in reading and education.

S. 410

At the request of Mr. GRASSLEY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 410, a bill to provide for media coverage of Federal court proceedings.

S. 468

At the request of Mr. MCCONNELL, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 468, a bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested.

S. 474

At the request of Ms. SNOWE, the names of the Senator from Georgia [Mr. ISAKSON] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 474, a bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes.

S. 494

At the request of Mr. LIEBERMAN, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 494, a bill to amend the Public Health Service Act to establish a national screening program at the Centers for Disease Control and Prevention and to amend title XIX of the Social Security Act to provide States the option to increase screening in the United States population for the prevention, early detection, and timely treatment of colorectal cancer.

S. 527

At the request of Mr. DEMINT, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 527, a bill to amend the Emergency Economic Stabilization Act of 2008 to terminate the authority of the Secretary of the Treasury to provide new assistance under the Home Affordable Modification Program, while preserving assistance to homeowners who were already extended an offer to participate

in the Program, either on a trial or permanent basis.

S. 595

At the request of Mrs. MURRAY, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 604

At the request of Mr. WYDEN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 604, a bill to amend title XVIII of the Social Security Act to provide for the coverage of marriage and family therapist services and mental health counselor services under part B of the Medicare program, and for other purposes.

S. 672

At the request of Mr. ROCKEFELLER, the names of the Senator from Vermont [Mr. LEAHY] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 676

At the request of Mr. AKAKA, the name of the Senator from Montana [Mr. BAUCUS] was added as a cosponsor of S. 676, a bill to amend the Act of June 18, 1934, to reaffirm the authority of the Secretary of the Interior to take land into trust for Indian tribes.

S. 680

At the request of Ms. COLLINS, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 680, a bill to authorize the Administrator of General Services to convey a parcel of real property in the District of Columbia to provide for the establishment of a National Women's History Museum.

S. 685

At the request of Mr. LUGAR, the name of the Senator from Arizona [Mr. MCCAIN] was added as a cosponsor of S. 685, a bill to repeal the Federal sugar program.

S. 687

At the request of Mr. CONRAD, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 687, a bill to amend the Internal Revenue Code of 1986 to permanently extend the 15-year recovery period for qualified leasehold improvement property, qualified restaurant property, and qualified retail improvement property.

SENATE RESOLUTION 99

At the request of Mr. DEMINT, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of Senate Resolution 99, a resolution expressing the sense of the Senate that the primary safeguard for the well-being and protection of

children is the family, and that the primary safeguards for the legal rights of children in the United States are the Constitutions of the United States and the several States, and that, because the use of international treaties to govern policy in the United States on families and children is contrary to principles of self-government and federalism, and that, because the United Nations Convention on the Rights of the Child undermines traditional principles of law in the United States regarding parents and children, the President should not transmit the Convention to the Senate for its advice and consent.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. BOXER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on March 31, 2011.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 31, 2011, at 9:30 a.m.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on March 31, 2011, at 2:15 p.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on March 31, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on March 31, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "APEC 2011: Breaking Down Barriers, Creating Economic Growth."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on March 31, 2011, at 2 p.m., to hold a hearing entitled "Assessing the Situation in Libya."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "A Tragic Anniversary: Improving Safety at Dangerous Mines One Year After Upper Big Branch" on March 31, 2011, at 10 a.m., in 430 Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on March 31, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on March 31, 2011, at 10 a.m. to conduct a hearing entitled "President's FY2012 Budget Request for the U.S. Small Business Administration and the Office of Advocacy."

WESTERN HEMISPHERE, PEACE CORPS, AND GLOBAL NARCOTICS SUBCOMMITTEE

The Committee on Foreign Relations be authorized to meet during the session of the Senate on March 31, 2011, at 10 a.m., to hold a Western Hemisphere, Peace Corps, and Global Narcotics subcommittee hearing entitled, "A Shared Responsibility: Counternarcotics and Citizen Security in the Americas."

AD HOC SUBCOMMITTEE ON DISASTER RECOVERY AND INTERGOVERNMENTAL AFFAIRS

The Ad Hoc Subcommittee on Disaster Recovery and Intergovernmental Affairs of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on March 31, 2011, at 10 a.m. to conduct a hearing entitled, "Exploring Drug Gangs' Ever-Evolving Tactics to Penetrate the Border and the Federal Government's Ability to Stop Them."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on March 31, 2011, at 2:30 p.m.

SUBCOMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE

The Subcommittee on Transportation and Infrastructure of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on March 31, 2011, at 2:30 p.m. in Dirksen 406.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:58 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 471. An act to reauthorize the DC opportunity scholarship program, and for other purposes.

RECESS

By unanimous consent, on the request of Mr. HARKIN,

At 6:21p.m.,

The Senate recessed subject to the call of chair.

AT 6:54 P.M.

The ACTING PRESIDENT pro tempore called the Senate to order.

ORDER FOR CONSIDERATION OF BILL H.R. 4

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 11 a.m. on Tuesday, April 5, 2011, the Senate proceed to consider the bill (H.R. 4) to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes; that the only amendment in order be an amendment intended to be proposed by Mr. MENENDEZ; that there be 60 minutes, equally divided and controlled, for debate thereon between the leaders, or their designees; that the amendment not be divisible; that no other amendment be in order prior to the vote; that, upon conclusion of debate, the Senate vote in relation to the amendment; that, upon disposition of the amendment, the bill, as may be amended, be read the third time; that the Senate then vote on passage of the bill, as may be amended; that the amendment receive a minimum of 60 yeas votes to be agreed to; that the bill receive a minimum of 60 yeas votes to pass; and that a motion to reconsider be considered made and laid on the table, without further intervening action or debate.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 4:30 p.m. on Monday, April 4, 2011, the Senate proceed to executive session to consider the nomination of Jimmie V. Reyna, of Maryland, to be United States Circuit Judge for the Federal Circuit; that there be one hour, equally divided and controlled in the usual form for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination; that, following the vote, a motion reconsider be made and laid on the table, without further intervening action or debate; that no motion be in order; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

RECOGNIZING THE ANNIVERSARY OF THE FIRE AND EXPLOSION AT THE TESORO REFINERY IN ANACORTES, WASHINGTON

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the resolution (S. Res. 120) recognizing the 1 year anniversary of the April 2, 2010, fire and explosion at the Tesoro refinery in Anacortes, Washington, submitted today by Mrs. MURRAY (for herself and Ms. CANTWELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "FINANCIAL LITERACY MONTH"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 121) designating April 2011 as "Financial Literacy Month", submitted today by Mr. AKAKA (for himself, Mr. ENZI, Mr. BARRASSO, Mr. BAUCUS, Mr. BLUNT, Mr. CARDIN, Mr. COCHRAN, Mr. CONRAD, Mr. CRAPO, Mr. DURBIN, Mrs. HAGAN, Mr. INOUE, Mr. TIM JOHNSON, Mr. KOHL, Mr. LAUTENBERG, Mr. MENENDEZ, Mr. MERKLEY, Mrs. MURRAY, Mr. SANDERS, Mr. SCHUMER, Mr. TOM UDALL, and Mr. WICKER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING THE LIFE AND LEGACY OF ELIZABETH TAYLOR

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 122) honoring the life and legacy of Elizabeth Taylor, submitted today by Mrs. BOXER (for herself and Mrs. FEINSTEIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "CELEBRATING
ACHIEVA'S 60TH ANNIVERSARY
WEEK"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 123) commending ACHIEVA on its 60th anniversary of providing strong advocacy for and innovative services to children and adults with disabilities and the families of those children and adults in the State of Pennsylvania and designating the week of March 26 through April 2, 2011, as "Celebrating ACHIEVA's 60th Anniversary Week", submitted today by Mr. CASEY (for himself and Mr. TOOMEY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 706) to stimulate the economy, produce domestic energy, and create jobs at no cost to the taxpayers, and without borrowing money from foreign governments for which our children and grandchildren will be responsible, and for other purposes, introduced today by Mr. VITTER (for himself, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENSIGN, Mr. ENZI, Mr. GRAHAM, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. RON JOHNSON, Mr. KYL, Mr. LEE, Mr. MORAN, Mr. RISCH, Mr. ROBERTS, Mr. SESSIONS, Mr. SHELBY, Mr. WICKER, Mr. HOEVEN, and Mr. RUBIO), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 471) to reauthorize the DC opportunity scholarship program, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT
UNTIL 2 P.M. ON MONDAY, APRIL 4,
2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, April 4, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:40 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, April 4, 2011.

MONDAY, APRIL 4, 2011

Mr. MICHAEL F. BENNET, from the State of Colorado, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BENNET led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, April 4, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby

appoint the Honorable MICHAEL F. BENNET, a Senator from the State of Colorado, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BENNET took the chair.

BILL READ THE SECOND TIME AND
PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 706) to stimulate the economy, produce domestic energy, and create jobs at no cost to the taxpayers, and without borrowing money from foreign governments for which our children and grandchildren will be responsible, and for other purposes, introduced on Thursday, March 31, 2011 by Mr. VITTER (for himself, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENSIGN, Mr. ENZI, Mr. GRAHAM, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. RON JOHNSON, Mr. KYL, Mr. LEE, Mr. MORAN, Mr. RISCH, Mr. ROBERTS, Mr. SESSIONS, Mr. SHELBY, Mr. WICKER, Mr. HOEVEN, and Mr. RUBIO), and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE SECOND
TIME AND PLACED ON THE
CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 471) to reauthorize the DC opportunity scholarship program, and for other purposes, received from the House of Representatives for concurrence on Thursday, March 31, 2011, and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of Thursday, March 31, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, March 31, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, March 31, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1138. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Part 95 Instrument Flight Rules; Amdt. 492" ((RIN2120-AA63)(Docket No. 30769)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1139. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-243F Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0156)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1140. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; EUROCOPTER FRANCE Model SA330F, SA330G, and SA330J Helicopters" ((RIN2120-AA64)(Docket No. FAA-2010-0891)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1141. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Eclipse Aerospace, Inc. Model

EA500 Airplanes Equipped with a Pratt and Whitney Canada, Corp. (PWC) PW610F-A Engine" ((RIN2120-AA64)(Docket No. FAA-2011-0199)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1142. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bell Helicopter Textron Canada Limited Model 427 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2010-0866)) received in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1143. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bell Helicopter Textron Canada Limited (BHTC) Model 206A, 206B, 206L, 206L-1, 206L-3, 206L-4, 222, 222B, 222U, 230, 407, 427, and 430 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-0079)) received in the Office of the President of the Senate on February 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1144. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-600-2B19 (Regional Jet Series 100 and 440) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1039)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1145. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Turbomeca Model Arriel 1E2, 1S, and 1S1 Turboshift Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0141)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1146. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes and Model A340-200, -300, -500, and -600 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0859)) received in the Office of the President of the

Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1147. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc RB211-Trent 768, 772, and 772B Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0960)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1148. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 757 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0698)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1149. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Eurocopter France (Eurocopter) Model EC130 B4 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-0212)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1150. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Thielert Aircraft Engines GmbH Models TAE 125-02-99 and TAE 125-02-114 Reciprocating Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0892)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1151. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-300, -400, and -500 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0379)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1152. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc RB211-Trent 768, 772, and 772B Turbofan Engines"

((RIN2120-AA64)(Docket No. FAA-2010-0960)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1153. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; PIAGGIO AERO INDUSTRIES S.p.A Model PIAGGIO P-180 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1099)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1154. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 777-200, -200LR, -300, and -300ER Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1156)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1155. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0154)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1156. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-200C, 747-200F, 747-300, 747SR, and 747SP Series" ((RIN2120-AA64)(Docket No. FAA-2010-0679)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1157. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Saab AB, Saab Aerosystems Model SAAB 2000 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1198)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1158. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of

Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; BAE Systems (Operations) Limited Model ATP Airplanes; BAE SYSTEMS (Operations) Limited Model HS 748 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0150)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1159. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Eurocopter France Model AS-365N2, AS 365 N3, and SA-365N1 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2010-0781)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1160. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; APEX Aircraft Model CAP 10 B Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1296)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1161. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Allied Ag Cat Productions, Inc. Models G-164, G-164A, G-164B, G-164B with 73" Wing Gap, G-164B-15T, G-164B-34T, G-164B-20T, G-164C, G-164D, and G-164D with 73" Wing Gap Airlines" ((RIN2120-AA64)(Docket No. FAA-2011-0149)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1162. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pratt and Whitney JT8D-209, -217, -217A, -217C, and -219 Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0594)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1163. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Learjet Inc. Model 45 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-

0951)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1164. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Viking Air Limited (Type Certificate No. A-815 Formerly Held by Bombardier Inc. and de Havilland, Inc.) Model DHC-3 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1192)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1165. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pratt and Whitney JT8D-209, -217, -217A, -217C, and -219 Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0594)) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1166. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Herring; Amendment 4" (RIN0648-AW75) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1167. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Hawaii Bottomfish and Seamount Groundfish Fisheries; Modification of Fishery Closures" (RIN0648-BA58) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1168. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Pacific Halibut Fisheries; Catch Sharing Plan" (RIN0648-BA25) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1169. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern

United States; Atlantic Mackerel, Squid, and Butterfish (MSB) Fishery, Revision of 2011 Butterfish Specifications" (RIN0648-BA86) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1170. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less Than 60 Feet (18.3 m) Length Overall Using Hook-and-Line or Pot Gear in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA279) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1171. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 in the Gulf of Alaska" (RIN0648-XA294) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1172. A communication from the Assistant Secretary of the Navy (Financial Management and Comptroller), Department of Defense, transmitting, pursuant to law, a report relative to meals sold by messes for the United States Navy and Naval Auxiliary vessels; to the Committee on Armed Services.

EC-1173. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Benjamin R. Mixon, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-1174. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Federal Home Loan Bank Liabilities" (RIN2590-AA36) received during adjournment of the Senate in the Office of the President of the Senate on April 1, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1175. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Procedures for Monitoring Bank Secrecy Act Compliance and Fair Credit Reporting: Technical Amendments" (RIN3064-AD76) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1176. A communication from the Chairman, Federal Financial Institutions

Examination Council, transmitting, pursuant to law, the Council's 2010 Annual Report to Congress; to the Committee on Banking, Housing, and Urban Affairs.

EC-1177. A communication from the Chief Human Capital Officer, Department of Energy, transmitting, pursuant to law, (4) four reports relative to vacancies in the Department of Energy, received in the Office of the President of the Senate on March 30, 2011; to the Committee on Energy and Natural Resources.

EC-1178. A communication from the Deputy General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Planning Resource Adequacy Assessment Reliability Standard" ((RIN1902-AE15)-(Docket No. RM10-10-000)) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Energy and Natural Resources.

EC-1179. A communication from the Chief of the Recovery and Delisting Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Removal of *Erigeron maguirei* (Maguire Daisy) from the Federal List of Endangered and Threatened Plants; Availability of Final Post-Delisting Monitoring Plan" (RIN1018-AU67) received during adjournment of the Senate in the Office of the President of the Senate on April 1, 2011; to the Committee on Environment and Public Works.

EC-1180. A communication from the Chief of the Recovery and Delisting Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Reclassification of the Okaloosa Darter from Endangered to Threatened and Special Rule" (RIN1018-AW95) received during adjournment of the Senate in the Office of the President of the Senate on April 1, 2011; to the Committee on Environment and Public Works.

EC-1181. A communication from the Chief of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for *Carex lutea* (Golden Sedge)" (RIN1018-AW55) received during adjournment of the Senate in the Office of the President of the Senate on April 1, 2011; to the Committee on Environment and Public Works.

EC-1182. A communication from the Acting Chair of the Federal Subsistence Board, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Subsistence Management Regulations for

Public Lands in Alaska - 2011-12 and 2012-13 Subsistence Taking of Fish and Shellfish Regulations" (RIN1018-AW71) received during adjournment of the Senate in the Office of the President of the Senate on April 1, 2011; to the Committee on Environment and Public Works.

EC-1183. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "List of Approved Spent Fuel Storage Casks: HI-STORM Flood/Wind Addition" (RIN3150-AI90) received during adjournment of the Senate in the Office of the President of the Senate on April 1, 2011; to the Committee on Environment and Public Works.

EC-1184. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Withdrawal of Regulatory Guide 8.5, 'Criticality and Other Interior Evacuation Signals'" (Regulatory Guide 8.5) received during adjournment of the Senate in the Office of the President of the Senate on April 1, 2011; to the Committee on Environment and Public Works.

EC-1185. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Control of Electrosag Weld Properties" (Regulatory Guide 1.34, Revision 1) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Environment and Public Works.

EC-1186. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Control of Stainless Steel Weld Cladding of Low-Alloy Steel Components" (Regulatory Guide 1.43, Revision 1) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Environment and Public Works.

EC-1187. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Specified Tax Return Preparers Required to File Individual Income Tax Returns Using Magnetic Media" (RIN1545-BJ52) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Finance.

EC-1188. A communication from the Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Extension of Sunset Date for Attorney Advisor Program" (RIN0960-AH05) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Finance.

EC-1189. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to quality improvement and savings under the Medicare Hospital Gainsharing Demonstration; to the Committee on Finance.

EC-1190. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the issuance of a determination to waive certain restrictions on maintaining a Palestine Liberation Organization (PLO) Office in Washington and on the receipt and expenditure of PLO funds for a period of six months; to the Committee on Foreign Relations.

EC-1191. A communication from the Employee Benefits Law Specialist, Office of Exemption Determinations, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Amendment to Prohibited Transaction Exemption (PTE) 96-23 for Plan Asset Transactions Determined by In-House Asset Managers" (RIN1210-ZA09) received during adjournment of the Senate in the Office of the President of the Senate on April 1, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1192. A communication from the Acting Assistant General Counsel for Regulatory Service, Office of the Chief Financial Officer, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Department of Education Acquisition Regulation" (RIN1890-AA16) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1193. A communication from the Deputy Director for Operations, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Parts 4022 and 4044) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1194. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-51; Introduction" (FAC 2005-51) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1195. A joint communication from the Chairman and Acting General Counsel of the National Labor Relations Board, transmitting, pursuant to law, an annual report relative to

acquisitions made from entities that manufacture articles, materials, or supplies outside of the United States; to the Committee on Homeland Security and Governmental Affairs.

EC-1196. A communication from the Chairman, Merit System Protection Board, transmitting, pursuant to law, a report relative to the Board's Strategic Plan for Fiscal Years 2012-2016; to the Committee on Homeland Security and Governmental Affairs.

EC-1197. A communication from the Director, Office of Personnel Management, transmitting, pursuant to law, an annual report relative to Federal sector equal employment opportunity complaints filed with the Office during fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1198. A communication from the Chairman of the Federal Deposit Insurance Corporation, transmitting, pursuant to law, a report relative to the No FEAR Act for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1199. A communication from the Human Resources Specialist, Office of the Executive Director, Office of Navajo and Hopi Indian Relocation, transmitting, pursuant to law, a report relative to the No FEAR Act for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1200. A communication from the Director of Equal Employment Opportunity, Securities and Exchange Commission, transmitting, pursuant to law, a report relative to the No FEAR Act for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1201. A communication from the Associate Administrator for Legislative and Intergovernmental Affairs, National Aeronautics and Space Administration, transmitting, pursuant to law, a report relative to the No FEAR Act for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1202. A communication from the Executive Vice President and Chief Human Resources Officer, U.S. Postal Services, transmitting, pursuant to law, a report relative to the No FEAR Act for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1203. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "Public-Private Development Project Compliance with Certified Business Enterprise Goals through Fiscal Year 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-1204. A communication from the Deputy General Counsel, Office of Business Development, Small Business Administration, transmitting, pursuant to law,

the report of a rule entitled "Small Business Size Regulations; 8(a) Business Development/Small Disadvantaged Business Status Determinations" (RIN3245-AF53) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Small Business and Entrepreneurship.

EC-1205. A communication from the Deputy General Counsel, Office of Size Standards, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "Small Business, Small Disadvantaged Business, HUBZone, and Service-Disabled Veteran-Owned Business Status Protest and Appeal Regulations" (RIN3245-AF65) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Small Business and Entrepreneurship.

EC-1206. A communication from the Deputy General Counsel, Office of Financial Assistance, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "Small Business Jobs Act: 504 Loan Program Debt Refinancing" (RIN3245-AG17) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Small Business and Entrepreneurship.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mrs. FEINSTEIN, from the Select Committee on Intelligence, without amendment:

S. 719. An original bill to authorize appropriations for fiscal year 2011 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes (Rept. No. 112-12).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BINGAMAN (for himself, Mr. WYDEN, Mr. UDALL of Colorado, and Mr. UDALL of New Mexico):

S. 714. A bill to reauthorize the Federal Land Transaction Facilitation Act, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. LIEBERMAN (for himself and Mr. BLUMENTHAL):

S. 715. A bill to reinstate and transfer certain hydroelectric licenses and extend the deadline for commencement of construction of certain hydroelectric projects; to the Committee on Energy and Natural Resources.

By Mrs. SHAHEEN (for herself, Mr. BEGICH, Mr. KERRY, Mr. FRANKEN, Ms. KLOBUCHAR, Mr. COONS, and Mr. REID):

S. 716. A bill to establish within the Department of Education the Innovation Inspiration school grant program, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. TESTER:

S. 717. A bill to establish an advisory committee to issue nonbinding governmentwide guidelines on making public information available on the Internet, to require publicly available Government information held by the executive branch to be made available on the Internet, to express the sense of Congress that publicly available information held by the legislative and judicial branches should be available on the Internet, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. ROBERTS:

S. 718. A bill to amend the Federal Insecticide, Fungicide, and Rodenticide Act to improve the use of certain registered pesticides; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. FEINSTEIN:

S. 719. An original bill to authorize appropriations for fiscal year 2011 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; from the Select Committee on Intelligence; placed on the calendar.

By Mr. THUNE (for himself and Mr. GRAHAM):

S. 720. A bill to repeal the CLASS program; to the Committee on Finance.

By Mrs. HUTCHISON (for herself and Mr. INHOFE):

S. 721. A bill to appropriate such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services; to the Committee on Appropriations.

By Mr. WYDEN (for himself and Mr. ROBERTS):

S. 722. A bill to strengthen and protect Medicare hospice programs; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. COLLINS (for herself and Mr. KERRY):

S. Res. 127. A resolution designating April 2011 as "National Child Abuse Prevention Month"; to the Committee on the Judiciary.

By Mr. AKAKA (for himself, Ms. COLLINS, Mr. LIEBERMAN, Mr. LEVIN, Mr. CARPER, and Mr. LAUTENBERG):

S. Res. 128. A resolution expressing the sense of the Senate that public servants should be commended for their dedication and continued service to the Nation during Public Service Recognition Week, May 1 through 7, 2011; to the Committee on Homeland Security and Governmental Affairs.

By Mr. ROCKEFELLER (for himself, Mr. MANCHIN, Mr. HARKIN, Mr. ENZI, Mrs. MURRAY, and Mr. ISAKSON):

S. Res. 129. A resolution honoring the 29 coal miners who perished in the explosion at the Upper Big Branch Mine in Montcoal, West Virginia, on April 5, 2010, and remembering all those who have lost their lives while mining for the resources on which the United States relies; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 25

At the request of Mrs. SHAHEEN, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 25, a bill to phase out the Federal sugar program, and for other purposes.

S. 102

At the request of Mr. MCCAIN, the names of the Senator from North Carolina [Mr. BURR] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 146

At the request of Mr. BAUCUS, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 164

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Alaska [Mr. BEGICH], the Senator from Wyoming [Mr. ENZI] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 164, a bill to repeal the imposition of withholding on certain

payments made to vendors by government entities.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 222

At the request of Mr. WHITEHOUSE, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 222, a bill to limit investor and homeowner losses in foreclosures, and for other purposes.

S. 251

At the request of Mr. VITTER, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 251, a bill to prohibit the provision of Federal funds to State and local governments for payment of obligations, to prohibit the Board of Governors of the Federal Reserve System from financially assisting State and local governments, and for other purposes.

S. 275

At the request of Mr. LAUTENBERG, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 275, a bill to amend title 49, United States Code, to provide for enhanced safety and environmental protection in pipeline transportation, to provide for enhanced reliability in the transportation of the Nation's energy products by pipeline, and for other purposes.

S. 306

At the request of Mr. WEBB, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 339

At the request of Mr. BAUCUS, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 339, a bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions.

S. 398

At the request of Mr. BINGAMAN, the names of the Senator from Illinois [Mr. DURBIN], the Senator from Pennsylvania [Mr. CASEY], the Senator from Wisconsin [Mr. KOHL] and the Senator from Missouri [Mrs. McCASKILL] were added as cosponsors of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 414

At the request of Mr. DURBIN, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 414, a bill to protect girls in developing countries through

the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 468

At the request of Mr. MCCONNELL, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 468, a bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested.

S. 470

At the request of Mr. CASEY, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 470, a bill to establish an Early Learning Challenge Fund to support States in building and strengthening systems of high-quality early learning and development programs and for other purposes.

S. 491

At the request of Mr. PRYOR, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

S. 520

At the request of Mr. COBURN, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 520, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 534

At the request of Mr. KERRY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 554

At the request of Mr. GRAHAM, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 554, a bill to prohibit the use of Department of Justice funds for the prosecution in Article III courts of the United States of individuals involved in the September 11, 2001, terrorist attacks.

S. 570

At the request of Mr. TESTER, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 641

At the request of Mr. DURBIN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 666

At the request of Mr. BAUCUS, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 666, a bill to require a report on the establishment of a Polytrauma Rehabilitation Center or Polytrauma Network Site of the Department of Veterans Affairs in the northern Rockies or Dakotas, and for other purposes.

S. 672

At the request of Mr. ROCKEFELLER, the names of the Senator from Mississippi [Mr. COCHRAN] and the Senator from Washington [Ms. CANTWELL] were added as cosponsors of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 680

At the request of Ms. COLLINS, the names of the Senator from Missouri [Mrs. MCCASKILL] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 680, a bill to authorize the Administrator of General Services to convey a parcel of real property in the District of Columbia to provide for the establishment of a National Women's History Museum.

S. 699

At the request of Mr. BINGAMAN, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 699, a bill to authorize the Secretary of Energy to carry out a program to demonstrate the commercial application of integrated systems for long-term geological storage of carbon dioxide, and for other purposes.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

SENATE RESOLUTION 86

At the request of Mrs. FEINSTEIN, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of Senate Resolution 86, a resolution recognizing the Defense Intelligence Agency on its 50th Anniversary.

SENATE RESOLUTION 109

At the request of Ms. SNOWE, the names of the Senator from Illinois [Mr. DURBIN], the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Hawaii

[Mr. AKAKA] were added as cosponsors of Senate Resolution 109, a resolution honoring and supporting women in North Africa and the Middle East whose bravery, compassion, and commitment to putting the wellbeing of others before their own have proven that courage can be contagious.

SENATE RESOLUTION 125

At the request of Mr. UDALL of New Mexico, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of Senate Resolution 125, a resolution supporting the goals and ideals of National Public Health Week.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 872. An act to amend the Federal Insecticide, Fungicide, and Rodenticide Act and the Federal Water Pollution Control Act to clarify Congressional intent regarding the regulation of the use of pesticides in or near navigable waters, and for other purposes.

H.R. 1255. An act to prevent a shutdown of the government of the United States, and for other purposes.

At 2:46 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 658. An act to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2011 through 2014, to streamline programs, create efficiencies, reduce waste, and improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 872. An act to amend the Federal Insecticide, Fungicide, and Rodenticide Act and the Federal Water Pollution Control Act to clarify Congressional intent regarding the regulation of the use of pesticides in or near navigable waters, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

NOTICES OF INTENT TO SUSPEND
THE RULES

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 217 on S. 493.

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 220 on S. 493.

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 222 on S. 493.

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 273 on S. 493.

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 274 on S. 493.

Mr. COBURN, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 279 on S. 493.

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed,
Pursuant to the order of Thursday, March 31, 2011,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, March 31, 2011,

The Senate resumed its legislative session.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business the Senate proceed to consider the bill (H.R. 4) to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes, as pursuant to the order of Thursday, March 31, 2011.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. SHERROD BROWN,

At 6:22 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, APRIL 5, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, April 5, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1207. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Removal of the List of Ports of Embarkation and Export Inspection Facilities From the Regulations" ((RIN0579-AD25)(Docket No. APHIS-2009-0078)) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1208. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Ethiprole; Pesticide Tolerances" (FRL No. 8863-1) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1209. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Hexythiazox; Pesticide Tolerances" (FRL No. 8868-6) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1210. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Various Transport Category

Airplanes Equipped with Chemical Oxygen Generators Installed in a Lavatory" ((RIN2120-AA64)(Docket No. FAA-2011-0157)) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1211. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace and Revocation of Class E Airspace; Easton, MD" ((RIN2120-AA66)-(Docket No. FAA-2010-0936)) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1212. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure" (RIN0648-XA264) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1213. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program for Consumer Products: Decision and Order Granting 180-Day Extension of Compliance Date for Residential Furnaces and Boilers Test Procedure Amendments" (RIN1904-AB89) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Energy and Natural Resources.

EC-1214. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Control of the Processing and Use of Stainless Steel" (Regulatory Guide 1.44, Revision 1) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1215. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans: Alabama: Final Disapproval of Revisions to the Visible Emissions Rule" (FRL No. 9290-3) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1216. A communication from the Director of the Regulatory Management

Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Standards of Performance for New Stationary Sources and Emissions Guidelines for Existing Sources: Hospital/Medical/Infectious Waste Incinerators" (FRL No. 9289-6) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1217. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "LAND DISPOSAL RESTRICTIONS: Site-Specific Treatment Variance for Hazardous Selenium-Bearing Waste Treated by U.S. Ecology Nevada in Beatty, NV and Withdrawal of Site-Specific Treatment Variance for Hazardous Selenium-Bearing Waste Issued to Chemical Waste Management in Kettleman Hills, CA" (FRL No. 9290-6) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1218. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Clean Alternative Fuel Vehicle and Engine Conversions" (FRL No. 9289-7) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1219. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins; Marine Tank Vessel Loading Operations; Pharmaceuticals Production; and The Printing and Publishing Industry" (FRL No. 9291-3) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1220. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Ohio; Volatile Organic Compound Emission Control Measures for Lithographic and Letterpress Printing in Cleveland" (FRL No. 9285-4) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1221. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to

law, the report of a rule entitled "Oklahoma: Final Authorization of State Hazardous Waste Management Program Revision" (FRL No. 9291-1) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1222. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Withdrawal of Regulations Related to Validity and Priority of Federal Tax Lien" (RIN1545-BG13) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Finance.

EC-1223. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Nonconventional Source Fuel Credit, Section 45K Inflation Adjustment Factor, and Section 45K Reference Price" (Notice 2011-30) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Finance.

EC-1224. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Taxpayer Assistance Orders" (RIN1545-BF33) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Finance.

EC-1225. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Puerto Rican Excise Tax" (Notice 2011-29) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Finance.

EC-1226. A communication from the Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Revised Medical Criteria for Evaluating Endocrine Disorders" (RIN0960-AD78) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Finance.

EC-1227. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to U.S. support for Taiwan's participation as an observer at the 64th World Health Assembly and in the work of the World Health Organization; to the Committee on Foreign Relations.

EC-1228. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance

agreement for the export of defense articles, to include technical data, and defense services to support the LITENING Advanced Targeting Pod and Rafael RecceLite/RecceM Pods for the Commonwealth of Australia in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1229. A communication from the Administrator of the Small Business Administration, transmitting, pursuant to law, a report relative to the No FEAR Act for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1230. A communication from the Director, Office of Equal Employment Opportunity and Diversity, U.S. Patent and Trademark Office, transmitting, pursuant to law, a report relative to the No FEAR Act for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1231. A communication from the Inspector General of the Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the Inspector General's Semiannual Report to Congress for the period from April 1, 2010, through September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary:

Report to accompany S. 193, A bill to extend the sunset of certain provisions of the USA PATRIOT Act, and for other purposes (Rept. No. 112-13).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. VITTER (for himself, Mr. PAUL, Mr. LEE, and Mr. MORAN):

S. 723. A bill to amend section 301 of the Immigration and Nationality Act to clarify those classes of individuals born in the United States who are nationals and citizens of the United States at birth; to the Committee on the Judiciary.

By Mrs. HUTCHISON (for herself, Ms. SNOWE, Mr. INHOFE, Ms. MURKOWSKI, Mr. HOEVEN, and Mr. CASEY):

S. 724. A bill to appropriate such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian and contractor personnel continue to receive pay and allowances for active service performed when a funding gap caused by the

failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services; to the Committee on Appropriations.

By Mr. ISAKSON:

S. 725. A bill to amend title XVIII of the Social Security Act to provide for coverage, as supplies associated with the injection of insulin, of containment, removal, decontamination and disposal of home-generated needles, syringes, and other sharps through a sharp container, decontamination/destruction device, or sharps-by-mail program or similar program under part D of the Medicare program; to the Committee on Finance.

By Mr. RUBIO:

S. 726. A bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes; to the Committee on the Budget.

By Mr. WYDEN (for himself, Mr. COATS, and Mr. BEGICH):

S. 727. A bill to amend the Internal Revenue Code of 1986 to make the Federal income tax system simpler, fairer, and more fiscally responsible, and for other purposes; to the Committee on Finance.

By Mr. JOHNSON of South Dakota:

S. 728. A bill to grant a Federal charter to the National American Indian Veterans, Incorporated; to the Committee on the Judiciary.

By Mr. ENSIGN (for himself and Mr. REID):

S. 729. A bill to validate final patent number 27-2005-0081, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 730. A bill to provide for the settlement of certain claims under the Alaska Native Claims Settlement Act, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BEGICH (for himself, Mr. TESTER, Mrs. MURRAY, Mr. WYDEN, and Mr. LEAHY):

S. 731. A bill to amend title 37, United States Code, to provide travel and transportation allowances for members of the reserve components for long distance and certain other travel to inactive duty training; to the Committee on Armed Services.

By Mr. UDALL of New Mexico:

S. 732. A bill to improve billing disclosures to cellular telephone consumers; to the Committee on Commerce, Science, and Transportation.

By Mr. ROBERTS (for himself and Ms. STABENOW):

S. 733. A bill to amend part B of title XVIII of the Social Security Act to exclude customary prompt pay discounts from

manufacturers to wholesalers from the average sales price for drugs and biologicals under Medicare; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. BURR (for himself and Mrs. MURRAY):

S. Res. 130. A resolution designating April 5, 2011, as "Gold Star Wives Day"; considered and agreed to.

By Mr. AKAKA (for himself and Mr. INOUE):

S. Res. 131. A resolution designating April 2011 as "Tsunami Awareness Month."; considered and agreed to.

ADDITIONAL COSPONSORS

S. 73

At the request of Mr. SANDERS, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 73, a bill to provide for an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act, and for other purposes.

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 210

At the request of Mr. COBURN, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 210, a bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

S. 211

At the request of Mr. ISAKSON, the names of the Senator from North Carolina [Mrs. HAGAN], the Senator from Iowa [Mr. GRASSLEY], the Senator from Oklahoma [Mr. INHOFE] and the Senator from Wyoming [Mr. BARRASSO] were added as cosponsors of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 217

At the request of Mr. DEMINT, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 217, a bill to amend the National Labor Relations Act to ensure the right of employees to a secret ballot election conducted by the National Labor Relations Board.

S. 248

At the request of Mr. WYDEN, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 248, a bill to allow an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act.

S. 375

At the request of Mr. BARRASSO, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of S. 375, a bill to authorize the Secretary of Agriculture and the Secretary of the Interior to enter into cooperative agreements with State foresters authorizing State foresters to provide certain forest, rangeland, and watershed restoration and protection services.

S. 382

At the request of Mr. UDALL of Colorado, the names of the Senator from Idaho [Mr. RISCH] and the Senator from New Hampshire [Mrs. SHAHEEN] were added as cosponsors of S. 382, a bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other permits.

S. 409

At the request of Mr. SCHUMER, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 409, a bill to ban the sale of certain synthetic drugs.

S. 453

At the request of Mr. BROWN of Ohio, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 453, a bill to improve the safety of motorcoaches, and for other purposes.

S. 474

At the request of Ms. SNOWE, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 474, a bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes.

S. 481

At the request of Mr. HARKIN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 481, a bill to enhance and further research into the prevention and treatment of eating disorders, to improve access to treatment of eating disorders, and for other purposes.

S. 520

At the request of Mr. COBURN, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 520, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 552

At the request of Mr. SANDERS, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 552, a bill to reduce the Federal budget deficit by creating a surtax on high income individuals and eliminating big oil and gas company tax loopholes.

S. 567

At the request of Mr. CONRAD, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 567, a bill to amend the small, rural school achievement program and the rural and low-income school program under part B of title VI of the Elementary and Secondary Education Act of 1965.

S. 576

At the request of Mr. HARKIN, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 576, a bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education.

S. 595

At the request of Mrs. MURRAY, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 605

At the request of Mr. GRASSLEY, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 605, a bill to amend the Controlled Substances Act to place synthetic drugs in Schedule I.

S. 647

At the request of Mr. BAUCUS, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 647, a bill to authorize the conveyance of mineral rights by the Secretary of the Interior in the State of Montana, and for other purposes.

S. 671

At the request of Mr. SESSIONS, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 671, a bill to authorize the United States Marshals Service to issue administrative subpoenas in investigations relating to unregistered sex offenders.

S. 672

At the request of Mr. ROCKEFELLER, the names of the Senator from Connecticut [Mr. LIEBERMAN], the Senator from Alaska [Mr. BEGICH] and the Senator from Oregon [Mr. MERKLEY] were added as cosponsors of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 690

At the request of Mr. FRANKEN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 690, a bill to establish the Office of the Homeowner Advocate.

S. 712

At the request of Mr. DEMINT, the names of the Senator from Alabama [Mr. SHELBY], the Senator from Pennsylvania [Mr. TOOMEY], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Kansas [Mr.

MORAN] and the Senator from Tennessee [Mr. CORKER] were added as cosponsors of S. 712, a bill to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act.

S. 720

At the request of Mr. THUNE, the names of the Senator from Alabama [Mr. SESSIONS], the Senator from Nebraska [Mr. JOHANNES], the Senator from Arkansas [Mr. BOOZMAN], the Senator from Nevada [Mr. ENSIGN], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Maine [Ms. COLLINS], the Senator from Pennsylvania [Mr. TOOMEY], the Senator from Utah [Mr. LEE], the Senator from Wyoming [Mr. BARRASSO], the Senator from Kansas [Mr. ROBERTS], the Senator from Idaho [Mr. CRAPO], the Senator from Georgia [Mr. ISAKSON], the Senator from Georgia [Mr. CHAMBLISS], the Senator from North Carolina [Mr. BURR], the Senator from Florida [Mr. RUBIO], the Senator from Texas [Mr. CORNYN], the Senator from Utah [Mr. HATCH], the Senator from Oklahoma [Mr. COBURN], the Senator from South Carolina [Mr. DEMINT], the Senator from Oklahoma [Mr. INHOFE], the Senator from Tennessee [Mr. ALEXANDER], the Senator from Mississippi [Mr. COCHRAN], the Senator from Mississippi [Mr. WICKER], the Senator from Maine [Ms. SNOWE], the Senator from Arizona [Mr. MCCAIN] and the Senator from Wyoming [Mr. ENZI] were added as cosponsors of S. 720, a bill to repeal the CLASS program.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on April 5, 2011, at 9:30 a.m.

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on April 5, 2011, at 2:30 p.m., in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled,

"Closing the Digital Divide: Connecting Native Nations and Communities to the 21st Century."

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on April 5, 2011, at 12 p.m., in S-216.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on April 5, 2011, at 10:15 a.m.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on April 5, 2011, at 2:30 p.m.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on April 5, 2011, at 2:30 p.m.

SUBCOMMITTEE ON AIRLAND

The Subcommittee on Airland on the Committee on Armed Services be authorized to meet during the session of the Senate on April 5, 2011, at 2:30 p.m.

SUBCOMMITTEE ON COMPETITIVENESS, INNOVATION, AND EXPORT PROMOTION

The Subcommittee on Competitiveness, Innovation, and Export Promotion of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on April 5, 2011, at 10 a.m., in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "Tourism in America: Removing Barriers and Promoting Growth."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:03 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1246. An act to reduce the amounts otherwise to be appropriated to the Department of Defense for printing and reproduction.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1246. An act to reduce the amounts otherwise authorized to be appropriated to the Department of Defense for printing and reproduction; to the Committee on Armed Services.

COMPREHENSIVE 1099 TAXPAYER PROTECTION AND REPAYMENT OF EXCHANGE SUBSIDY OVERPAYMENTS ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 4) to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on passage of the bill.

Pending debate,

Pursuant to the order of Thursday, March 31, 2011,

On motion by Mr. MENENDEZ (for himself, Mr. KERRY, and Mr. ROCKEFELLER) to amend the pending bill on page 4, line 3, at the end thereof, by adding certain words (being amendment No. 284).

After debate,

On motion by Mr. HATCH,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 41, nays... 58

[Rollcall vote No. 48 Leg.]

YEAS --- 41

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Harkin, Inouye, Johnson (SD), Kerry, Kohl, Lautenberg, Leahy, Levin, Menendez, Merkley, Mikulski, Murray, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Udall (CO), Udall (NM), Whitehouse, Wyden.

NAYS --- 58

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hagan, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Klobuchar, Kyl, Landrieu, Lee, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Roberts, Rubio, Sessions, Shelby, Snowe, Tester, Thune, Toomey, Vitter, Warner, Webb, Wicker.

So the amendment was not agreed to.

The question being on passage of the bill.

Pursuant to the order of Thursday, March 31, 2011,

The bill was read the third time.

The question being on passage of the bill.

On motion by Mr. JOHANNS,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 87, nays... 12

[Rollcall vote No. 49 Leg.]

YEAS --- 87

Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lee, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Roberts, Rockefeller, Rubio, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 12

Akaka, Durbin, Harkin, Inouye, Lautenberg, Leahy, Levin, Mikulski, Murray, Reid, Sanders, Schumer.

So it was

Resolved, That the bill do pass.

Pursuant to the order of Thursday, March 31, 2011,

A motion to reconsider was considered made and laid on the table.

RECESS

Pursuant to the order of yesterday, as modified,

At 1 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

Pending debate,

SBIR/STTR REAUTHORIZATION ACT

The PRESIDING OFFICER laid before the Senate its pending business, viz, the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to the motion, by Mr. PAUL, to commit the bill to the Committee on Foreign Relations with instructions to report back forthwith with amendment No. 276.

On motion by Mr. REID to lay the pending motion on the table.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative---
yeas... 90, nays... 10

[Rollcall vote No. 50 Leg.]

YEAS --- 90

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Shelby, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 10

Collins, DeMint, Ensign, Johnson (WI), Lee, Moran, Paul, Sessions, Snowe, Toomey.

So the motion was agreed to.

On motion by Mr. MCCONNELL to reconsider the vote agreeing to the motion.

On motion by Mr. MCCONNELL,

The motion to reconsider was laid on the table.

The question recurring on agreeing to amendment No. 244, proposed by Ms. LANDRIEU, to amendment No. 183, proposed by Mr. MCCONNELL (for himself, Mr. MANCHIN, Mr. HATCH, Mr. TOOMEY, Mr. CORNYN, Mr. JOHANNS, Mr. PORTMAN, Mr. ISAKSON, and Mr. PAUL), to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 11 a.m. on tomorrow, the Senate resume consideration of bill S. 493; that the pending amendments then be laid aside; and that Mr. REID, or his designee, be recognized to propose the following amendments on behalf of the Senators indicated:

Mr. BAUCUS, amendment No. 236; Ms. STABENOW, amendment No. 277; Mr. ROCKEFELLER, amendment No. 215; Mr. COBURN, amendments Numbered 217, 223, 273; Mr. INOUE, amendment No. 286.

Ordered further, That pending amendment Numbered 207 be modified.

Ordered further, That time until 4 p.m. be equally divided and controlled, for debate only, between the two leaders, or their designees, on the amendments; that, upon conclusion of debate, the Senate vote in relation to the amendments in the following order: amendment No. 236, amendment No. 277, amendment No. 215, amendment No. 183, amendment No. 223, amendment No. 286, amendment No. 273.

Ordered further, That no amendment be in order to the amendments prior to votes in relation thereto; that the amendments not be divisible; that motions to reconsider be considered made and laid on the table, with no intervening action or debate; that there be 2 minutes, equally divided and controlled, for debate between the votes; that each vote following the first be 10 minutes in duration; and that each amendment receive a minimum of 60 yeas votes to be agreed to.

Ordered further, That, upon disposition of amendment No. 273, amendments Numbered 184 and 217 be agreed to without intervening action or debate.

The question being on agreeing to amendment No. 244 to amendment No. 183 to the bill, as amended.

Pending debate,

HONORING THE MINERS WHO PERISHED IN THE UPPER BIG BRANCH MINE EXPLOSION

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Health, Education, Labor, and Pensions be discharged from the further consideration of the resolution (S. Res. 129) honoring the 29 coal miners who perished in the explosion at the Upper Big Branch Mine in Montcoal, West Virginia, on April 5, 2010, and remembering all those who have lost their lives while mining for the resources on which the United States relies.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "GOLD STAR WIVES DAY"

On the request of Mr. BENNET,

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) laid before the Senate the resolution (S. Res. 130) designating April 5, 2011, as "Gold Star Wives Day", submitted today by Mr. BURR (for himself and Mrs. MURRAY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "TSUNAMI AWARENESS MONTH"

On the request of Mr. BENNET,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 131) designating April 2011 as "Tsunami Awareness Month", submitted today by Mr. AKAKA (for himself and Mr. INOUE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. BENNET,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1255) to prevent a shutdown of the government of the United States, and for other purposes, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of; which was read the first time.

Mr. BENNET asked unanimous consent that the bill be read the second time.

Mr. BENNET objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR RECESS UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. BENNET,

Ordered, That, when the Senate concludes its business on today, it recess until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time until 10:40 a.m. be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, at 10:40 a.m., Ms. AYOTTE be recognized to speak.

Ordered further, That, following morning business, the Senate resume consideration of bill S. 493, as pursuant to the order of today.

RECESS

By unanimous consent, on the request of Mr. BENNET,

At 7:35 p.m.,

The Senate recessed, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, APRIL 6, 2011

(Legislative day of Tuesday, April 5, 2011)

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, April 6, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

LEADER TIME RESERVED

Pursuant to the order of yesterday,
The times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. STABENOW:

S. 734. A bill to provide for a program of research, development, demonstration, and commercial application in vehicle technologies at the Department of Energy; to the Committee on Energy and Natural Resources.

By Mr. KERRY:

S. 735. A bill to reauthorize the Belarus Democracy Act of 2004; to the Committee on Foreign Relations.

By Mr. BROWN of Ohio:

S. 736. A bill to improve the Fugitive Safe Surrender Program; to the Committee on the Judiciary.

By Mr. MORAN (for himself and Mr. CRAPO):

S. 737. A bill to replace the Director of the Bureau of Consumer Financial Protection with a 5-person Commission, to bring the Bureau into the regular appropriations process, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

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

S. 738. A bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning; to the Committee on Finance.

By Mr. LEVIN (for himself, Mr. SCHUMER, Mr. ALEXANDER, Mr. KERRY, Ms. MURKOWSKI, Mr. BINGAMAN, Mr. MERKLEY, and Ms. STABENOW):

S. 739. A bill to authorize the Architect of the Capitol to establish battery recharging stations for privately owned vehicles in parking areas under the jurisdiction of the Senate at no net cost to the Federal Government; to the Committee on Rules and Administration.

By Mr. REED (for himself, Ms. MURKOWSKI, Mr. DURBIN, and Mr. UDALL of New Mexico):

S. 740. A bill to revise and extend provisions under the Garrett Lee Smith Memorial Act; to the Committee on Health, Education, Labor, and Pensions.

By Mr. UDALL of New Mexico (for himself, Mr. UDALL of Colorado, Mr. BENNET, Mr. CARDIN, Mr. KERRY, Mr. MENENDEZ, Mr. MERKLEY, Mr. SANDERS, Mr. WHITEHOUSE, and Ms. KLOBUCHAR):

S. 741. A bill to amend the Public Utility Regulatory Policies Act of 1978 to establish a renewable electricity standard, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BROWN of Ohio:

S. 742. A bill to amend chapters 83 and 84 of title 5, United States Code, to set the age at which Members of Congress are eligible for an annuity to the same age as the retirement age under the Social Security Act; to the Committee on Homeland Security and Governmental Affairs.

By Mr. AKAKA (for himself, Ms. COLLINS, Mr. GRASSLEY, Mr. LIEBERMAN, Mr. LEVIN, Mr. CARPER, Mr. LEAHY, Mr. HARKIN, Mr. PRYOR, Ms. LANDRIEU, Mrs. MCCASKILL, Mr. TESTER, Mr. BEGICH, and Mr. CARDIN):

S. 743. A bill to amend chapter 23 of title 5, United States Code, to clarify the disclosures of information protected from prohibited personnel practices, require a statement in nondisclosure policies, forms, and agreements that such policies, forms, and agreements conform with certain disclosure protections, provide certain authority for the Special Counsel, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CARDIN (for himself, Mrs. FEINSTEIN, Mr. LIEBERMAN, and Mr. KERRY):

S. 744. A bill to authorize certain Department of State personnel, who are responsible for examining and processing United States passport applications, to access relevant information in Federal, State, and other records and databases, for the purpose of verifying the identity of a passport applicant and detecting passport fraud, and for other purposes; to the Committee on the Judiciary.

By Mr. SCHUMER:

S. 745. A bill to amend title 38, United States Code, to protect certain veterans who would otherwise be subject to a reduction in educational assistance benefits, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. SHELBY (for himself, Mr. DEMINT, Mr. ALEXANDER, Mr. COBURN, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. ENSIGN, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. KIRK, Mr. KYL, Mr. LEE, Mr. MCCONNELL, Mr. MORAN, Mr. PAUL, Mr. RISCH, Mr. SESSIONS, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, and Mr. WICKER):

S. 746. A bill to repeal provisions of the Dodd-Frank Wall Street Reform and Consumer Protection Act; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. CRAPO (for himself, Mr. KOHL, Ms. COLLINS, and Mr. PORTMAN):

S. 747. A bill to amend title 23, United States Code, with respect to vehicle weight limitations applicable to the Interstate

System, and for other purposes; to the Committee on Finance.

By Mr. NELSON of Florida (for himself, Mr. BINGAMAN, and Mr. KERRY):

S. 748. A bill to amend the Internal Revenue Code of 1986 to expand the definition of cellulosic biofuel to include algae-based biofuel for purposes of the cellulosic biofuel producer credit and the special allowance for cellulosic biofuel plant property; to the Committee on Finance.

By Mr. DURBIN (for himself, Mrs. BOXER, Mr. CARDIN, Mr. FRANKEN, Mr. HARKIN, Mr. KERRY, Ms. KLOBUCHAR, Mr. LEAHY, Mr. MERKLEY, Ms. MIKULSKI, Mr. SANDERS, Mrs. SHAHEEN, and Mr. TESTER):

S. 749. A bill to establish a revenue source for fair elections financing of Senate campaigns by providing an excise tax on amounts paid pursuant to contracts with the United States Government; to the Committee on Finance.

By Mr. DURBIN (for himself, Mrs. BOXER, Mr. CARDIN, Mr. FRANKEN, Mr. HARKIN, Mr. KERRY, Ms. KLOBUCHAR, Mr. LEAHY, Mr. MERKLEY, Ms. MIKULSKI, Mr. SANDERS, Mrs. SHAHEEN, and Mr. TESTER):

S. 750. A bill to reform the financing of Senate elections, and for other purposes; to the Committee on Rules and Administration.

By Mr. BROWN of Ohio (for himself and Mr. KIRK):

S. 751. A bill to require the Secretary of Commerce to develop a comprehensive national manufacturing strategy, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. FEINSTEIN (for herself, Mr. ISAKSON, and Mr. KERRY):

S. 752. A bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND:

S. 753. A bill to require the Assistant Secretary of Commerce for Economic Development to establish an early-stage business investment and incubation grant program, and for other purposes; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. NELSON of Nebraska (for himself, Mr. DURBIN, Ms. CANTWELL, and Mrs. MURRAY):

S. Res. 132. A resolution recognizing and honoring the zoos and aquariums of the United States; to the Committee on Environment and Public Works.

By Mr. FRANKEN:

S. Res. 133. A resolution to require that new war funding be offset; to the Committee on the Budget.

By Ms. STABENOW (for herself, Mr. ISAKSON, Mr. UDALL of Colorado, Mr. JOHANNES, and Mrs. HUTCHISON):

S. Res. 134. A resolution supporting the designation of April as Parkinson's Awareness Month; considered and agreed to.

By Mr. INHOFE:

S. Con. Res. 11. A concurrent resolution expressing the sense of Congress with respect to the Obama administration's discontinuing to defend the Defense of Marriage Act; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 146

At the request of Mr. BAUCUS, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 227

At the request of Ms. COLLINS, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 339

At the request of Mr. BAUCUS, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 339, a bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions.

S. 398

At the request of Mr. BINGAMAN, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 431

At the request of Mr. PRYOR, the names of the Senator from Mississippi [Mr. COCHRAN], the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 491

At the request of Mr. PRYOR, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

S. 578

At the request of Mr. LAUTENBERG, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 578, a bill to amend title V of the Social Security Act to eliminate the abstinence-only education program.

S. 595

At the request of Mrs. MURRAY, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 668

At the request of Mr. CORNYN, the names of the Senator from Kansas [Mr. MORAN] and the Senator from Idaho [Mr. CRAPO] were added as cosponsors of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 671

At the request of Mr. SESSIONS, the name of the Senator from Nevada [Mr. ENSIGN] was added as a cosponsor of S. 671, a bill to authorize the United States Marshals Service to issue administrative subpoenas in investigations relating to unregistered sex offenders.

S. 691

At the request of Mr. SCHUMER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 691, a bill to support State and tribal government efforts to promote research and education related to maple syrup production, natural resource sustainability in the maple syrup industry, market promotion of maple products, and greater access to lands containing maple trees for maple-sugaring activities, and for other purposes.

S. 705

At the request of Mr. CARPER, the names of the Senator from Georgia [Mr. ISAKSON] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 705, a bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Nevada [Mr. ENSIGN] was added as a cosponsor of S. 707, a bill to

amend the Animal Welfare Act to provide further protection for puppies.

S. 712

At the request of Mr. DEMINT, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 712, a bill to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act.

S. 720

At the request of Mr. THUNE, the names of the Senator from Missouri [Mr. BLUNT] and the Senator from Arizona [Mr. KYL] were added as cosponsors of S. 720, a bill to repeal the CLASS program.

S. 724

At the request of Mrs. HUTCHISON, the names of the Senator from New Hampshire [Ms. AYOTTE], the Senator from Ohio [Mr. PORTMAN], the Senator from Maine [Ms. COLLINS], the Senator from Nebraska [Mr. JOHANNIS], the Senator from Texas [Mr. CORNYN], the Senator from Wyoming [Mr. ENZI], the Senator from Arizona [Mr. KYL], the Senator from South Carolina [Mr. DEMINT], the Senator from Nevada [Mr. ENSIGN], the Senator from Utah [Mr. LEE], the Senator from South Dakota [Mr. THUNE], the Senator from Idaho [Mr. CRAPO], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Missouri [Mr. BLUNT], the Senator from North Carolina [Mr. BURR], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Michigan [Ms. STABENOW], the Senator from Utah [Mr. HATCH], the Senator from Kansas [Mr. ROBERTS], the Senator from Iowa [Mr. GRASSLEY], the Senator from Florida [Mr. RUBIO], the Senator from South Carolina [Mr. GRAHAM], the Senator from Pennsylvania [Mr. TOOMEY], the Senator from Idaho [Mr. RISCH], the Senator from Kansas [Mr. MORAN], the Senator from Wyoming [Mr. BARRASSO], the Senator from Kentucky [Mr. MCCONNELL], the Senator from Indiana [Mr. COATS] and the Senator from North Carolina [Mrs. HAGAN] were added as cosponsors of S. 724, a bill to appropriate such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian and contractor personnel continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the names of the Senator from Wisconsin [Mr. KOHL] and the Senator from California [Mrs. FEINSTEIN] were added as cosponsors of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 86

At the request of Mrs. FEINSTEIN, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of Senate Resolution 86, a resolution recognizing the Defense Intelligence Agency on its 50th Anniversary.

SENATE RESOLUTION 99

At the request of Mr. DEMINT, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of Senate Resolution 99, a resolution expressing the sense of the Senate that the primary safeguard for the well-being and protection of children is the family, and that the primary safeguards for the legal rights of children in the United States are the Constitutions of the United States and the several States, and that, because the use of international treaties to govern policy in the United States on families and children is contrary to principles of self-government and federalism, and that, because the United Nations Convention on the Rights of the Child undermines traditional principles of law in the United States regarding parents and children, the President should not transmit the Convention to the Senate for its advice and consent.

SENATE RESOLUTION 125

At the request of Mr. UDALL of New Mexico, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of Senate Resolution 125, a resolution supporting the goals and ideals of National Public Health Week.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE,
NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on April 6, 2011.

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on April 6, 2011, at 9:30 a.m., to conduct a hearing entitled "The Role of the Accounting Profession in Preventing Another Financial Crisis."

COMMITTEE ON ENVIRONMENT AND
PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on April 6, 2011, at 9:15 a.m. in Dirksen 406 to hold a hearing entitled, "State and Local Perspectives on Transportation."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the

Senate on April 6, 2011, at 10 a.m., to hold a hearing entitled, "Perspectives on the Crisis in Libya."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on April 6, 2011, at 2:30 p.m.

COMMITTEE ON HOMELAND SECURITY
AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on April 6, 2011, at 10 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on April 6, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Electronic Communications Privacy Act: Government Perspectives on Protecting Privacy in the Digital Age."

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on April 6, 2011. The Committee will meet in room 418 of the Russell Senate Office Building beginning at 10 a.m.

SUBCOMMITTEE ON FEDERAL
FINANCIAL MANAGEMENT,
GOVERNMENT INFORMATION,
FEDERAL SERVICES, AND
INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on April 6, 2011, at 1:30 p.m. to conduct a hearing entitled "Census: Learning Lessons from 2010, Planning for 2020."

SUBCOMMITTEE ON FINANCIAL
INSTITUTIONS AND CONSUMER
PROTECTION

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Financial Institutions and Consumer Protection be authorized to meet during the session of the Senate on April 6, 2011, at 3 p.m., to conduct a hearing entitled "The State of Community Banking: Opportunities and Challenges."

SUBCOMMITTEE ON STRATEGIC
FORCES

The Subcommittee on Strategic Forces of the Committee on Armed Services be authorized to meet during the session of the Senate on April 6, 2011, at 2:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:09 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks,

announced that the Speaker has signed the following enrolled bill:

H.R. 4. An act to repeal the expansion of information reporting requirements for payments of \$600 or more to corporations, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

SBIR/STTR REAUTHORIZATION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 244, proposed by Ms. LANDRIEU, to amendment No. 183, proposed by Mr. MCCONNELL (for himself, Mr. MANCHIN, Mr. HATCH, Mr. TOOMEY, Mr. CORNYN, Mr. JOHANNIS, Mr. PORTMAN, Mr. ISAKSON, and Mr. PAUL), to the bill, as amended.

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That the order of yesterday be modified such that amendment No. 281 be proposed on behalf of Mr. COBURN in lieu of amendment No. 223.

The question being on agreeing to amendment No. 244 to amendment No. 183 to the bill, as amended.

Pending debate,

Pursuant to the order of yesterday, as modified,

Ms. LANDRIEU proposed the following amendments on various pages and lines on behalf of the Senators indicated: Mr. BAUCUS, amendment No. 236; Ms. STABENOW (for herself and Mr. SHERROD BROWN), amendment No. 277; Mr. ROCKEFELLER (for himself, Mr. WEBB, Mr. MANCHIN, Mrs. MCCASKILL, Mr. TIM JOHNSON, and Mr. CONRAD), amendment No. 215; Mr. COBURN, amendment No. 217; Mr. COBURN (for himself, Mr. TESTER, Mr. MARK UDALL, Mr. MCCAIN, and Mr. BEGICH), amendment No. 281; Mr. COBURN (for himself and Mr. WARNER), amendment No. 273; and Mr. INOUE, amendment No. 286.

The question being on agreeing to amendment No. 286 to the bill, as amended.

Ms. LANDRIEU, by unanimous consent, modified amendment No. 207.

The question being on agreeing to amendment No. 286 to the bill, as amended.

Pending debate,

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 236 to the bill, as amended.

On motion by Mr. BAUCUS,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 7, nays... 93

[Rollcall vote No. 51 Leg.]

YEAS --- 7

Baucus, Begich, Conrad, Hagan, Johnson (SD), Klobuchar, Levin.

NAYS --- 93

Akaka, Alexander, Ayotte, Barrasso, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (WI), Kerry, Kirk, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was not agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 277 to the bill, as amended.

After debate,

On motion by Mr. INOUE,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 7, nays... 93

[Rollcall vote No. 52 Leg.]

YEAS --- 7

Brown (OH), Casey, Conrad, Johnson (SD), Klobuchar, Pryor, Stabenow.

NAYS --- 93

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Burr, Cantwell, Cardin, Carper, Chambliss, Coats, Coburn, Cochran, Collins, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johnson (WI), Johnson (SD), Kerry, Kirk, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Tester, Thune, Toomey,

Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was not agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 215 to the bill, as amended.

After debate,

On motion by Mr. ROCKEFELLER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 12, nays... 88

[Rollcall vote No. 53 Leg.]

YEAS --- 12

Brown (MA), Collins, Conrad, Graham, Johnson (SD), Landrieu, Manchin, McCaskill, Nelson (NE), Pryor, Rockefeller, Webb.

NAYS --- 88

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johnson (WI), Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, McCain, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (FL), Paul, Portman, Reed, Reid, Risch, Roberts, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Whitehouse, Wicker, Wyden.

So the amendment was not agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

The question recurring on agreeing to amendment No. 244 to amendment No. 183 to the bill, as amended.

By unanimous consent, on the request of Mr. CARPER,

Ordered, That amendments Numbered 244 and 161 be withdrawn.

Pursuant to the order of yesterday,

The question being on agreeing to amendment No. 183 to the bill, as amended.

After debate,

On motion by Mr. WICKER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 50, nays... 50

[Rollcall vote No. 54 Leg.]

YEAS --- 50

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Landrieu, Lee, Lugar, Manchin, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 50

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Lautenberg, Leahy, Levin, Lieberman, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of yesterday).

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 281, proposed by Mr. COBURN (for himself, Mr. TESTER, Mr. MARK UDALL, Mr. MCCAIN, and Mr. BEGICH), to the bill, as amended.

After debate,

On motion by Mr. COBURN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 100, nays... 0

[Rollcall vote No. 55 Leg.]

YEAS --- 100

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Ensign, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 286 to the bill, as amended.

After debate,

On motion by Mr. LEAHY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 57, nays... 43

[Rollcall vote No. 56 Leg.]

YEAS --- 57

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Hutchison, Inouye, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (NM), Webb, Whitehouse, Wyden.

NAYS --- 43

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Inhofe, Isakson, Johanns, Johnson (WI), Kyl, Lee, Lugar, McCain, McConnell, Moran, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Udall (CO), Vitter, Warner, Wicker.

So the amendment was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of yesterday).

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 273 to the bill, as amended.

After debate,

On motion by Mr. CONRAD,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 64, nays... 36

[Rollcall vote No. 57 Leg.]

YEAS --- 64

Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Blumenthal, Blunt, Boozman, Brown (MA), Burr, Carper, Casey, Chambliss, Coats, Coburn, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hagan, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Lee, Lugar, Manchin, McCain, McCaskill,

McConnell, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shaheen, Shelby, Snowe, Tester, Thune, Toomey, Udall (CO), Vitter, Warner, Wicker.

NAYS --- 36

Akaka, Bingaman, Boxer, Brown (OH), Cantwell, Cardin, Cochran, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Harkin, Inouye, Johnson (SD), Landrieu, Lautenberg, Leahy, Levin, Lieberman, Menendez, Merkley, Mikulski, Murray, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Stabenow, Udall (NM), Webb, Whitehouse, Wyden.

So the amendment was agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

Pursuant to the order of yesterday,

Amendments Numbered 217 and 184 were agreed to.

The question recurring on agreeing to amendment No. 229, proposed by Mr. PRYOR (for himself and Mr. SHERROD BROWN), to the bill, as amended.

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That the pending amendments be laid aside; and that it be order for her to propose two amendments.

Pursuant to the foregoing order,

The pending amendments were laid aside.

The question being on passage of the bill, as amended.

Pursuant to the foregoing order,

Ms. LANDRIEU proposed the following amendments on various pages and lines on behalf of the Senators indicated: Mr. CARDIN, amendment No. 240; and Ms. SNOWE (for herself, Ms. LANDRIEU, Mr. MERKLEY, Mr. ENZI, Mrs. HAGAN, Mrs. MCCASKILL, Mr. GRASSLEY, and Ms. COLLINS), amendment No. 253.

The question being on agreeing to amendment No. 253 to the bill, as amended.

SUPPORTING THE DESIGNATION OF PARKINSON'S AWARENESS MONTH

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 134) supporting the designation of April as Parkinson's Awareness Month, submitted today by Ms. STABENOW (for herself, Mr. ISAKSON, Mr. MARK UDALL, Mr. JOHANNS, and Mrs. HUTCHISON), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR RECESS UNTIL 10
A.M. ON TOMORROW, AND FOR
PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it recess until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, and the times for the two leaders be reserved; that the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the first hour therein be equally divided and controlled for debate between the two leaders, or their designees; and that the minority control the first half therein, and the majority control the second half therein.

Ordered further, That, at 12 noon, Mr. HOEVEN be recognized to speak for 25 minutes.

RECESS

By unanimous consent, on the request of Mr. DURBIN,

At 7:10 p.m.,

The Senate recessed, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, APRIL 7, 2011

(Legislative day of Tuesday, April 5, 2011)

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Reverend Dr. Jeffrey W. Carter, Senior Pastor of Manassas Church of the Brethren, Manassas, Virginia, offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, April 7, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

LEADER TIME RESERVED

Pursuant to the order of yesterday,
The times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

CONTINUATION OF THE NATIONAL
EMERGENCY ORIGINALLY DECLARED
WITH RESPECT TO SOMALIA—PM 8

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency declared in Executive Order 13536 of April 12, 2010, is to continue in effect beyond April 12, 2011.

The deterioration of the security situation and the persistence of violence in Somalia, and acts of piracy and armed robbery at sea off the coast of Somalia, which have repeatedly been the subject of United Nations Security Council resolutions, and violations of the Somalia arms embargo imposed by the United Nations Security Council, continue to pose an unusual and extraordinary threat to the national security and foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency with respect to Somalia and related measures blocking the property of

certain persons contributing to the conflict in Somalia.

BARACK OBAMA.
THE WHITE HOUSE, April 7, 2011.

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1232. A communication from the Administrator, Rural Utilities Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Rural Broadband Access Loans and Loan Guarantees" (RIN0572-AC06) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1233. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; New Haven, CT" (MB Docket No. 09-123; DA 11-501) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1234. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; El Paso, TX" (MB Docket No. 11-4; DA 11-530) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1235. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; Jackson, MS" (MB Docket No. 11-8; DA 11-516) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1236. A communication from the Chief Financial Officer, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Schedule of Fees for Access to NOAA Environmental Data, Information, and Related Products and Services" (RIN0648-AX7) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1237. A communication from the Deputy General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Mandatory Reliability Standards for Interconnection Reliability Operating Limits" ((RIN1902-AE17)(Docket No. RM10-15-

000)) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Energy and Natural Resources.

EC-1238. A communication from the Acting Chair of the Federal Subsistence Board, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Determination of Threatened Status for the New Zealand-Australia Distinct Population Segment of the Southern Rockhopper Penguin" (RIN1018-AV73) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1239. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Control of Preheat Temperature for Welding of Low-Alloy Steel" (Regulatory Guide 1.50, Revision 1) received in the Office of the President of the Senate on April 5, 2011; to the Committee on Environment and Public Works.

EC-1240. A communication from the Director of Congressional Affairs, Nuclear Reactor Regulation Office, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Notice of Availability of Model Application and Safety Evaluation for Plant-Specific Adoption of TSTF-422, Revision 2 'Change in Technical Specifications End States (CE NPSD-1186)'" (NUREG-1432) received in the Office of the President of the Senate on April 5, 2011; to the Committee on Environment and Public Works.

EC-1241. A communication from the Chief of the Publications and Regulations Branch, Joint Board for the Enrollment of the Actuaries, transmitting, pursuant to law, the report of a rule entitled "Regulations Governing the Performance of Actuarial Services Under the Employee Retirement Income Security Act of 1974" (RIN1545-BC82) received in the Office of the President of the Senate on March 30, 2011; to the Committee on Finance.

EC-1242. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Industry Director's Directive No. 2 - Employment Tax and the Employees on the U.S. Outer Continental Shelf" (LBandI-4-0211-005) received in the Office of the President of the Senate on April 5, 2011; to the Committee on Finance.

EC-1243. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Administrative Exemptions to the Specified Tax Return

Preparer Electronic Filing Requirement...." (Notice 2011-26) received in the Office of the President of the Senate on April 5, 2011; to the Committee on Finance.

EC-1244. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "The Mailing of Individual Income Tax Returns by Specified Tax Return Preparers in Calendar Year 2011" (Notice 2011-27) received in the Office of the President of the Senate on April 5, 2011; to the Committee on Finance.

EC-1245. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Undue Hardship Waivers and Taxpayers Choice Statement" (Rev. Proc. 2011-25) received in the Office of the President of the Senate on April 5, 2011; to the Committee on Finance.

EC-1246. A communication from the Department of State, transmitting, pursuant to law, a report relative to U.S. military personnel and U.S. civilian contractors involved in the anti-narcotics campaign in Colombia (OSS Control No. 2010-1895); to the Committee on Foreign Relations.

EC-1247. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services for the manufacture, maintenance and repair, and overhaul of GG1111 series gyroscopes for end use by the Ministry of Defense of Japan; to the Committee on Foreign Relations.

EC-1248. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed license for the manufacture of significant military equipment abroad and the export of defense articles, including technical data, or defense services related to the manufacture and production of 7.62 mm chain guns, in the amount of \$1,000,000 or more to the United Kingdom and Canada; to the Committee on Foreign Relations.

EC-1249. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, including technical data, or defense services relative to the export of 9mm semi-automatic pistols in the amount of \$1,000,000 or more to Thailand; to the Committee on Foreign Relations.

EC-1250. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including technical data, or defense services relative to military electrical connectors, backplane assemblies and related parts/components for end use by U.S. customers, in the amount of \$50,000,000 or more to Mexico and Canada; to the Committee on Foreign Relations.

EC-1251. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed agreement for the export of defense articles or defense services sold commercially under contract relative to the Proton rocket launch vehicle integration and launch of the Asiasat 7 commercial communications satellite, in the amount of \$50,000,000 or more to Hong Kong, Russia, France, and Sweden; to the Committee on Foreign Relations.

EC-1252. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed re-export of major defense equipment relative to the export of six C-130 E and H model aircraft, in the amount of \$25,000,000 or more from the Kingdom of Saudi Arabia to the Government of Turkey; to the Committee on Foreign Relations.

EC-1253. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement to include the export of defense articles, including technical data, and defense services, relative to the repair and overhaul of AE 2100J gas turbine engines for use in US-2 search and rescue aircraft, in the amount of \$100,000,000 or more to Japan; to the Committee on Foreign Relations.

EC-1254. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, technical data, and defense services relative to electrical generator products for various aircraft, in the amount of \$100,000,000 or more to Japan; to the Committee on Foreign Relations.

EC-1255. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed

amendment to a manufacturing license agreement for the export of defense articles, including technical data, or defense services to Japan relative to the production, integration, operation, overhaul, repair, calibration, maintenance, training, and logistics support of the Chukar Aerial Target System in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-1256. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, including technical data, and defense services, relative to Joint Strike Fighter airframe parts and components, in the amount of \$100,000,000 or more to the United Kingdom; to the Committee on Foreign Relations.

EC-1257. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the manufacture of significant military equipment abroad relative to both the H-726 Dynamic Reference Unit (DRU) and the H-726 Dynamic Reference Unit Hybrid (DRUH) for Military Vehicles to Germany; to the Committee on Foreign Relations.

EC-1258. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Clarification of Standard Form 26 - Award/Contract" ((RIN9000-AL72)(FAC 2005-51)) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1259. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Small Entity Compliance Guide" (FAC 2005-51) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1260. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Women-Owned Small Business (WOSB) Program" ((RIN9000-AL97)(FAC 2005-51)) received in the Office of the President of the Senate on April 5, 2011; to the Committee on

Homeland Security and Governmental Affairs.

EC-1261. A communication from the Executive Director, U.S. Election Assistance Commission, transmitting, pursuant to law, a report relative to the No FEAR Act for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1262. A communication from the Chairman, National Railroad Passenger Corporation, Amtrak, transmitting, pursuant to law, the Inspector General's Semiannual Report to Congress for the period from April 1, 2010 through September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1263. A communication from the Federal Register Liaison Officer, Patent and Trademark Office, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Changes to Implement the Prioritized Examination Track (Track I) of the Enhanced Examination Timing Control Procedures" (RIN0651-AC52) received during adjournment of the Senate in the Office of the President of the Senate on April 1, 2011; to the Committee on the Judiciary.

EC-1264. A communication from the General Counsel, Office of Justice Programs, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "International Terrorism Victim Expense Reimbursement Program" (RIN1121-AA78) received in the Office of the President of the Senate on April 5, 2011; to the Committee on the Judiciary.

EC-1265. A communication from the Associate Attorney General, Department of Justice, transmitting, pursuant to law, the Department's 2010 Freedom of Information Act Litigation and Compliance Report; to the Committee on the Judiciary.

EC-1266. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Regulations Issued Under the Export Grape and Plum Act; Revision to the Minimum Requirements" (Docket No. AMS-FV-10-0091; FV11-35-1 FR) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1267. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "U.S. Honey Producer Research, Promotion, and Consumer Information Order; Termination of Referendum Procedures" (Docket No. AMS-FV-07-0091; FV-07-706-FR) received during adjournment of the Senate in the Office of the President of the Senate on March 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1268. A communication from the Administrator, Rural Business-Cooperative Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Rural Energy for America Program" (RIN0570-AA76) received in the Office of the President of the Senate on April 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1269. A communication from the Deputy Secretary of the Interior, transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred in the Geothermal Lease Revenues; to the Committee on Appropriations.

EC-1270. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of major general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-1271. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Robert E. Durbin, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-1272. A communication from the Under Secretary of Defense (Acquisition, Technology, and Logistics), transmitting, pursuant to law, a report relative to the procurement and use of munitions; to the Committee on Armed Services.

EC-1273. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report relative to Special Duty Pay for Afghanistan; to the Committee on Armed Services.

EC-1274. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report relative to person-to-person mental health assessments; to the Committee on Armed Services.

EC-1275. A communication from the Secretary of the Air Force, transmitting, pursuant to law, a report relative to the Program Acquisition Unit Cost and the Average Procurement Unit Cost for the Global Hawk program exceeding the Acquisition Program Baseline values; to the Committee on Armed Services.

EC-1276. A communication from the Commission on Wartime Contracting in Iraq and Afghanistan, transmitting, pursuant to law, a report entitled "Iraq - Forgotten Mission? The United States Needs to Sustain a Diplomatic Presence to Preserve Gains and Avoid Waste as the U.S. Military Leaves Iraq"; to the Committee on Armed Services.

REPORTS OF A COMMITTEE

The following reports of a committee were submitted:

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 394. A bill to amend the Sherman Act to make oil-producing and exporting cartels illegal.

S. 410. A bill to provide for media coverage of Federal court proceedings.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. PRYOR (for himself, Mr. BOOZMAN, Mr. WICKER, Ms. SNOWE, and Mr. VITTER):

S. 754. A bill to amend title 49, United States Code, to require the Secretary of Transportation to establish and maintain a national clearinghouse for records relating to alcohol and controlled substance testing of commercial motor vehicle operators, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. WYDEN (for himself, Mr. SESSIONS, Mrs. MCCASKILL, Mr. THUNE, Mrs. BOXER, and Mr. GRAHAM):

S. 755. A bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due; to the Committee on Finance.

By Mr. GRASSLEY (for himself and Mr. WYDEN):

S. 756. A bill to amend title XI of the Social Security Act to provide for the public availability of Medicare claims data; to the Committee on Finance.

By Mr. BARRASSO (for himself, Mr. BINGAMAN, and Mr. ENZI):

S. 757. A bill to provide incentives to encourage the development and implementation of technology to capture carbon dioxide from dilute sources on a significant scale using direct air capture technologies; to the Committee on Energy and Natural Resources.

By Mr. FRANKEN (for himself, Mr. LIEBERMAN, and Mrs. SHAHEEN):

S. 758. A bill to establish a Science, Technology, Engineering, and Math (STEM) Master Teacher Corps program; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. BOXER:

S. 759. A bill to provide to the Secretary of the Interior a mechanism to cancel contracts for the sale of materials CA-20139 and CA-22901, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WARNER (for himself and Mr. WEBB):

S. 760. A bill to require the Office of Management and Budget to prepare a crosscut budget for restoration activities in the Chesapeake Bay watershed, to require the Environmental Protection Agency to develop and implement an adaptive management plan, and for other purposes; to the Committee on Environment and Public Works.

By Ms. COLLINS (for herself, Mr. AKAKA, and Mrs. MCCASKILL):

S. 761. A bill to improve the acquisition workforce through the establishment of an acquisition management fellows program and a leadership development training program, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Ms. COLLINS (for herself, Mr. AKAKA, Mrs. MCCASKILL, and Mr. BROWN of Massachusetts):

S. 762. A bill to improve the Federal Acquisition Institute; to the Committee on Homeland Security and Governmental Affairs.

By Mr. LIEBERMAN (for himself, Mr. BROWN of Massachusetts, and Ms. LANDRIEU):

S. 763. A bill to amend the Elementary and Secondary Education Act of 1965 to require the establishment of teacher evaluation programs; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 764. A bill to amend the Wild and Scenic Rivers Act to make technical corrections to the segment designations for the Chetco River, Oregon; to the Committee on Energy and Natural Resources.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 765. A bill to modify the boundary of the Oregon Caves National Monument, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 766. A bill to provide for the designation of the Devil's Staircase Wilderness Area in the State of Oregon, to designate segments of Wasson and Franklin Creeks in the State of Oregon as wild rivers, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. HARKIN:

S. 767. A bill to improve the calculation of, the reporting of, and the accountability for, secondary school graduation rates; to the Committee on Health, Education, Labor, and Pensions.

By Mr. PAUL (for himself and Mr. DEMINT):

S. 768. A bill to provide for continuing operations of Government in a fiscally responsible manner; read the first time.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. LUGAR:

S. Res. 135. A resolution remembering the 1- year anniversary of the April 10, 2010, plane crash that claimed the lives of the President of Poland Lech Kaczynski, his wife, and 94 others, while they were en route to memorialize those Polish officers, officials, and civilians who were massacred by the Soviet Union in 1940; to the Committee on Foreign Relations.

By Mr. REID (for himself and Mr. MCCONNELL):

S. Res. 136. A resolution to authorize document production in United States v. Douglas D. Hampton (D.D.C.); considered and agreed to.

By Mr. BURR (for himself, Ms. LANDRIEU, Mrs. HUTCHISON, and Mrs. HAGAN):

S. Res. 137. A resolution supporting the goals and ideals of Take Our Daughters and Sons To Work Day; considered and agreed to.

ADDITIONAL COSPONSORS

S. 211

At the request of Mr. ISAKSON, the names of the Senator from Maine [Ms. SNOWE], the Senator from Arizona [Mr. KYL] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 254

At the request of Mr. FRANKEN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 254, a bill to reduce the rape kit backlog and for other purposes.

S. 486

At the request of Mr. WHITEHOUSE, the name of the Senator from Montana [Mr. BAUCUS] was added as a cosponsor of S. 486, a bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes.

S. 489

At the request of Mr. REED, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 501

At the request of Mr. THUNE, the name of the Senator from Tennessee [Mr. CORKER]

was added as a cosponsor of S. 501, a bill to establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

S. 520

At the request of Mr. COBURN, the names of the Senator from Idaho [Mr. RISCH], the Senator from Alabama [Mr. SESSIONS], the Senator from Texas [Mr. CORNYN] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of S. 520, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 595

At the request of Mrs. MURRAY, the names of the Senator from Washington [Ms. CANTWELL] and the Senator from Virginia [Mr. WEBB] were added as cosponsors of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 605

At the request of Mr. GRASSLEY, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 605, a bill to amend the Controlled Substances Act to place synthetic drugs in Schedule I.

S. 662

At the request of Mr. VITTER, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 662, a bill to provide for payments to certain natural resource trustees to assist in restoring natural resources damaged as a result of the Deepwater Horizon oil spill, and for other purposes.

S. 665

At the request of Mr. BROWN of Ohio, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 665, a bill to promote industry growth and competitiveness and to improve worker training, retention, and advancement, and for other purposes.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 672

At the request of Mr. ROCKEFELLER, the names of the Senator from Idaho [Mr. RISCH] and the Senator from Maryland [Ms. MIKULSKI] were added as cosponsors of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 712

At the request of Mr. DEMINT, the name of the Senator from South Carolina [Mr.

GRAHAM] was added as a cosponsor of S. 712, a bill to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act.

S. 716

At the request of Mrs. SHAHEEN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 716, a bill to establish within the Department of Education the Innovation Inspiration school grant program, and for other purposes.

S. 718

At the request of Mr. ROBERTS, the names of the Senator from Wyoming [Mr. BARRASSO], the Senator from Wyoming [Mr. ENZI], the Senator from Idaho [Mr. CRAPO], the Senator from Nebraska [Mr. JOHANNES], the Senator from Indiana [Mr. LUGAR], the Senator from Idaho [Mr. RISCH], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Mississippi [Mr. COCHRAN], the Senator from North Carolina [Mr. BURR], the Senator from Missouri [Mr. BLUNT], the Senator from Kansas [Mr. MORAN] and the Senator from Iowa [Mr. GRASSLEY] were added as cosponsors of S. 718, a bill to amend the Federal Insecticide, Fungicide, and Rodenticide Act to improve the use of certain registered pesticides.

S. 720

At the request of Mr. THUNE, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 720, a bill to repeal the CLASS program.

S. 724

At the request of Mrs. HUTCHISON, the names of the Senator from Connecticut [Mr. LIEBERMAN], the Senator from New Mexico [Mr. UDALL], the Senator from New Mexico [Mr. BINGAMAN], the Senator from Montana [Mr. TESTER], the Senator from Louisiana [Mr. VITTER], the Senator from Tennessee [Mr. CORKER], the Senator from West Virginia [Mr. MANCHIN], the Senator from Colorado [Mr. UDALL], the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Alabama [Mr. SESSIONS], the Senator from Massachusetts [Mr. BROWN], the Senator from Minnesota [Ms. KLOBUCHAR], the Senator from Tennessee [Mr. ALEXANDER], the Senator from Alabama [Mr. SHELBY] and the Senator from Indiana [Mr. LUGAR] were added as cosponsors of S. 724, a bill to appropriate such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian and contractor personnel continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

S. 726

At the request of Mr. RUBIO, the name of the Senator from Nebraska [Mr. JOHANNES] was added as a cosponsor of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 740

At the request of Mr. REED, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. JOHANNES, his name was added as a cosponsor of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

SENATE RESOLUTION 86

At the request of Mrs. FEINSTEIN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of Senate Resolution 86, a resolution recognizing the Defense Intelligence Agency on its 50th Anniversary.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. TESTER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on April 7, 2011, at 9:30 a.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on April 7, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on

April 7, 2011, at 10 a.m., in 215 Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on April 7, 2011, at 2:15 p.m., to hold a East Asian and Pacific Affairs subcommittee hearing entitled, "Combating Human Trafficking in Asia."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on April 7, 2011, at 1:30 p.m. to conduct a hearing entitled "Securing the Border: Progress at the Local Level."

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate April 7, 2011, at 2:15 p.m. in Room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on April 7, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on April 7, 2011, at 2:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:57 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1363. An act making appropriations for the Department of Defense for the fiscal year ending September 30, 2011, and for other purposes.

FAA REAUTHORIZATION AND REFORM ACT

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) laid before the Senate the bill (H.R. 658) to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2011 through 2014, to streamline programs, create efficiencies, reduce waste, and improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes, received from the House of Representatives for concurrence on Monday, April 4, 2011, and remaining undisposed of; which was read

the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

Pursuant to the order of Thursday, February 17, 2011,

All after the enacting clause was stricken, and the text of the bill (S. 223) to modernize the air traffic control system, improve the safety, reliability, and availability of transportation by air in the United States, provide modernization of the air traffic control system, reauthorize the Federal Aviation Administration, and for other purposes, as passed, was inserted in lieu thereof (being an amendment in the nature of a substitute); and the bill, as thus amended, was read the third time.

The PAYGO statement of the Chairman of the Committee on the Budget was read.

Resolved, That it pass.

Pursuant to the order of Thursday, February 17, 2011,

A motion to reconsider was deemed made and laid on the table.

Pursuant to the order of Thursday, February 17, 2011,

The Senate insisted on its amendment, and asked a conference with the House of Representatives thereon; and the chair, as authorized, appointed the following as conferees on the part of the Senate: Mr. ROCKEFELLER, Mrs. BOXER, Mr. BILL NELSON, Ms. CANTWELL, Mrs. HUTCHISON, Mr. ENSIGN, Mr. DEMINT; and from the Committee on Finance, Mr. BAUCUS, and Mr. HATCH.

AUTHORIZING DOCUMENT PRODUCTION

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 136) to authorize document production in United States v. Douglas D. Hampton (D.D.C.), submitted today by Mr. REID (for himself and Mr. MCCONNELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS AND IDEALS OF TAKE OUR DAUGHTERS AND SONS TO WORK DAY

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 137) supporting the goals and ideals of Take Our Daughters

and Sons To Work Day, submitted today by Mr. BURR (for himself, Ms. LANDRIEU, Mrs. HUTCHISON, and Mrs. HAGAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ TWICE AND PLACED ON THE CALENDAR

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That bill H.R. 1363, received from the House of Representatives for concurrence on today, and at the desk, be read twice and placed on the calendar.

BILL READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (S. 768) to provide for continuing operations of Government in a fiscally responsible manner, introduced today by Mr. PAUL (for himself and Mr. DEMINT) and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 11 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 11 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be expired, and the times for the two leaders be reserved; that the Senate proceed to a period for the transaction of morning business until 4 p.m., with Senators permitted to speak for 10 minutes each therein, for debate only; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; and that time in quorum calls be counted equally.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 9:48 p.m.,

The Senate adjourned, under its order of today, until 11 a.m. on tomorrow.

FRIDAY, APRIL 8, 2011

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 11 a.m., the Chaplain offered a prayer, and Mr. WARNER led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, April 8, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WARNER took the chair.

ORDER FOR RECESS

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate recess from 1 p.m. until 2 p.m. today.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 1255) to prevent a shutdown of the government of the United States, and for other purposes, received from the House of Representatives for concurrence on Tuesday, April 5, 2011, and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of

the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 768) to provide for continuing operations of Government in a fiscally responsible manner, introduced on yesterday by Mr. PAUL (for himself and Mr. DEMINT), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1277. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on April 7, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1278. A communication from the Assistant Administrator for Fisheries, Office of Protected Resources, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking and Importing Marine Mammals; Taking Marine

Mammals Incidental to Coastal Commercial Fireworks Displays at Monterey Bay National Marine Sanctuary, CA" (RIN0648-AT46) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1279. A communication from the Chairman of the Surface Transportation Board, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Solid Waste Rail Transfer Facilities" (STB Ex Parte No. 684) received in the Office of the President of the Senate on April 5, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1280. A communication from the Administrator, Transportation Security Administration, Department of Homeland Security, transmitting, pursuant to law, a report relative to the Administration's decision to enter into a contract with a private security screening company to provide screening services; to the Committee on Commerce, Science, and Transportation.

EC-1281. A communication from the Chairman, Federal Maritime Commission, transmitting, pursuant to law, the Commission's 49th Annual Report of the activities of the Federal Maritime Commission for fiscal year 2010; to the Committee on Commerce, Science, and Transportation.

EC-1282. A communication from the Director, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, a report relative to the disclosure of financial interest and recusal requirements for Regional Fishery Management Councils and Scientific and Statistical Committees; to the Committee on Commerce, Science, and Transportation.

EC-1283. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "System Restoration Reliability Standards" ((RIN1902-AE18)(Docket No. RM10-16-000)) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Energy and Natural Resources.

EC-1284. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Western Electric Coordinating Council Qualified Transfer Path Unscheduled Flow Relief Regional Reliability Standard" ((RIN1902-AE14)-(Docket No. RM09-19-000)) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Energy and Natural Resources.

EC-1285. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Safe Harbor Method

of Accounting for Determining the Recovery Periods for Depreciation of Certain Tangible Assets Used by Wireless Telecommunications Carriers" (Rev. Proc. 2011-28) received in the Office of the President of the Senate on April 7, 2011; to the Committee on Finance.

EC-1286. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Safe Harbor Methods of Accounting for Determining Whether Expenditures to Maintain, Replace, or Improve Wireline Network Assets Must be Capitalized Under Section 263(a)" (Rev. Proc. 2011-27) received in the Office of the President of the Senate on April 7, 2011; to the Committee on Finance.

EC-1287. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Safe Harbor Method of Accounting for Determining the Recovery Periods for Depreciation of Certain Tangible Assets Used by Wireless Telecommunications Carriers" (Rev. Proc. 2011-22) received in the Office of the President of the Senate on April 7, 2011; to the Committee on Finance.

EC-1288. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Japan Earthquake and Tsunami Occurring in March 2011 Designated as a Qualified Disaster under Section 139 of the Internal Revenue Code" (Notice 2011-32) received in the Office of the President of the Senate on April 7, 2011; to the Committee on Finance.

EC-1289. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Reduction of Foreign Tax Credit Limitation Categories under Section 904(d)" (RIN1545-BG54) received in the Office of the President of the Senate on April 7, 2011; to the Committee on Finance.

EC-1290. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Announcement and Report Concerning Advance Pricing Agreements" (Rev. Proc. 2011-22) received in the Office of the President of the Senate on April 7, 2011; to the Committee on Finance.

EC-1291. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "The 100-percent Bonus Depreciation Deduction under Section

168(k)(5) of the Internal Revenue Code" (Rev. Proc. 2011-26) received in the Office of the President of the Senate on April 7, 2011; to the Committee on Finance.

EC-1292. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Finalizing Medicare Regulations under Section 902 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (MMA) for Calendar Year 2010"; to the Committee on Finance.

EC-1293. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Fourth Report to Congress (RTC) on the Evaluation of the Medicare Coordinated Care Demonstration - Extended"; to the Committee on Finance.

EC-1294. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Status on Medicare Contracting Reform Implementation"; to the Committee on Finance.

EC-1295. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Changes to the Medicare Advantage and the Medicare Prescription Drug Benefit Programs for Contract Year 2012 and Other Changes" (RIN0938-AQ00) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Finance.

EC-1296. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Programs: Changes to the End-Stage Renal Disease Perspective Payment System Transition Budget-Neutrality Adjustment" (RIN0938-AQ94) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Finance.

EC-1297. A communication from the Chairman of the National Endowment for the Arts and a Member of the Federal Council on the Arts and the Humanities, transmitting, pursuant to law, the annual report on the Arts and Artifacts Indemnity Program for fiscal year 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-1298. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Immunology and Microbiology Devices; Classification of Ovarian Adnexal Mass Assessment Score Test System" (Docket No. FDA-2011-N-0026) received in the Office of the President of the Senate on

April 5, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1299. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Certain Other Dosage Form New Animal Drugs; Detomidine; Correction" ((21 CFR Part 529)-(Docket No. FDA-2010-N-0002)) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1300. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "New Animal Drugs for Use in Animal Feeds; Florfenicol; Correction" ((21 CFR Part 558)-(Docket No. FDA-2010-N-0002)) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1301. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Animal Drugs, Feeds, and Related Products; Withdrawal of Approval of New Animal Drug Applications; Aklomide; Levamisole Hydrochloride; Nitromide and Sulfantran; Roxarsone; Correction" ((21 CFR Part 558)-(Docket No. FDA-2010-N-0002)) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1302. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "New Animal Drugs; Change of Sponsor's Name and Address; Corrections" ((21 CFR Parts 510 and 529)(Docket No. FDA-2010-N-0002)) received in the Office of the President of the Senate on April 6, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1303. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Food Additives Permitted for Direct Addition to Food for Human Consumption; Bacteriophage Preparation" ((21 CFR Part 172)(Docket No. FDA-2002-F-0198)) received in the Office of the President of the Senate on April 5, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1304. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the International Atomic Energy Agency's programs and projects in Burma, North Korea, Cuba, Iran, and Syria; to the Committee on Foreign Relations.

EC-1305. A communication from the Chairman of the Federal Energy Regulatory Commission, transmitting, pursuant to law, the Commission's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1306. A communication from the Director of Equal Employment Opportunity, Farm Credit Administration, transmitting, pursuant to law, the Administration's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1307. A communication from the Chief Judge, Superior Court of the District of Columbia, transmitting, pursuant to law, a report relative to activities carried out by the Family Court during 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1308. A communication from the General Counsel, the Administrative Conference of the United States, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Records or Information" (1 CFR Part 304) received in the Office of the President of the Senate on April 7, 2011; to the Committee on the Judiciary.

EC-1309. A communication from the Secretary, Judicial Conference of the United States, transmitting, a report relative to judicial vacancies in federal courts; to the Committee on the Judiciary.

PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-8. A petition from American-International Business Law, Inc. relative to a claim against the United States of America; to the Committee on the Judiciary.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary, with amendments:

S. 627. A bill to establish the Commission on Freedom of Information Act Processing Delays.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. HARKIN (for himself and Mr. ISAKSON):

S. 769. A bill to amend title 38, United States Code, to prevent the Secretary of Veterans Affairs from prohibiting the use of service dogs on Department of Veterans Affairs property; to the Committee on Veterans' Affairs.

By Mr. BROWN of Ohio (for himself, Mr. HARKIN, and Mr. BLUMENTHAL):

S. 770. A bill to amend the Fair Labor Standards Act of 1938 to ensure that employees are not misclassified as non-employees, and for other purposes; to the Committee on Health, Education, Labor, and Pensions

By Mrs. FEINSTEIN (for herself and Mr. KYL):

S. 771. A bill to amend the Indian Gaming Regulatory Act to modify a provision relating to gaming on land acquired after October 17, 1988; to the Committee on Indian Affairs.

By Mr. LIEBERMAN (for himself, Ms. COLLINS, and Mr. AKAKA):

S. 772. A bill to protect Federal employees and visitors, improve the security of Federal facilities and authorize and modernize the Federal Protective Service; to the Committee on Homeland Security and Governmental Affairs.

By Ms. SNOWE (for herself and Mr. HARKIN):

S. 773. A bill to amend the Employee Retirement Income Security Act of 1974 and the Public Health Service Act to provide parity under group health plans and group health insurance coverage for the provision of benefits for prosthetics and custom orthotics and benefits for other medical and surgical services; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BAUCUS:

S. 774. A bill to appropriate funds for pay and allowances and support for members of the Armed Forces, their families, and other personnel critical to national security during a funding gap; to the Committee on Appropriations.

By Mr. CASEY:

S. 775. A bill to direct the Secretary of Health and Human Services to encourage research and carry out an educational campaign with respect to pulmonary hypertension, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WARNER (for himself, Mr. CARDIN, Ms. MIKULSKI, and Mr. WEBB):

S. 776. A bill to provide for the compensation of furloughed Federal

employees; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. HUTCHISON:

S. 777. A bill to clarify the authority of the Secretary of Defense to provide for the pay of the military of the United States under the Feed and Forage Act of 1861; to the Committee on Armed Services.

By Mr. MORAN:

S. 778. A bill to amend title XVIII of the Social Security Act with respect to physician supervision of therapeutic hospital outpatient services; to the Committee on Finance.

By Mr. SCHUMER:

S. 779. A bill to authorize the acquisition and protection of nationally significant battlefields and associated sites of the Revolutionary War and the War of 1812 under the American Battlefield Protection Program; to the Committee on Energy and Natural Resources.

By Mr. TESTER:

S. 780. A bill to amend title 38, United States Code, to exempt reimbursements of expenses related to accident, theft, loss, or casualty loss from determinations of annual income with respect to pensions for veterans and surviving spouses and children of veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. THUNE:

S. 781. A bill to amend the Clean Air Act to conform the definition of renewable biomass to the definition given the term in the Farm Security and Rural Investment Act of 2002; to the Committee on Environment and Public Works.

By Mrs. BOXER (for herself, Mr. INHOFE, and Mr. BAUCUS):

S. 782. A bill to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes; to the Committee on Environment and Public Works.

By Mr. THUNE:

S. 783. A bill to provide an extension of time for filing individual income tax returns in the case of a Federal Government shutdown; read the first time.

By Mr. UDALL of Colorado:

S. 784. A bill to prevent the shutdown of the Federal Government; to the Committee on Appropriations.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. GILLIBRAND (for herself and Mr. RISCH):

S. Res. 138. A resolution calling on the United Nations to rescind the Goldstone report, and for other purposes; to the Committee on Foreign Relations.

By Mr. LUGAR (for himself, Mr. McCONNELL, and Mr. INHOFE):

S. Res. 139. A resolution expressing the sense of the Senate that the President should take certain actions with respect to the Government of Burma; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 260

At the request of Mr. NELSON of Florida, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 319

At the request of Ms. SNOWE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 319, a bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the importation of prescription drugs, and for other purposes.

S. 339

At the request of Mr. BAUCUS, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 339, a bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions.

S. 366

At the request of Mrs. GILLIBRAND, the name of the Senator from Missouri [Mrs. McCASKILL] was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 388

At the request of Mrs. BOXER, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 388, a bill to prohibit Members of Congress and the President from receiving pay during Government shutdowns.

S. 398

At the request of Mr. BINGAMAN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 411

At the request of Ms. KLOBUCHAR, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 411, a bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to enter into agreements with States and nonprofit organizations to collaborate in the provision of case management services associated with certain supported housing

programs for veterans, and for other purposes.

S. 462

At the request of Mr. KOHL, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 462, a bill to better protect, serve, and advance the rights of victims of elder abuse and exploitation by establishing a program to encourage States and other qualified entities to create jobs designed to hold offenders accountable, enhance the capacity of the justice system to investigate, pursue, and prosecute elder abuse cases, identify existing resources to leverage to the extent possible, and assure data collection, research, and evaluation to promote the efficacy and efficiency of the activities described in this Act.

S. 463

At the request of Mr. BEGICH, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 463, a bill to amend part B of title II of the Elementary and Secondary Education Act of 1965 to promote effective STEM teaching and learning.

S. 483

At the request of Ms. SNOWE, the names of the Senator from Maine [Ms. COLLINS], the Senator from Hawaii [Mr. INOUE] and the Senator from New York [Mr. SCHUMER] were added as cosponsors of S. 483, a bill to amend title XVIII of the Social Security Act to provide for the treatment of clinical psychologists as physicians for purposes of furnishing clinical psychologist services under the Medicare program.

S. 528

At the request of Mrs. GILLIBRAND, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 528, a bill to provide driver safety grants to States with graduated driver licensing laws that meet certain minimum requirements.

S. 565

At the request of Mr. KERRY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 565, a bill to establish an employment-based immigrant visa for alien entrepreneurs who have received significant capital from investors to establish a business in the United States.

S. 570

At the request of Mr. TESTER, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 623

At the request of Mr. KOHL, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 623, a bill to amend chapter 111 of title 28, United States Code, relating to protective orders, sealing of cases, disclosures of discovery information in civil actions, and for other purposes.

S. 706

At the request of Mr. VITTER, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 706, a bill to stimulate the economy, produce domestic energy, and create jobs at no cost to the taxpayers, and without borrowing money from foreign governments for which our children and grandchildren will be responsible, and for other purposes.

S. 724

At the request of Mrs. HUTCHISON, the names of the Senator from Arkansas [Mr. PRYOR], the Senator from Arkansas [Mr. BOOZMAN], the Senator from Colorado [Mr. BENNET], the Senator from Montana [Mr. BAUCUS], the Senator from Georgia [Mr. ISAKSON], the Senator from Illinois [Mr. KIRK], the Senator from South Dakota [Mr. JOHNSON], the Senator from California [Mrs. FEINSTEIN], the Senator from Mississippi [Mr. WICKER], the Senator from Missouri [Mrs. McCASKILL], the Senator from Arizona [Mr. MCCAIN], the Senator from Wisconsin [Mr. KOHL], the Senator from Mississippi [Mr. COCHRAN], the Senator from Delaware [Mr. COONS], the Senator from Florida [Mr. NELSON], the Senator from Ohio [Mr. BROWN], the Senator from North Dakota [Mr. CONRAD], the Senator from Oklahoma [Mr. COBURN], the Senator from Vermont [Mr. LEAHY], the Senator from Oregon [Mr. MERKLEY], the Senator from California [Mrs. BOXER], the Senator from Louisiana [Ms. LANDRIEU], the Senator from Kentucky [Mr. PAUL] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 724, a bill to appropriate such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian and contractor personnel continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

At the request of Mr. DURBIN, his name was added as a cosponsor of S. 724, *supra*.

At the request of Mr. WARNER, his name was added as a cosponsor of S. 724, *supra*.

At the request of Mr. KERRY, his name was added as a cosponsor of S. 724, *supra*.

At the request of Mr. FRANKEN, his name was added as a cosponsor of S. 724, *supra*.

At the request of Ms. CANTWELL, her name was added as a cosponsor of S. 724, *supra*.

S. 737

At the request of Mr. MORAN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 737, a bill to replace the Director of the Bureau of Consumer Financial Protection with a 5-person Commission, to bring the Bureau into

the regular appropriations process, and for other purposes.

S. 740

At the request of Mr. REED, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 135

At the request of Mr. LUGAR, the names of the Senator from Massachusetts [Mr. KERRY] and the Senator from Illinois [Mr. DURBIN] were added as cosponsors of Senate Resolution 135, a resolution remembering the 1- year anniversary of the April 10, 2010, plane crash that claimed the lives of the President of Poland Lech Kaczynski, his wife, and 94 others, while they were en route to memorialize those Polish officers, officials, and civilians who were massacred by the Soviet Union in 1940.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 11:03 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 910. An act to amend the Clean Air Act to prohibit the Administrator of the Environmental Protection Agency from promulgating any regulation concerning, taking action relating to, or taking into consideration the emission of a greenhouse gas to address climate change, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 910. An act to amend the Clean Air Act to prohibit the Administrator of the Environmental Protection Agency from promulgating any regulation concerning, taking action relating to, or taking into consideration the emission of a greenhouse gas to address climate change, and for other purposes; to the Committee on Environment and Public Works.

RECESS

Pursuant to the order of today, as modified, At 1:10 p.m.,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) declared the Senate recessed until 2 p.m.

AT 2 P.M.

The PRESIDING OFFICER called the Senate to order.

DEPARTMENT OF DEFENSE AND FURTHER ADDITIONAL CONTINUING APPROPRIATIONS ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (H.R. 1363) making appropriations for the Department of Defense for the fiscal year ending September 30, 2011, and for other purposes.

The question being on passage of the bill.

On motion by Mr. REID (for himself and Mr. McCONNELL) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 291, in the nature of a substitute).

The amendment (in the nature of a substitute) was agreed to.

The bill, as amended, was read the third time.

Resolved, That it pass.

Motions to reconsider were considered made and laid on the table.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. DURBIN,

As in executive session,

Ordered, That, on Tuesday, April 12, 2011, at 11 a.m., the Senate proceed to executive session to consider the nominations of Vincent L. Briccetti, of New York, to be United States District Judge for the Southern District of New York, and John A. Kronstadt, of California, to be United States District Judge for the Central District of California; that there be one hour, equally divided and controlled in the usual form, for debate; that, upon conclusion of debate, the nomination of Vincent L. Briccetti be confirmed; that the Senate then vote on confirmation of the nomination of John A. Kronstadt, with no intervening action or debate; that motions to reconsider be considered made and laid on the table, with no intervening action or debate; that no further motion be in order to either nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

BILL READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate the bill (S. 783) to provide an extension of time for filing individual income tax returns in the case of a Federal Government shutdown, introduced today by Mr. THUNE, and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

AUTHORIZING SIGNING OF ENROLLED BILLS AND JOINT RESOLUTIONS

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That he be recognized to sign duly enrolled bills and joint resolutions on today and tomorrow.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TUESDAY, APRIL 12, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on Tuesday, April 12, 2011; that, on Tuesday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be expired, and the times for the two leaders be reserved; that the Senate proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; and that the majority control the first half therein, and the minority control the second half therein.

Ordered further, That, at 11 a.m., the Senate proceed to executive session, as pursuant to the order of today.

Ordered further, That, on Tuesday next, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 11:57 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on Tuesday, April 12, 2011.

TUESDAY, APRIL 12, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, April 12, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of Friday, April 8, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

**CERTAIN PROCEDURES DISPENSED
WITH**

Pursuant to the order of Friday, April 8, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

**TRANSACTION OF MORNING
BUSINESS**

Pursuant to the order of Friday, April 8, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

**MESSAGE FROM THE HOUSE
RECEIVED DURING
ADJOURNMENT**

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on April 9, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the House has agreed to the

amendment of the Senate to the bill (H.R. 1363) making appropriations for the Department of Defense for the fiscal year ending September 30, 2011, and for other purposes.

The message also announced that the Speaker has signed the following enrolled bill:

H.R. 1363. An act making appropriations for the Department of Defense for the fiscal year ending September 30, 2011, and for other purposes.

ENROLLED BILL SIGNED

Under the authority of the order of the Senate of April 8, 2011,

The enrolled bill was subsequently signed on April 9, 2011, by the ACTING PRESIDENT pro tempore (Mr. DURBIN).

**BILL READ THE SECOND TIME AND
PLACED ON THE CALENDAR**

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 783) to provide an extension of time for filing individual tax returns in the case of a Federal Government shutdown, introduced on Friday, April 8, 2011, by Mr. THUNE, and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

**EXECUTIVE AND OTHER
COMMUNICATIONS**

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1310. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Glyphosate (N-(phosphonomethyl)glycine); Pesticide Tolerances" (FRL No. 8866-8) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1311. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Escherichia coli O157:H7 Specific Bacteriophages; Temporary Exemption From the Requirement of a Tolerance" (FRL No. 8868-4) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1312. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Etoxazole; Pesticide Tolerances" (FRL No. 8867-5) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1313. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Department of the Army and was assigned case number 08-02; to the Committee on Appropriations.

EC-1314. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Glenn F. Spears, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-1315. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, the annual report for fiscal year 2010 of the National Guard Youth Challenge Program; to the Committee on Armed Services.

EC-1316. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, the 2010 annual report relative to the STARBASE Program; to the Committee on Armed Services.

EC-1317. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Final Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on April 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1318. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Syria that was declared in Executive Order 13338 of May 11, 2004; to the Committee on Banking, Housing, and Urban Affairs.

EC-1319. A communication from the Assistant Secretary for Congressional and Intergovernmental Relations, Department of Housing and Urban Development, transmitting, pursuant to law, the Department's fiscal year 2010 Annual Performance Report; to the Committee on Banking, Housing, and Urban Affairs.

EC-1320. A communication from the President and Chief Executive Officer, National Railroad Passenger Corporation, Amtrak, transmitting, pursuant to law, Amtrak's fiscal year 2012 General and Legislative Annual Report; to the Committee on Commerce, Science, and Transportation.

EC-1321. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; District of Columbia; Section 110(a)(2) Infrastructure Requirements for the 1997 8-Hour Ozone and the 1997 and 2006 Fine Particulate Matter National Ambient Air Quality Standards" (FRL No. 9292-9) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Environment and Public Works.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. KERRY, from the Committee on Foreign Relations, without amendment and with a preamble:

S. Res. 109. A resolution honoring and supporting women in North Africa and the Middle East whose bravery, compassion, and commitment to putting the wellbeing of others before their own have proven that courage can be contagious.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. THUNE (for himself, Mr. INHOFE, Mr. ROBERTS, Mr. ISAKSON, and Mr. BARRASSO):

S. 785. A bill to require that the Federal Government procure from the private sector the goods and services necessary for the operations and management of certain Government agencies, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. JOHNSON of South Dakota:

S. 786. A bill to amend title 10, United States Code, to modify the appointment and grade of the Chief of the Army Medical Specialist Corps; to the Committee on Armed Services.

By Mrs. MURRAY:

S. 787. A bill to provide grants to promote financial literacy; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HARKIN (for himself, Mr. LEAHY, Mr. KERRY, Mr. AKAKA, Mrs. BOXER, Mrs. MURRAY, Mr. LAUTENBERG, and Mr. MERKLEY):

S. 788. A bill to amend the Fair Labor Standards Act of 1938 to prohibit discrimination in the payment of wages on account of sex, race, or national origin, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BAUCUS (for himself and Mr. NELSON of Florida):

S. 789. A bill to express the sense of the Senate that Medicare should not be dismantled and turned into a voucher program; to the Committee on Finance.

By Mr. AKAKA:

S. 790. A bill to provide for mandatory training for Federal Government supervisors and the assessment of management competencies; to the Committee on Homeland Security and Governmental Affairs.

By Mr. UDALL of New Mexico (for himself, Mr. BINGAMAN, Mr. BENNET, Mr. CRAPO, Mr. UDALL of Colorado, and Mr. RISCH):

S. 791. A bill to amend the Radiation Exposure Compensation Act to improve compensation for workers involved in uranium mining, and for other purposes; to the Committee on the Judiciary.

By Mr. PRYOR:

S. 792. A bill to authorize the waiver of certain debts relating to assistance provided to individuals and households since 2005; to the Committee on Homeland Security and Governmental Affairs.

By Mr. GRAHAM:

S. 793. A bill to allow the Corps of Engineers to use certain amounts to carry out harbor deepening projects; to the Committee on Environment and Public Works.

By Mr. LEAHY (for himself and Mr. WHITEHOUSE):

S. 794. A bill to amend the Internal Revenue Code of 1986 to disallow any deduction for punitive damages, and for other purposes; to the Committee on Finance.

By Mrs. GILLIBRAND:

S. 795. A bill to address HIV/AIDS in the African-American community, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ROCKEFELLER (for himself, Mr. KERRY, Mr. HARKIN, Mr. BEGICH, and Mr. JOHNSON of South Dakota):

S. 796. A bill to amend the Internal Revenue Code to extend qualified school construction bonds and qualified zone academy bonds, to treat qualified zone academy bonds as specified tax credit bonds, and to modify the private business contribution requirement for qualified zone academy bonds; to the Committee on Finance.

By Ms. MIKULSKI (for herself, Mr. AKAKA, Mrs. BOXER, Ms. CANTWELL, Mr. CARDIN, Mr. CASEY, Mr. COONS, Mr. DURBIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. KERRY, Ms. KLOBUCHAR, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEVIN, Mrs. MCCASKILL, Mrs. MURRAY, Mr. REED, Mr. REID, Mrs. SHAHEEN, Ms. STABENOW, Mr.

WHITEHOUSE, Mr. WYDEN, Mr. MERKLEY, and Mrs. HAGAN):

S. 797. A bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. TESTER (for himself, Mr. MCCAIN, and Mr. LEAHY):

S. 798. A bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes; to the Committee on the Judiciary.

By Mr. KERRY (for himself and Mr. MCCAIN):

S. 799. A bill to establish a regulatory framework for the comprehensive protection of personal data for individuals under the aegis of the Federal Trade Commission, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. HARKIN (for himself, Mr. MERKLEY, Mr. SANDERS, Mr. UDALL of New Mexico, Mr. BEGICH, Mr. LEAHY, Mr. BENNET, Mr. FRANKEN, Mr. CARPER, Mr. CARDIN, Ms. KLOBUCHAR, and Mr. WYDEN):

S. 800. A bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program; to the Committee on Environment and Public Works.

By Mr. CARPER (for himself, Ms. COLLINS, Mr. LIEBERMAN, and Mr. BROWN of Massachusetts):

S. 801. A bill to amend chapter 113 of title 40, United States Code, to require executive agency participation in real-time transparency of investment projects, to require performance and governance reviews of all cost overruns on Federal information technology investment projects, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. RUBIO (for himself, Mr. MENENDEZ, Mr. INHOFE, Mr. NELSON of Florida, Mr. MCCAIN, and Mr. LIEBERMAN):

S. Res. 140. A resolution commemorating the 50th anniversary of the Bay of Pigs operation and commending the members of Brigada de Asalto 2506 (Assault Brigade 2506); to the Committee on Foreign Relations.

By Mr. CONRAD (for himself and Mr. HOEVEN):

S. Res. 141. A resolution recognizing the efforts and accomplishments of the GOD'S CHILD Project and congratulating the GOD'S CHILD Project on its 20th anniversary; to the Committee on the Judiciary.

By Mrs. HUTCHISON (for herself and Mr. CORNYN):

S. Res. 142. A resolution congratulating the Lady Aggies of Texas A&M University on winning the 2011 National Collegiate Athletic Association Division I Women's Basketball Championship; considered and agreed to.

By Mr. LAUTENBERG (for himself and Mr. THUNE):

S. Res. 143. A resolution supporting the goals and ideals of National Safe Digging Month; considered and agreed to.

By Mr. LUGAR (for himself, Mr. MCCONNELL, Mr. INHOFE, and Mrs. FEINSTEIN):

S. Con. Res. 12. A concurrent resolution expressing the sense of Congress that the President should take certain actions with respect to the Government of Burma; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 69

At the request of Mr. TESTER, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 69, a bill to amend the Consumer Product Safety Improvement Act of 2008 to exclude secondary sales, repair services, and certain vehicles from the ban on lead in children's products, and for other purposes.

S. 136

At the request of Mrs. FEINSTEIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 136, a bill to establish requirements with respect to bisphenol A.

S. 146

At the request of Mr. BAUCUS, the names of the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from Oregon [Mr. WYDEN] and the Senator from Virginia [Mr. WARNER] were added as cosponsors of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 210

At the request of Mr. COBURN, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 210, a bill to amend title 44, United States Code, to eliminate the mandatory printing of bills and resolutions for the use of offices of Members of Congress.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from Maine [Ms. COLLINS] was

added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 217

At the request of Mr. DEMINT, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 217, a bill to amend the National Labor Relations Act to ensure the right of employees to a secret ballot election conducted by the National Labor Relations Board.

S. 260

At the request of Mr. NELSON of Florida, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 357

At the request of Mr. LAUTENBERG, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 357, a bill to authorize the Secretary of the Interior to identify and declare wildlife disease emergencies and to coordinate rapid response to those emergencies, and for other purposes.

S. 366

At the request of Mrs. GILLIBRAND, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 418

At the request of Mr. HARKIN, the names of the Senator from New Mexico [Mr. BINGAMAN] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 425

At the request of Mr. UDALL of Colorado, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 425, a bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders.

S. 431

At the request of Mr. PRYOR, the names of the Senator from Ohio [Mr. BROWN] and the Senator from Oklahoma [Mr. INHOFE] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 468

At the request of Mr. MCCONNELL, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 468, a bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested.

S. 489

At the request of Mr. REED, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 491

At the request of Mr. PRYOR, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 514

At the request of Mr. WYDEN, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 514, a bill to amend chapter 21 of title 5, United States Code, to provide that fathers of permanently disabled or deceased veterans shall be included with mothers of such veterans as preference eligibles for treatment in the civil service.

S. 529

At the request of Mr. MENENDEZ, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 529, a bill to extend the temporary duty suspensions on certain cotton shirting fabrics, and for other purposes.

S. 547

At the request of Mrs. MURRAY, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 547, a bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education.

S. 570

At the request of Mr. TESTER, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from

tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 584

At the request of Ms. MIKULSKI, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 584, a bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the profession of social work, and for other purposes.

S. 595

At the request of Mrs. MURRAY, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 603

At the request of Mr. NELSON of Florida, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 603, a bill to modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names.

S. 646

At the request of Mrs. BOXER, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 646, a bill to reauthorize Federal natural hazards reduction programs, and for other purposes.

S. 648

At the request of Mrs. GILLIBRAND, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 648, a bill to require the Commissioner of Social Security to revise the medical and evaluation criteria for determining disability in a person diagnosed with Huntington's Disease and to waive the 24-month waiting period for Medicare eligibility for individuals disabled by Huntington's Disease.

S. 662

At the request of Mr. VITTER, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 662, a bill to provide for payments to certain natural resource trustees to assist in restoring natural resources damaged as a result of the Deepwater Horizon oil spill, and for other purposes.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Arizona [Mr. MCCAIN] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 714

At the request of Mr. BINGAMAN, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 714, a bill to reauthorize the Federal Land Transaction Facilitation Act, and for other purposes.

S. 718

At the request of Mr. ROBERTS, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 718, a bill to amend the Federal Insecticide, Fungicide, and Rodenticide Act to improve the use of certain registered pesticides.

S. 724

At the request of Mr. CASEY, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 724, a bill to appropriate such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian and contractor personnel continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

S. 726

At the request of Mr. RUBIO, the names of the Senator from Utah [Mr. HATCH], the Senator from Arizona [Mr. MCCAIN] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 733

At the request of Ms. STABENOW, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 733, a bill to amend part B of title XVIII of the Social Security Act to exclude customary prompt pay discounts from manufacturers to wholesalers from the average sales price for drugs and biologicals under Medicare.

S. 740

At the request of Mr. REED, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

S. 782

At the request of Mrs. BOXER, the names of the Senator from Oregon [Mr. MERKLEY] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 782, a bill to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes.

SENATE RESOLUTION 109

At the request of Ms. SNOWE, the names of the Senator from Maryland [Mr. CARDIN], the Senator from Colorado [Mr. UDALL], the Senator from Connecticut [Mr. LIEBERMAN], the Senator from Pennsylvania [Mr. CASEY]

and the Senator from Oregon [Mr. MERKLEY] were added as cosponsors of Senate Resolution 109, a resolution honoring and supporting women in North Africa and the Middle East whose bravery, compassion, and commitment to putting the wellbeing of others before their own have proven that courage can be contagious.

SENATE RESOLUTION 127

At the request of Mr. KERRY, the name of the Senator from Nevada [Mr. REID] was added as a cosponsor of Senate Resolution 127, a resolution designating April 2011 as "National Child Abuse Prevention Month".

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 138

At the request of Mrs. GILLIBRAND, the names of the Senator from Idaho [Mr. CRAPO], the Senator from Missouri [Mr. BLUNT], the Senator from Maine [Ms. COLLINS], the Senator from Maryland [Mr. CARDIN] and the Senator from Montana [Mr. BAUCUS] were added as cosponsors of Senate Resolution 138, a resolution calling on the United Nations to rescind the Goldstone report, and for other purposes.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on April 12, 2011, at 10 a.m.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on April 12, 2011, at 2:30 p.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on April 12, 2011, at 2:45 p.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on April 12, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS AND SUBCOMMITTEE ON WATER AND WILDLIFE

The Committee on Environment and Public Works and the Subcommittee on Water and Wildlife be authorized to meet during the

session of the Senate on April 12, 2011, at 10 a.m., in Dirksen 406 to conduct a joint hearing entitled "Natural Gas Drilling: Public Health and Environmental Impacts."

COMMITTEE ON ENVIRONMENT AND
PUBLIC WORKS AND SUBCOMMITTEE
ON CLEAN AIR AND NUCLEAR SAFETY

The Committee on Environment and Public Works and the Subcommittee on Clean Air and Nuclear Safety be authorized to meet during the session of the Senate on April 12, 2011, at 12:45 p.m., in Dirksen 406 to conduct a joint hearing entitled "Review of the Nuclear Emergency in Japan and Implications for the U.S."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on April 12, 2011, at 10 a.m., in 215 Dirksen Senate Office building, to conduct a hearing entitled "Best Practices In Tax Administration: A Look Across the Globe."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on April 12, 2011, at 2:15 p.m.

SUBCOMMITTEE ON THE
CONSTITUTION, CIVIL RIGHTS, AND
HUMAN RIGHTS

The Committee on the Judiciary, Subcommittee on the Constitution, Civil Rights, and Human Rights, be authorized to meet during the session of the Senate on April 12, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Fair Elections Now Act: A Comprehensive Response to Citizens United."

SUBCOMMITTEE ON CRIME AND
TERRORISM

The Committee on the Judiciary, Subcommittee on Crime and Terrorism, be authorized to meet during the session of the Senate on April 12, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Cyber Security: Responding to the Threat of Cyber Crime and Terrorism."

SUBCOMMITTEE ON FEDERAL
FINANCIAL MANAGEMENT,
GOVERNMENT INFORMATION,
FEDERAL SERVICES, AND
INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on April 12, 2011, at 10:30 a.m., to conduct a hearing entitled "Examining the President's Plan for Eliminating Wasteful Spending in Information Technology."

SUBCOMMITTEE ON OVERSIGHT OF
GOVERNMENT MANAGEMENT, THE
FEDERAL WORKFORCE, AND THE
DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs' Subcommittee on

Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on April 12, 2011, at 2:30 p.m., to conduct a hearing entitled "Financial Literacy: Empowering Americans to Make Informed Financial Decisions."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:03 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following joint resolution, in which it requests the concurrence of the Senate:

H.J. Res. 37. A joint resolution disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices.

EXECUTIVE SESSION

The hour of 11 a.m. having passed, Pursuant to the order of Friday, April 8, 2011, as modified,

The Senate proceeded to executive session (and after consideration of executive business, involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Friday, April 8, 2011,

The Senate resumed its legislative session.

RECESS

Pursuant to the order of yesterday, as modified,

At 12:32 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

CONGRATULATING THE LADY
AGGIES OF TEXAS A&M
UNIVERSITY

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. CASEY in the chair) laid before the Senate the resolution (S. Res. 142) congratulating the Lady Aggies of Texas A&M University on winning the 2011 National Collegiate Athletic Association Division I Women's Basketball Championship, submitted today by Mrs. HUTCHISON (for herself and Mr. CORNYN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING "NATIONAL SAFE
DIGGING MONTH"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 143) supporting the goals and ideals of National Safe Digging Month, submitted today by Mr. LAUTENBERG (for himself and Mr. THUNE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE PRESIDENT
PRO TEMPORE

DWIGHT D. EISENHOWER MEMORIAL
COMMISSION

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, pursuant to Public Law 106-79, had appointed the following Senator to the Dwight D. Eisenhower Memorial Commission: Mr. MORAN.

APPOINTMENT BY THE PRESIDENT
PRO TEMPORE

JAPANESE-UNITED STATES FRIENDSHIP
COMMISSION

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, pursuant to Public Law 94-118, had appointed the following Senator to the Japanese-United States Friendship Commission: Ms. MURKOWSKI.

APPOINTMENT BY THE PRESIDENT
PRO TEMPORE

UNITED STATES HOLOCAUST
MEMORIAL COUNCIL

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, pursuant to Public Law 96-388, had appointed the following Senator to the United States Holocaust Memorial Council for the 112th Congress: Mr. HATCH.

APPOINTMENT BY THE MINORITY
LEADER

SENATE NATIONAL SECURITY
WORKING GROUP FOR THE 112TH
CONGRESS

The PRESIDING OFFICER announced that the minority leader, pursuant to the provisions of

S. Res. 105, agreed to on April 13, 1989, as amended by S. Res. 149, agreed to on October 5, 1993, as amended by Public Law 105-275, further amended by S. Res. 75, agreed to March 25, 1999, and S. Res. 383, agreed to October 27, 2000, and amended by S. Res. 355, agreed to on November 13, 2002, and further amended by S. Res. 480, agreed to on November 21, 2004, had appointed the following Senators to serve as members of the Senate National Security Working Group for the 112th Congress: Mr. KYL, Mr. MCCONNELL, Mr. COCHRAN, Mr. GRAHAM, Mr. LUGAR, Mr. SESSIONS, Mr. CORKER, Mr. MCCAIN, Mr. RISCH, and Mr. BLUNT.

APPOINTMENT BY THE VICE
PRESIDENT
BOARD OF VISITORS OF THE U.S.
MILITARY ACADEMY

The PRESIDING OFFICER announced that the Vice President, pursuant to 10 U.S.C. 4355(a) had appointed the following Senators to the Board of Visitors of the U.S. Military Academy: Mrs. HUTCHISON, and Mr. BURR.

APPOINTMENT BY THE VICE
PRESIDENT
BOARD OF VISITORS OF THE U.S.
NAVAL ACADEMY

The PRESIDING OFFICER announced that the Vice President, pursuant to 10 U.S.C. 6968(a), had appointed the following Senators to the Board of Visitors of the U.S. Naval Academy: Mr. KIRK, from the Committee on Appropriations, and Mr. MCCAIN, from the Committee on Armed Services.

APPOINTMENT BY THE VICE
PRESIDENT
BOARD OF VISITORS OF THE U.S.
COAST GUARD ACADEMY

The PRESIDING OFFICER announced that the Vice President, pursuant to Title 46, section 1295(b) of the U.S. Code, as amended by Public Law 101-595, and upon the recommendation of the Chairman of the Committee on Commerce, Science, and Transportation, had appointed the following Senators to the Board of Visitors of the U.S. Coast Guard Academy: Mr. ISAKSON, from the Committee on Commerce, Science, and Transportation, and Mr. BOOZMAN.

APPOINTMENT BY THE VICE
PRESIDENT
MIGRATORY BIRD CONSERVATION
COMMISSION

The PRESIDING OFFICER announced that the Vice President, pursuant to Public Law 70-770, had appointed Mr. COCHRAN to the Migratory Bird Conservation Commission.

APPOINTMENT BY THE VICE
PRESIDENT

HARRY S TRUMAN SCHOLARSHIP
FOUNDATION BOARD OF TRUSTEES

The PRESIDING OFFICER announced that the Vice President, pursuant to Public Law 93-642, had appointed Mr. BLUNT to be a member of the Harry S Truman Scholarship Foundation Board of Trustees.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business, for only debate, until 3 p.m., with Senators permitted to speak for 10 minutes each therein; that the minority control the time from 11:30 a.m. until 12:30 p.m.; that the majority control the time from 1 p.m. until 2 p.m.; and that, at 3 p.m., the majority leader be recognized.

AUTHORITY FOR ADJOURNMENT
ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate adjourn, following remarks by Mr. HARKIN; and that he be recognized to speak for 15 minutes.

HOUSE JOINT RESOLUTION READ
THE FIRST TIME

On the request of Mr. HARKIN,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the joint resolution (H.J. Res. 37) disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. HARKIN asked unanimous consent that the joint resolution be read the second time.

Mr. HARKIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

After debate,

ADJOURNMENT

Under the authority of the order of today, as modified,

At 6:31 p.m.,

The PRESIDING OFFICER declared the Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, APRIL 13, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, April 13, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1322. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan; Sacramento Metropolitan Air Quality Management District" (FRL No. 9279-1) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Environment and Public Works.

EC-1323. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Finding of Substantial Inadequacy of Implementation Plan; Call for Utah State Implementation Plan Revision" (FRL No. 9294-9) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Environment and Public Works.

EC-1324. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Florida; Prevention of Significant Deterioration" (FRL No. 9293-4) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Environment and Public Works.

EC-1325. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana" (FRL No. 9295-3) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Environment and Public Works.

EC-1326. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana; Stage I Vapor Recovery Rule" (FRL No. 9295-1) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Environment and Public Works.

EC-1327. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Oil and Hazardous Substance Pollution

Contingency Plan; National Priorities List: Deletion of the Spiegelberg Landfill Superfund Site" (FRL No. 9291-6) received in the Office of the President of the Senate on April 8, 2011; to the Committee on Environment and Public Works.

EC-1328. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services to the United Kingdom for the Heads-up Display (HUD) for the C-17 Globemaster III transport aircraft in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-1329. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services to Saudi Arabia related to the sale of S-434, S-70i, and S-76D helicopters in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1330. A communication from the Director, Wage and Hour Division, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Updating Regulations Issued Under the Fair Labor Standards Act" (RIN1215-AB13 and RIN1235-AA00) received during adjournment of the Senate in the Office of the President of the Senate on April 11, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1331. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Irradiation in the Production, Processing, and Handling of Food; Confirmation of Effective Date" ((21 CFR Part 179)(Docket No. FDA-1999-F-0056)) received during adjournment of the Senate in the Office of the President of the Senate on April 11, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1332. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to the Department of Housing and Urban Development and the Department of the Treasury's drug-free workplace plans; to the Committee on Health, Education, Labor, and Pensions.

EC-1333. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Food and Drug Administration's annual report to

Congress relative to efforts to coordinate and cooperate with other Federal agencies with responsibilities for food inspections; to the Committee on Health, Education, Labor, and Pensions.

EC-1334. A communication from the Chairman of the National Healthcare Workforce Commission, transmitting, a report relative to the status of the Commission; to the Committee on Health, Education, Labor, and Pensions.

EC-1335. A communication from the Chairman, Occupational Safety and Health Review Commission, transmitting, pursuant to law, the Commission's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1336. A communication from the Secretary of the Federal Trade Commission, transmitting, pursuant to law, a report entitled "Annual Report on the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002: Fiscal 2010 (March 2011)"; to the Committee on Homeland Security and Governmental Affairs.

EC-1337. A communication from the Chairman of the Federal Communications Commission, transmitting, pursuant to law, the Commission's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1338. A communication from the Director of Civil Rights, Broadcasting Board of Governors, International Broadcasting Bureau, transmitting, pursuant to law, the Commission's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1339. A communication from the Chairman, National Credit Union Administration, transmitting, pursuant to law, the National Credit Union Administration's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1340. A communication from the Secretary of Transportation, transmitting, pursuant to law, the Department's Fiscal Year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1341. A communication from the Associate Special Counsel, Office of Special Counsel, transmitting, pursuant to law, the Office of Special Counsel's Fiscal Year 2010 annual report relative to the Notification and

Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1342. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Colombia; to the Committee on Banking, Housing, and Urban Affairs.

EC-1343. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to the Cerrillos Dam; to the Committee on Environment and Public Works.

EC-1344. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to four projects; to the Committee on Environment and Public Works.

EC-1345. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Treasury Inflation-Protected Securities Issued at a Premium" (Notice 2011-21) received in the Office of the President of the Senate on April 12, 2011; to the Committee on Finance.

EC-1346. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Extension of Relief and Procedures Under Notice 2010-30 for Spouses of U.S. Servicemembers who are Working in or Claiming Residence or Domicile in a U.S. Territory Under the Military Spouses Residency Relief Act" (Notice 2011-16) received in the Office of the President of the Senate on April 12, 2011; to the Committee on Finance.

EC-1347. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Supplemental Notice to Notice 2010-60 Providing Further Guidance and Requesting Comments on Certain Priority Issues Under Chapter 4 of Subtitle A of the Code" (Notice 2011-34) received in the Office of the President of the Senate on April 12, 2011; to the Committee on Finance.

EC-1348. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Clarification of Controlled Group Qualification Rules" (RIN1545-BG94) received in the Office of the President of the Senate on April 12, 2011; to the Committee on Finance.

EC-1349. A communication from the Secretary of Commerce, transmitting,

pursuant to law, a report relative to the export to the People's Republic of China of items not detrimental to the U.S. space launch industry; to the Committee on Foreign Relations.

EC-1350. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services to support the Proton launch of the SATMEX 8 Commercial Communications Satellite from the Baikonur Cosmodrome in Kazakhstan in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1351. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0041 - 2011-0052); to the Committee on Foreign Relations.

EC-1352. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report relative to an order that would cancel construction debt assessed against Indian-owned lands within the Flathead Indian Irrigation Project; to the Committee on Indian Affairs.

EC-1353. A communication from the General Counsel, Executive Office for Immigration Review, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Reorganization of Regulations on Control of Employment of Aliens" (RIN1125-AA64) received in the Office of the President of the Senate on April 8, 2011; to the Committee on the Judiciary.

EC-1354. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report on the Department's activities during Calendar Year 2010 relative to the Equal Credit Opportunity Act; to the Committee on the Judiciary.

PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-9. A concurrent resolution adopted by the General Assembly of the State of Ohio requesting the National Museum of the United States Air Force at Wright-Patterson Air Force Base be selected to display one of the space shuttle orbiters at the conclusion of the space shuttle program; to the Committee on Armed Services.

SENATE CONCURRENT RESOLUTION NO. 2

Whereas, the National Aeronautics and Space Administration (NASA) intends to select a limited number of museums for the display of the space shuttle orbiters that will be retired at the conclusion of the space shuttle program. The National Museum of the United States Air Force at Wright-Patterson Air Force Base near Dayton, Ohio, would be an excellent choice for the display of a space shuttle orbiter; and

Whereas, the Museum, the world's oldest and largest museum of aviation, is the depository for the Air Force's National Historical Collection and features more than 400 aerospace vehicles, including Mercury, Gemini, and Apollo space capsules. With 1.3 million visitors each year, the Museum is the most visited free tourist destination in Ohio and is one of the most visited in the country; and

Whereas, the Museum is ready to accommodate a space shuttle orbiter with one million square feet of climate-controlled exhibit space and an adjacent runway that is approved for a landing of the shuttle carrier aircraft with a shuttle. In addition, the Museum employs professional aerospace vehicle restoration staff who are experienced in working with hazardous aerospace materials such as those found on the shuttle and who will ensure the preservation of the shuttle to the highest museum standards; and

Whereas, the Museum is located near Dayton, Ohio, the birthplace of aviation and the home of the Wright Brothers, and in the National Aviation Heritage Area, an area designated by Congress that includes the Armstrong Air and Space Museum, Dayton Aviation Heritage National Historical Park, and National Aviation Hall of Fame. Finally, the Museum is easily accessible from major population centers and is within a 600-mile radius of 61% of the United States population; and

Whereas, the Department of Defense, especially the Department of the Air Force, collaborated extensively with NASA's space shuttle program, including influencing the basic shuttle design, providing many highly skilled shuttle astronauts, and saving the program in lean budget years during its development; and

Whereas, The Secretary of the Air Force has requested that the NASA Administrator transfer a space shuttle orbiter to the Air Force for placement in the Air Force's National Historical Collection through interagency transfer using existing statutes and regulations. This transfer will ensure that a taxpayer-funded space shuttle orbiter will be kept under the ownership and stewardship of the United States government and the American people; Now therefore be it

Resolved, That we, the members of the 129th General Assembly of State of Ohio, conclude that it is in the interest of the

American people for a retired space shuttle orbiter to be preserved and exhibited at the National Museum of the United States Air Force at Wright-Patterson Air Force Base near Dayton, Ohio; and be it further

Resolved, That we, the members of the 129th General Assembly of the State of Ohio, urge the President of the United States and the Administrator of the National Aeronautics and Space Administration (NASA) to honor the request of the Department of the Air Force, for an interagency transfer of an operational space shuttle orbiter so that it can be displayed at the National Museum of the United States Air Force as a national tribute to the American spirit of space exploration and to the indelible partnership between NASA and the Department of the Air Force which helped make the space shuttle program possible; and be it further

Resolved, That the Clerk of the Senate transmit duly authenticated copies of this resolution to the President of the United States, the Administrator of the National Aeronautics and Space Administration, the Speaker and Clerk of the United States House of Representatives, the President Pro Tempore and Secretary of the United States Senate, the members of the Ohio Congressional delegation, and the news media of Ohio.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. INHOFE:

S. 802. A bill to authorize the Secretary of the Interior to allow the storage and conveyance of nonproject water at the Norman project in Oklahoma, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. MCCAIN (for himself and Mr. KYL):

S. 803. A bill to implement a comprehensive border security plan to combat illegal immigration, drug and alien smuggling, and violent activity in the southwest border of the United States; to the Committee on Homeland Security and Governmental Affairs.

By Mr. GRAHAM (for himself, Mr. PAUL, and Mr. LEE):

S. 804. A bill to adjust the normal and early retirement ages for receipts of benefits under the Social Security program, increase the maximum age for delayed retirement credit, and provide for progressive price indexing of benefits; to the Committee on Finance.

By Mr. BAUCUS:

S. 805. A bill to amend the Consolidated Farm and Rural Development Act to improve the business and industry direct and

guaranteed loan program of the Department of Agriculture; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. BAUCUS (for himself and Mr. TESTER):

S. 806. A bill to require the Secretary of the Army to conduct levee system evaluations and certifications on receipt of requests from non-Federal interests; to the Committee on Environment and Public Works.

By Mr. ENZI (for himself, Ms. LANDRIEU, Mr. ISAKSON, and Mr. COBURN):

S. 807. A bill to authorize the Department of Labor's voluntary protection program and to expand the program to include more small businesses; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HATCH (for himself and Mr. LEE):

S. 808. A bill to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Uintah Water Conservancy District; to the Committee on Energy and Natural Resources.

By Mr. DURBIN (for himself, Mr. KIRK, and Ms. LANDRIEU):

S. 809. A bill to provide high-quality public charter school options for students by enabling such public charter schools to expand and replicate; to the Committee on Health, Education, Labor, and Pensions.

By Ms. CANTWELL (for herself, Ms. COLLINS, Mr. SANDERS, and Mr. LIEBERMAN):

S. 810. A bill to prohibit the conducting of invasive research on great apes, and for other purposes; to the Committee on Environment and Public Works.

By Mr. MERKLEY (for himself, Mr. KIRK, Mr. HARKIN, and Ms. COLLINS):

S. 811. A bill to prohibit employment discrimination on the basis of sexual orientation or gender identity; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BENNET (for himself, Ms. LANDRIEU, and Mr. BROWN of Ohio):

S. 812. A bill to build capacity and provide support at the leadership level for successful school turnaround efforts; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WHITEHOUSE (for himself and Mr. KYL):

S. 813. A bill to promote public awareness of cyber security; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MANCHIN:

S. 814. A bill to require the public disclosure of audits conducted with respect to entities receiving funds under title X of the Public Health Service Act; to the Committee on Health, Education, Labor, and Pensions.

By Ms. SNOWE (for herself, Mr. CONRAD, Mr. KIRK, Mr. PRYOR, Mrs. GILLIBRAND, Mr. COATS, Mr. RUBIO, Mrs. HUTCHISON, Mr. JOHANNES, Mr. HOEVEN, Mr. CARDIN, Mrs. SHAHEEN, Mr. REID, and Mr. ROCKEFELLER):

S. 815. A bill to guarantee that military funerals are conducted with dignity and respect; to the Committee on Veterans' Affairs.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mrs. HUTCHISON:

S. Res. 144. A resolution supporting early detection for breast cancer; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 22

At the request of Mrs. GILLIBRAND, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 22, a bill to amend the Internal Revenue Code of 1986 to permanently extend and expand the additional standard deduction for real property taxes for nonitemizers.

S. 44

At the request of Ms. KLOBUCHAR, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 44, a bill to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate covered part D drug prices on behalf of Medicare beneficiaries.

S. 137

At the request of Mrs. FEINSTEIN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 137, a bill to amend the Public Health Service Act to provide protections for consumers against excessive, unjustified, or unfairly discriminatory increases in premium rates.

S. 260

At the request of Mr. NELSON of Florida, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the

Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 325

At the request of Mrs. MURRAY, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 325, a bill to amend title 10, United States Code, to require the provision of behavioral health services to members of the reserve components of the Armed Forces necessary to meet pre-deployment and post-deployment readiness and fitness standards, and for other purposes.

S. 344

At the request of Mr. REID, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 366

At the request of Mrs. GILLIBRAND, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 393

At the request of Mr. REED, the names of the Senator from Ohio [Mr. BROWN] and the Senator from Illinois [Mr. DURBIN] were added as cosponsors of S. 393, a bill to aid and support pediatric involvement in reading and education.

S. 398

At the request of Mr. BINGAMAN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 431

At the request of Mr. PRYOR, the names of the Senator from New Mexico [Mr. BINGAMAN] and the Senator from Hawaii [Mr. INOUE] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 484

At the request of Mr. BENNET, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 484, a bill to direct the Secretary of Education to pay to Fort Lewis College in the State of Colorado an amount equal to the tuition charges for

Indian students who are not residents of the State of Colorado.

S. 506

At the request of Mr. CASEY, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 542

At the request of Mr. BEGICH, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 542, a bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents.

S. 634

At the request of Mr. SCHUMER, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 634, a bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others against any railroad organized as a separate legal entity, arising from the deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad, and by the heirs and survivors of such persons.

S. 668

At the request of Mr. CORNYN, the names of the Senator from Illinois [Mr. KIRK] and the Senator from Utah [Mr. LEE] were added as cosponsors of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 696

At the request of Mr. TESTER, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 696, a bill to amend title 38, United States Code, to treat Vet Centers as Department of Veterans Affairs facilities for purposes of payments or allowances for beneficiary travel to Department facilities, and for other purposes.

S. 705

At the request of Mr. CARPER, the names of the Senator from Mississippi [Mr. COCHRAN] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 705, a bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

S. 710

At the request of Mr. THUNE, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 710, a bill to amend the Solid Waste Disposal Act to direct the Administrator of the Environmental Protection Agency to

establish a hazardous waste electronic manifest system.

S. 718

At the request of Mr. ROBERTS, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 718, a bill to amend the Federal Insecticide, Fungicide, and Rodenticide Act to improve the use of certain registered pesticides.

S. 722

At the request of Mr. WYDEN, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 746

At the request of Mr. SHELBY, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 746, a bill to repeal provisions of the Dodd-Frank Wall Street Reform and Consumer Protection Act.

S. 788

At the request of Mr. HARKIN, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 788, a bill to amend the Fair Labor Standards Act of 1938 to prohibit discrimination in the payment of wages on account of sex, race, or national origin, and for other purposes.

S. 797

At the request of Ms. MIKULSKI, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Ohio [Mr. BROWN] were added as cosponsors of S. 797, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 799

At the request of Mr. KERRY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 799, a bill to establish a regulatory framework for the comprehensive protection of personal data for individuals under the aegis of the Federal Trade Commission, and for other purposes.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. BARRASSO, the name of the Senator from Montana [Mr. BAUCUS] was added as a cosponsor of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

SENATE RESOLUTION 27

At the request of Mr. WEBB, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of Senate Resolution 27, a resolution designating January 26, 2011, as "National Kawasaki Disease Awareness Day".

SENATE RESOLUTION 135

At the request of Mr. LUGAR, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of Senate Resolution 135, a resolution remembering the 1- year anniversary of the April 10, 2010, plane crash that claimed the lives of the President of Poland Lech Kaczynski, his wife, and 94 others, while they were en route to memorialize those Polish officers, officials, and civilians who were massacred by the Soviet Union in 1940.

SENATE RESOLUTION 138

At the request of Mrs. GILLIBRAND, the names of the Senator from Kansas [Mr. MORAN], the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Florida [Mr. NELSON], the Senator from Pennsylvania [Mr. CASEY], the Senator from Florida [Mr. RUBIO], the Senator from Massachusetts [Mr. BROWN], the Senator from Illinois [Mr. KIRK], the Senator from Maryland [Ms. MIKULSKI], the Senator from New Jersey [Mr. MENENDEZ], the Senator from Oregon [Mr. WYDEN], the Senator from New York [Mr. SCHUMER], the Senator from Utah [Mr. HATCH] and the Senator from South Carolina [Mr. DEMINT] were added as cosponsors of Senate Resolution 138, a resolution calling on the United Nations to rescind the Goldstone report, and for other purposes.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CARDIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on April 13, 2011.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on April 13, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Perspectives on Deficit Reduction."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on April 13, 2011, at 2 p.m., to hold a hearing entitled "International Development Policy Priorities in the FY 2012 International Affairs Budget."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on April 13, 2011, at 11 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on April 13, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Fulfilling Our Commitment to Support Victims of Crime."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on April 13, 2011, at 3 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Judicial and Executive Nominations."

COMMITTEE ON RULES AND ADMINISTRATION

The Committee on Rules and Administration be authorized to meet during the session of the Senate on April 13, 2011, at 10 a.m.

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on April 13, 2011, at 10 a.m., in room 418 of the Russell Senate Office Building.

SUBCOMMITTEE ON OCEANS, ATMOSPHERE, FISHERIES, AND THE COAST GUARD

The Subcommittee on Oceans, Atmosphere, Fisheries, and the Coast Guard of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on April 13, 2011, at 2:30 p.m., in room 253 of the Russell Senate Office Building.

SUBCOMMITTEE ON PERSONNEL

The Subcommittee on Personnel of the Committee on Armed Services be authorized to meet during the session of the Senate on April 13, 2011, at 1:30 p.m.

SUBCOMMITTEE ON STRATEGIC FORCES

The Subcommittee on Strategic Forces of the Committee on Armed Services be authorized to meet during the session of the Senate on April 13, 2011, at 2:30 p.m.

SPECIAL COMMITTEE ON AGING

The Special Committee on Aging be authorized to meet during the session of the Senate on April 13, 2011, from 2 p.m. until 4 p.m., in Dirksen 562.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 9:57 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the

House has passed the following bill and joint resolution, without amendment:

S. 307. An act to designate the Federal building and United States courthouse located at 217 West King Street, Martinsburg, West Virginia, as the "W. Craig Broadwater Federal Building and United States Courthouse".

S.J. Res. 8. A joint resolution providing for the appointment of Stephen M. Case as a citizen regent of the Board of Regents of the Smithsonian Institution.

The message also announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1308. An act to amend the Ronald Reagan Centennial Commission Act to extend the termination date for the Commission, and for other purposes.

The message further announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 33. A concurrent resolution permitting the use of the rotunda of the Capitol for a ceremony as part of the commemoration of the days of remembrance of victims of the Holocaust.

The message also announced that the House has agreed to H. Res. 197 resolving that the following Members are hereby elected to the Joint Committee on Printing, to serve with the chair of the Committee on House Administration: Mr. HARPER, Mr. SCHOCK, Mr. BRADY of Pennsylvania, and Mr. GONZALEZ. The following Members are hereby elected to the Joint Committee of Congress on the Library, to serve with the chair of the Committee on House Administration and the chair of the Subcommittee on the Legislative Branch of the Committee on Appropriations: Mr. HARPER, Mr. BRADY of Pennsylvania, and Ms. ZOE LOFGREN of California.

At 5:48 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled bill and joint resolution:

S. 307. An act to designate the Federal building and United States courthouse located at 217 West King Street, Martinsburg, West Virginia, as the "W. Craig Broadwater Federal Building and United States Courthouse".

S.J. Res. 8. A joint resolution providing for the appointment of Stephen M. Case as a citizen regent of the Board of Regents of the Smithsonian Institution.

ENROLLED BILL AND JOINT RESOLUTION SIGNED

The enrolled bill and joint resolution were subsequently signed by the PRESIDENT pro tempore.

HOUSE JOINT RESOLUTION READ
THE SECOND TIME AND PLACED
ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (H.J. Res. 37) disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would be placed on the calendar.

ORDER FOR CONSIDERATION OF
CERTAIN LEGISLATION UPON
RECEIPT FROM HOUSE

By unanimous consent, on the request of Mr. REID,

Ordered, That, on tomorrow, following remarks of the leaders, the Senate proceed to a period for the transaction of morning business, for debate only, with Senators recognized for 10 minutes each therein; that the period for the transaction of morning business be concluded upon receipt from the House of Representatives of the following: the bill (H.R. 1473) making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes; the concurrent resolution (H. Con. Res. 35) directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 1473; and the concurrent resolution (H. Con. Res. 36) directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 1473; that the Senate then proceed to consider and vote first on the question of agreeing to concurrent resolution H. Con. Res. 35, then on the question of agreeing to concurrent resolution H. Con. Res. 36, and then on passage of bill H.R. 1473; that there be 2 minutes, equally divided and controlled, for debate prior to each vote; that no amendment be in order; that motions to reconsider be considered made and laid on the table; that each concurrent resolution receive a minimum of 60 yeas votes to be agreed to; that the bill receive a minimum of 60 yeas votes to be passed; that only budget points of order and motions to waive in relation thereto be in order; and that the Secretary of the Senate notify the House of Representatives of the Senate's action on each.

REMEMBERING THE
ANNIVERSARY OF THE POLISH
GOVERNMENT PLANE CRASH IN
SMOLENSK, RUSSIA

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That the Committee on Foreign Relations be discharged from the further consideration of the resolution (S. Res. 135) remembering the 1-year anniversary of the April 10, 2010, plane crash that claimed the lives of the President of Poland Lech Kaczynski, his wife, and 94 others, while they were en route to memorialize those Polish officers, officials, and civilians who were massacred by the Soviet Union in 1940.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR REFERRAL OF
NOMINATION

By unanimous consent, on the request of Mr. WHITEHOUSE,

As in executive session,

Ordered, That when the Committee on Finance reports the nomination of David S. Cohen, of Maryland, to be Under Secretary for Terrorism and Financial Crimes, it be referred to the Committee on Banking, Housing, and Urban Affairs.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 2 p.m., for debate only, with Senators permitted to speak for 10 minutes each therein; and that the time therein be equally divided and controlled for debate between the two leaders, or their designees.

ADJOURNMENT

By unanimous consent, on the request of Mr. WHITEHOUSE,

At 6:41 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, APRIL 14, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, April 14, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday, The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday, The Senate proceeded to a period for the transaction of morning business.
Pending debate,

ENROLLED BILL AND JOINT
RESOLUTION PRESENTED

The Secretary of the Senate reported that on today, Thursday, April 14, 2011, she had presented to the President of the United States the following enrolled bill and joint resolution:

S. 307. A bill to designate the Federal building and United States courthouse located at 217 West King Street, Martinsburg, West Virginia, as the "W. Craig Broadwater Federal Building and United States Courthouse".

S.J. Res. 8. A joint resolution providing for the appointment of Stephen M. Case as a citizen regent of the Board of Regents of the Smithsonian Institution.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1355. A communication from the Assistant Secretary of Defense (Legislative Affairs) transmitting seven legislative proposals; to the Committee on Armed Services.

EC-1356. A communication from the Assistant Administrator for Fisheries, Office of International Affairs, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "High Seas Driftnet Fishing Moratorium Protection Act; Identification and Certification Procedures to Address Illegal, Unreported, and Unregulated Fishing Activities and Bycatch of Protected Living Marine Resources" (RIN0648-AV51) received in the Office of the President of the Senate on April 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1357. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Examination of Returns and Claims for Refund, Credit or Abatement; Determination of Correct Tax Liability" (Rev. Proc. 2011-29) received in the Office of the President of the Senate on April 13, 2011; to the Committee on Finance.

EC-1358. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Medicare Ambulatory Surgical Center Value-Based Purchasing Implementation Plan"; to the Committee on Finance.

EC-1359. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the Millennium Challenge Corporations activities during fiscal year 2010; to the Committee on Foreign Relations.

EC-1360. A communication from the Senior Vice President, Diversity and Labor Relations, Tennessee Valley Authority, transmitting, pursuant to law, the fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the

Committee on Homeland Security and Governmental Affairs.

EC-1361. A communication from the Deputy Director, Court Services and Offender Supervision Agency for the District of Columbia, transmitting, pursuant to law, the Agency's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment and with a preamble:

S. Res. 128. A resolution expressing the sense of the Senate that public servants should be commended for their dedication and continued service to the Nation during Public Service Recognition Week, May 1 through 7, 2011.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BROWN of Ohio:

S. 816. A bill to facilitate nationwide availability of volunteer income tax assistance for low-income and underserved populations, and for other purposes; to the Committee on Finance.

By Mr. PORTMAN:

S. 817. A bill to provide for the inclusion of independent regulatory agencies in the application of the Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1501 et seq.); to the Committee on the Budget.

By Mr. KERRY (for himself and Ms. SNOWE):

S. 818. A bill to amend title XVIII of the Social Security Act to count a period of receipt of outpatient observation services in a hospital toward satisfying the 3-day inpatient hospital requirement for coverage of skilled nursing facility services under Medicare; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. SCHUMER, Mrs. GILLIBRAND, and Mr. MENENDEZ):

S. 819. A bill to provide the spouses and children of aliens who perished in the September 11 terrorist attacks an opportunity to adjust their status to that of aliens lawfully admitted for permanent residence; to the Committee on the Judiciary.

By Mr. SHELBY:

S. 820. A bill to repeal the current Internal Revenue Code and replace it with a flat tax, thereby guaranteeing economic growth and greater fairness for all Americans; to the Committee on Finance.

By Mr. LEAHY (for himself, Mr. AKAKA, Mr. BLUMENTHAL, Mrs. BOXER, Mr. CARDIN, Mr. CASEY, Mr. COONS, Mr. DURBIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. KERRY, Mr. LAUTENBERG, Mr. MERKLEY, Mrs. MURRAY, Mr. SCHUMER, Mr. WHITEHOUSE, Mr. WYDEN, Mr. INOUE, and Mr. SANDERS):

S. 821. A bill to amend the Immigration and Nationality Act to eliminate discrimination in the immigration laws by permitting permanent partners of United States citizens and lawful permanent residents to obtain lawful permanent resident status in the same manner as spouses of citizens and lawful permanent residents and to penalize immigration fraud in connection with permanent partnerships; to the Committee on the Judiciary.

By Mr. COBURN (for himself and Mr. BENNET):

S. 822. A bill to amend the Internal Revenue Code of 1986 to require all wage withholding returns to be filed electronically; to the Committee on Finance.

By Mr. SCHUMER (for himself, Ms. COLLINS, Mr. KERRY, and Mr. LEAHY):

S. 823. A bill to permit aliens who lawfully enter the United States on valid visas as nonimmigrant elementary and secondary school students to attend public schools in the United States for longer than 1 year if such aliens reimburse the local educational agency that administers the school for the full, unsubsidized per capita cost of providing education at such school for the period of the alien's attendance; to the Committee on the Judiciary.

By Mr. BROWN of Ohio:

S. 824. A bill to provide for enhanced mortgage-backed and asset-backed security investor protections, to prevent foreclosure fraud, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. COONS:

S. 825. A bill to amend the Internal Revenue Code of 1986 to permanently extend and modify the research tax credit, and for other purposes; to the Committee on Finance.

By Mrs. FEINSTEIN:

S. 826. A bill to require the Secretary of the Treasury to establish a program to provide loans and loan guarantees to enable eligible public entities to acquire interests in real property that are in compliance with habitat conservation plans approved by the Secretary of the Interior under the Endangered Species Act of 1973, and for other purposes; to the

Committee on Environment and Public Works.

By Mr. DEMINT (for himself, Mr. CORNYN, Mr. COBURN, Mr. GRAHAM, Mr. GRASSLEY, Mr. INHOFE, Mr. JOHNSON of Wisconsin, and Mr. VITTER):

S. 827. A bill to allow a State to combine certain funds and enter into a performance agreement with the Secretary of Education to improve the academic achievement of students; to the Committee on Health, Education, Labor, and Pensions.

By Mr. UDALL of Colorado (for himself and Ms. COLLINS):

S. 828. A bill to amend the Energy Policy and Conservation Act to establish the Office of Energy Efficiency and Renewable Energy as the lead Federal agency for coordinating Federal, State, and local assistance provided to promote the energy retrofitting of schools; to the Committee on Energy and Natural Resources.

By Mr. CARDIN (for himself, Ms. COLLINS, Mr. INOUE, Mr. BLUNT, Mr. LEAHY, Mr. JOHNSON of South Dakota, Mr. FRANKEN, Mr. AKAKA, Mr. REED, and Mr. GRAHAM):

S. 829. A bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps; to the Committee on Finance.

By Mrs. MURRAY:

S. 830. A bill to establish partnerships to create or enhance educational and skills development pathways to 21st century careers, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. FRANKEN (for himself, Mr. BROWN of Ohio, Mr. SCHUMER, Mrs. GILLIBRAND, and Mr. SANDERS):

S. 831. A bill to amend the Agricultural Marketing Act of 1946 to provide for country of origin labeling for dairy products; to the Committee on Agriculture, Nutrition, and Forestry.

By Ms. COLLINS (for herself and Mrs. MURRAY):

S. 832. A bill to reauthorize certain port security programs, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. WHITEHOUSE (for himself, Mr. REED, Mr. BROWN of Ohio, Mr. FRANKEN, and Mr. AKAKA):

S. 833. A bill to provide grants to States to ensure that all students in the middle grades are taught an academically rigorous curriculum with effective supports so that students complete the middle grades prepared for success in secondary school and postsecondary endeavors, to improve State and district policies and programs relating to the academic achievement of students in the middle grades, to develop and implement effective middle grades models for struggling

students, and for other purposes; to the Committee on Health, Education, Labor, and Pensions

By Mr. CASEY (for himself and Mrs. MURRAY):

S. 834. A bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CRAPO (for himself and Mr. LEAHY):

S. 835. A bill to reform the Bureau of Alcohol, Tobacco, Firearms, and Explosives, modernize firearms laws and regulations, protect the community from criminals, and for other purposes; to the Committee on the Judiciary.

By Mr. BINGAMAN (for himself and Mr. GRASSLEY):

S. 836. A bill to amend the Internal Revenue Code of 1986 to provide special depreciation and amortization rules for highway and related property subject to long-term leases, and for other purposes; to the Committee on Finance.

By Mr. BINGAMAN (for himself and Mr. GRASSLEY):

S. 837. A bill to amend title 23, United States Code, to remove privatized highway miles as a factor in apportioning highway funding; to the Committee on Environment and Public Works.

By Mr. TESTER (for himself, Mr. THUNE, Mr. NELSON of Nebraska, Mr. BEGICH, and Mr. BOOZMAN):

S. 838. A bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act; to the Committee on Environment and Public Works.

By Ms. KLOBUCHAR (for herself and Mr. GRASSLEY):

S. 839. A bill to ban the sale of certain synthetic drugs; to the Committee on the Judiciary.

By Ms. STABENOW (for herself and Mr. LEVIN):

S. 840. A bill to establish customs user fees for commercial trucks transporting foreign municipal solid waste, and for other purposes; to the Committee on Environment and Public Works.

By Mr. UDALL of Colorado (for himself, Ms. STABENOW, and Mr. MERKLEY):

S. 841. A bill to provide cost-sharing assistance to improve access to the markets of foreign countries for energy efficiency products and renewable energy products exported by small- and medium-sized businesses in the United States, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. CASEY:

S. 842. A bill to require reports by the Comptroller General on Department of Defense military spouse employment programs, and for other purposes; to the Committee on Armed Services.

By Mr. BEGICH:

S. 843. A bill to establish outer Continental Shelf lease and permit processing coordination offices, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. LIEBERMAN (for himself and Mr. BENNET):

S. 844. A bill to provide incentives for States and local educational agencies to implement comprehensive reforms and innovative strategies that are designed to lead to significant improvement in outcomes for all students and significant reductions in achievement gaps among subgroups of students, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ENZI (for himself and Ms. SNOWE):

S. 845. A bill to amend the Internal Revenue Code of 1986 to provide for the logical flow of return information between partnerships, corporations, trusts, estates, and individuals to better enable each party to submit timely, accurate returns and reduce the need for extended and amended returns, to provide for modified due dates by regulation, and to conform the automatic corporate extension period to longstanding regulatory rule; to the Committee on Finance.

By Mr. BLUNT (for himself and Mrs. MCCASKILL):

S. 846. A bill to designate the United States courthouse located at 80 Lafayette Street in Jefferson City, Missouri, as the Christopher S. Bond United States Courthouse; to the Committee on Environment and Public Works.

By Mr. LAUTENBERG (for himself, Ms. KLOBUCHAR, Mr. SCHUMER, Mrs. BOXER, and Mr. FRANKEN):

S. 847. A bill to amend the Toxic Substances Control Act to ensure that risks from chemicals are adequately understood and managed, and for other purposes; to the Committee on Environment and Public Works.

By Mr. CORNYN:

S. 848. A bill to provide for the development of reports based on Medicare data, data that is publicly available, or private data that is provided by a requesting entity in order to improve the quality and efficiency of health care; to the Committee on Finance.

By Mr. CORNYN (for himself and Mrs. HUTCHISON):

S. 849. A bill to establish the Waco Mammoth National Monument in the State of Texas, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. DURBIN (for himself, Mr. CASEY, Mr. MENENDEZ, Mr. LAUTENBERG, and Mrs. GILLIBRAND):

S. 850. A bill to provide for enhanced treatment, support, services, and research for individuals with autism spectrum disorders and their families; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HARKIN (for himself, Mr. BINGAMAN, Mr. BENNET, Mr. FRANKEN, Mr. BROWN of Ohio, and Mrs. GILLIBRAND):

S. 851. A bill to establish expanded learning time initiatives, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LEAHY (for himself, Mr. ENZI, Mr. SANDERS, Mr. KOHL, Mr. SCHUMER, and Mrs. GILLIBRAND):

S. 852. A bill to improve the H-2A agricultural worker program for use by dairy workers, sheepherders, and goat herders, and for other purposes; to the Committee on the Judiciary.

By Mrs. HAGAN:

S. 853. A bill to provide for financial literacy education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LAUTENBERG:

S. 854. A bill to provide for programs and activities with respect to the prevention of underage drinking; to the Committee on Health, Education, Labor, and Pensions.

By Ms. STABENOW (for herself, Mrs. HUTCHISON, and Mr. CASEY):

S. 855. A bill to make available such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services; to the Committee on Armed Services.

By Mr. DURBIN:

S. 856. A bill to amend title XI of the Social Security Act to make available to the public aggregate data on providers of services and suppliers under the Medicare program and to allow qualified individuals and groups access to claims and payment data under the Medicare program for purposes of conducting health research and detecting fraud; to the Committee on Finance.

By Mr. GRASSLEY (for himself and Mr. CASEY):

S. 857. A bill to amend the Elementary and Secondary Education Act of 1965 to aid gifted and talented learners, including high-ability learners not formally identified as gifted; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BROWN of Ohio (for himself and Mr. PORTMAN):

S. 858. A bill to authorize the Secretary of the Interior to conduct a special resource study to determine the suitability and feasibility of designating the Colonel Charles Young Home in Xenia, Ohio as a unit of the National Park System, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CASEY:

S. 859. A bill to prohibit sexual harassment by individuals administering programs and activities receiving Federal assistance; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LEVIN (for himself and Ms. STABENOW):

S. 860. A bill to ensure that methodologies and technologies used by the Bureau of Customs and Border Protection to screen for and detect the presence of chemical, nuclear, biological, and radiological weapons in municipal solid waste are as effective as the methodologies and technologies used by the Bureau to screen for those materials in other items of commerce entering the United States through commercial motor vehicle transport; to the Committee on Homeland Security and Governmental Affairs.

By Ms. LANDRIEU (for herself and Mr. VITTER):

S. 861. A bill to restore the natural resources, ecosystems, fisheries, marine habitats, and coastal wetland of Gulf Coast States, to create jobs and revive the economic health of communities adversely affected by the explosion on, and sinking of, the mobile offshore drilling unit Deepwater Horizon, and for other purposes; to the Committee on Environment and Public Works.

By Mr. NELSON of Florida:

S. 862. A bill to provide for a comprehensive Gulf of Mexico restoration plan, and for other purposes; to the Committee on Environment and Public Works.

By Ms. SNOWE:

S. 863. A bill to amend title XVI of the Social Security Act to clarify that the value of certain funeral and burial arrangements are not to be considered available resources under the supplemental security income program; to the Committee on Finance.

By Mr. DEMINT (for himself, Mr. VITTER, Ms. AYOTTE, Mr. COBURN, Mr. ENSIGN, Mrs. HUTCHISON, Mr. JOHNSON of Wisconsin, Mr. LEE, Mr. PAUL, Mr. RUBIO, and Mr. TOOMEY):

S.J. Res. 11. A joint resolution proposing an amendment to the Constitution of the United States relative to limiting the number of terms that a Member of Congress may serve to 3 in the House of Representatives and 2 in the Senate; to the Committee on the Judiciary.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. VITTER (for himself and Mr. LEE):

S. Res. 145. A resolution designating April 15, 2011, as "National TEA Party Day"; to the Committee on the Judiciary.

By Mr. ENSIGN (for himself, Mrs. HUTCHISON, and Mr. MANCHIN):

S. Res. 146. A resolution expressing the sense of the Senate that it is not in the vital interest of the United States to intervene militarily in Libya, calling on NATO to ensure that member states dedicate the resources necessary to ensure that objectives as outlined in the United Nations Resolutions 1970 and 1973 are accomplished, and to urge members of the Arab League who have yet to participate in operations over Libya to provide additional military and financial assistance; to the Committee on Foreign Relations.

By Ms. KLOBUCHAR:

S. Res. 147. A resolution recognizing the celebration of National Student Employment Week at the University of Minnesota Duluth; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CORNYN (for himself, Ms. COLLINS, Mr. BLUNT, Mr. LEE, Mr. ROBERTS, and Mr. INHOFE):

S. Res. 148. A resolution calling on the President to submit to Congress a detailed description of United States policy objectives in Libya, both during and after Muammar Qaddafi's rule, and a plan to achieve them, and to seek congressional authorization for the use of military force against Libya; to the Committee on Foreign Relations.

By Mr. CASEY:

S. Res. 149. A resolution recognizing and supporting the goals and ideals of Sexual Assault Awareness Month; to the Committee on the Judiciary.

By Mr. INHOFE:

S. Res. 150. A resolution calling for the protection of religious minority rights and freedoms in the Arab world; to the Committee on Foreign Relations.

By Ms. KLOBUCHAR:

S. Res. 151. A resolution congratulating the University of Minnesota Duluth men's ice hockey team on winning their first National Collegiate Athletic Association (NCAA) Division I Men's Hockey National Championship; to the Committee on the Judiciary.

By Mr. MENENDEZ (for himself, Mr. DURBIN, Mr. REID, and Mr. LAUTENBERG):

S. Res. 152. A resolution designating April 30, 2011, as "Día de los Niños: Celebrating Young Americans"; to the Committee on the Judiciary.

By Mr. LUGAR (for himself and Mr. KERRY):

S. Res. 153. A resolution recognizing the 25th anniversary of the Chernobyl nuclear disaster; to the Committee on Foreign Relations.

By Mr. TESTER (for himself and Mr. BURR):

S. Res. 154. A resolution designating July 8, 2011, as "Collector Car Appreciation Day" and recognizing that the collection and restoration of historic and classic cars is an important part of preserving the technological achievements and cultural heritage of the United States; considered and agreed to.

By Mr. WEBB (for himself, Ms. SNOWE, Mr. COCHRAN, and Mr. WARNER):

S. Res. 155. A resolution designating April 23, 2011, as "National Adopt A Library Day"; considered and agreed to.

By Ms. MURKOWSKI (for herself, Mr. BEGICH, Mrs. FEINSTEIN, Mr. UDALL of Colorado, Mr. AKAKA, Ms. MIKULSKI, Mr. LEVIN, Ms. STABENOW, Mr. COCHRAN, Mrs. MURRAY, and Mr. COONS):

S. Res. 156. A resolution designating April 15 through 17, 2011, as "Global Youth Service Days"; considered and agreed to.

By Ms. KLOBUCHAR (for herself and Mr. VITTER):

S. Res. 157. A resolution designating April 21, 2011, as "PowerTalk 21 Day"; considered and agreed to.

By Mr. ISAKSON (for himself, Mr. BEGICH, Mr. BOOZMAN, Mr. BROWN of Massachusetts, Mr. BURR, Mr. JOHANNES, Mr. MORAN, Mrs. MURRAY, Mr. SANDERS, and Mr. WEBB):

S. Con. Res. 13. A concurrent resolution honoring the service and sacrifice of members of the United States Armed Forces who are serving in, or have served in, Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn; to the Committee on Armed Services.

ADDITIONAL COSPONSORS

S. 28

At the request of Mr. ROCKEFELLER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 33

At the request of Mr. LIEBERMAN, the name of the Senator from Michigan [Ms.

STABENOW] was added as a cosponsor of S. 33, a bill to designate a portion of the Arctic National Wildlife Refuge as wilderness.

S. 206

At the request of Mr. LIEBERMAN, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 206, a bill to reauthorize the DC Opportunity Scholarship Program, and for other purposes.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 214

At the request of Mr. MENENDEZ, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 214, a bill to amend the Oil Pollution Act of 1990 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 215

At the request of Mr. MENENDEZ, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 215, a bill to amend the Internal Revenue Code of 1986 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 227

At the request of Ms. COLLINS, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 245

At the request of Mr. CORKER, the names of the Senator from Wisconsin [Mr. JOHNSON] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 245, a bill to reduce Federal spending in a responsible manner.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 328

At the request of Mr. BROWN of Ohio, the names of the Senator from Michigan [Mr. LEVIN] and the Senator from Rhode Island [Mr. REED] were added as cosponsors of S. 328, a bill to amend title VII of the Tariff Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country.

S. 351

At the request of Ms. MURKOWSKI, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 351, a bill to authorize the exploration, leasing, development, and production of oil and gas in and from the western portion of the Coastal Plain of the State of Alaska without surface occupancy, and for other purposes.

S. 352

At the request of Ms. MURKOWSKI, the names of the Senator from North Dakota [Mr. HOEVEN] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 352, a bill to authorize the exploration, leasing, development, production, and economically feasible and prudent transportation of oil and gas in and from the Coastal Plain in Alaska.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 468

At the request of Mr. MCCONNELL, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 468, a bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested.

S. 481

At the request of Mr. HARKIN, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 481, a bill to enhance and further research into the prevention and treatment of eating disorders, to improve access to treatment of eating disorders, and for other purposes.

S. 489

At the request of Mr. REED, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 518

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from Nebraska [Mr. JOHANNES] was added as a cosponsor of S. 518, a bill to amend the Internal Revenue Code of 1986 to provide for an exclusion for assistance provided to participants in certain veterinary student loan repayment or forgiveness programs.

S. 570

At the request of Mr. TESTER, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 570, a bill to

prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 576

At the request of Mr. HARKIN, the names of the Senator from Minnesota [Mr. FRANKEN], the Senator from Vermont [Mr. LEAHY], the Senator from Colorado [Mr. UDALL] and the Senator from Montana [Mr. TESTER] were added as cosponsors of S. 576, a bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education.

S. 596

At the request of Mr. WYDEN, the names of the Senator from Arizona [Mr. KYL], the Senator from Iowa [Mr. HARKIN], the Senator from New York [Mr. SCHUMER] and the Senator from Oregon [Mr. MERKLEY] were added as cosponsors of S. 596, a bill to establish a grant program to benefit victims of sex trafficking, and for other purposes.

S. 598

At the request of Mrs. FEINSTEIN, the names of the Senator from Wisconsin [Mr. KOHL] and the Senator from Iowa [Mr. HARKIN] were added as cosponsors of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 613

At the request of Mr. HARKIN, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Ohio [Mr. BROWN] were added as cosponsors of S. 613, a bill to amend the Individuals with Disabilities Education Act to permit a prevailing party in an action or proceeding brought to enforce the Act to be awarded expert witness fees and certain other expenses.

S. 630

At the request of Ms. MURKOWSKI, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 630, a bill to promote marine and hydrokinetic renewable energy research and development, and for other purposes.

S. 648

At the request of Mrs. GILLIBRAND, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 648, a bill to require the Commissioner of Social Security to revise the medical and evaluation criteria for determining disability in a person diagnosed with Huntington's Disease and to waive the 24-month waiting period for Medicare eligibility for individuals disabled by Huntington's Disease.

S. 658

At the request of Ms. KLOBUCHAR, the names of the Senator from New York [Mrs. GILLIBRAND], the Senator from North Carolina [Mrs. HAGAN] and the Senator from California [Mrs. FEINSTEIN] were added as cosponsors of S. 658, a bill to provide for the preservation by the Department of Defense of

documentary evidence of the Department of Defense on incidents of sexual assault and sexual harassment in the military, and for other purposes.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 700

At the request of Ms. KLOBUCHAR, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 700, a bill to amend the Internal Revenue Code of 1986 to permanently extend the treatment of certain farming business machinery and equipment as 5-year property for purposes of depreciation.

S. 705

At the request of Mr. CARPER, the names of the Senator from Nevada [Mr. ENSIGN] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 705, a bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 712

At the request of Mr. DEMINT, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 712, a bill to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act.

S. 716

At the request of Mrs. SHAHEEN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 716, a bill to establish within the Department of Education the Innovation Inspiration school grant program, and for other purposes.

S. 726

At the request of Mr. RUBIO, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 745

At the request of Mr. SCHUMER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 745, a bill to amend title 38, United States Code, to protect certain veterans who would otherwise be subject to a reduction in educational assistance benefits, and for other purposes.

S. 811

At the request of Mr. MERKLEY, the names of the Senator from Hawaii [Mr. AKAKA], the Senator from Alaska [Mr. BEGICH], the

Senator from Colorado [Mr. BENNET], the Senator from New Mexico [Mr. BINGAMAN], the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from California [Mrs. BOXER], the Senator from Ohio [Mr. BROWN], the Senator from Washington [Ms. CANTWELL], the Senator from Maryland [Mr. CARDIN], the Senator from Pennsylvania [Mr. CASEY], the Senator from Illinois [Mr. DURBIN], the Senator from California [Mrs. FEINSTEIN], the Senator from Minnesota [Mr. FRANKEN], the Senator from New York [Mrs. GILLIBRAND], the Senator from Hawaii [Mr. INOUE], the Senator from Massachusetts [Mr. KERRY], the Senator from Minnesota [Ms. KLOBUCHAR], the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Vermont [Mr. LEAHY], the Senator from Michigan [Mr. LEVIN], the Senator from Connecticut [Mr. LIEBERMAN], the Senator from Maryland [Ms. MIKULSKI], the Senator from Washington [Mrs. MURRAY], the Senator from Rhode Island [Mr. REED], the Senator from Vermont [Mr. SANDERS], the Senator from New York [Mr. SCHUMER], the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Maine [Ms. SNOWE], the Senator from Michigan [Ms. STABENOW], the Senator from Colorado [Mr. UDALL], the Senator from New Mexico [Mr. UDALL], the Senator from Virginia [Mr. WEBB], the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Oregon [Mr. WYDEN], the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 811, a bill to prohibit employment discrimination on the basis of sexual orientation or gender identity.

S. 814

At the request of Mr. MANCHIN, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 814, a bill to require the public disclosure of audits conducted with respect to entities receiving funds under title X of the Public Health Service Act.

SENATE JOINT RESOLUTION 1

At the request of Mr. VITTER, the name of the Senator from South Carolina [Mr. DEMINT] was added as a cosponsor of Senate Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the United States relative to limiting the number of terms that a Member of Congress may serve.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died

while on active duty in the Armed Forces of the United States.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the names of the Senator from Alaska [Ms. MURKOWSKI], the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from Vermont [Mr. LEAHY] were added as cosponsors of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 128

At the request of Mr. COONS, his name was added as a cosponsor of Senate Resolution 128, a resolution expressing the sense of the Senate that public servants should be commended for their dedication and continued service to the Nation during Public Service Recognition Week, May 1 through 7, 2011.

SENATE RESOLUTION 138

At the request of Mrs. GILLIBRAND, the names of the Senator from Nebraska [Mr. NELSON], the Senator from Rhode Island [Mr. REED], the Senator from New Hampshire [Ms. AYOTTE], the Senator from Louisiana [Mr. VITTER], the Senator from Texas [Mr. CORNYN], the Senator from Utah [Mr. LEE], the Senator from Oklahoma [Mr. INHOFE], the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Arkansas [Mr. BOOZMAN] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of Senate Resolution 138, a resolution calling on the United Nations to rescind the Goldstone report, and for other purposes.

At the request of Mr. JOHANNIS, his name was added as a cosponsor of Senate Resolution 138, *supra*.

At the request of Mr. FRANKEN, his name was added as a cosponsor of Senate Resolution 138, *supra*.

At the request of Mr. REID, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of Senate Resolution 138, *supra*.

SENATE RESOLUTION 144

At the request of Mrs. HUTCHISON, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of Senate Resolution 144, a resolution supporting early detection for breast cancer.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. BOXER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on April 14, 2011.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on April 14, 2011.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on April 14, 2011, at 2:30 p.m., to hold a hearing entitled, "Assessing the FY 2012 Budget for Africa."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on April 14, 2011, at 10 a.m., to conduct a hearing entitled, "Federal Regulation: How Best to Advance the Public Interest?"

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on April 14, 2011, at 2:15 p.m., in room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on April 14, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on April 14, 2011, at 2:30 p.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 9:52 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1217. An act to repeal the Prevention and Public Health Fund.

At 3:16 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1473. An act making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes.

The message also announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 43. Concurrent resolution providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

At 4:47 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has agreed to the following concurrent resolutions, in which it requests the concurrence of the Senate:

H. Con. Res. 35. Concurrent resolution directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 1473.

H. Con. Res. 36. Concurrent resolution directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 1473.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1217. An act to repeal the Prevention and Public Health Fund; to the Committee on Health, Education, Labor, and Pensions.

NOTICE OF INTENT

Mr. DEMINT, in accordance with Rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, Paragraph 2 of the Standing Rules of the Senate, for the purpose of proposing and considering amendment No. 165 to the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes, including germaneness requirements.

DIRECTING THE CLERK OF THE HOUSE TO CORRECT THE ENROLLMENT OF BILL H.R. 1473

On the request of Mrs. MURRAY,

The PRESIDING OFFICER (Ms. KLOBUCHAR in the chair) laid before the Senate the concurrent resolution (H. Con. Res. 35) directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 1473, received from the House of Representatives for concurrence on today, and at the desk; and

Pursuant to the order of yesterday,

The Senate proceeded to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

On motion by Mrs. MURRAY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the concurrent resolution.

The question being taken.

It was determined in the negative---

yeas... 47, nays... 53

[Rollcall vote No. 59 Leg.]

YEAS --- 47

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 53

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

Resolved, That the Senate disagree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DIRECTING THE CLERK OF THE HOUSE TO CORRECT THE ENROLLMENT OF BILL H.R. 1473

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 36) directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 1473, received from the House of Representatives for concurrence on today, and at the desk; and

Pursuant to the order of yesterday,

The Senate proceeded to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

On motion by Mrs. MURRAY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the concurrent resolution.

The question being taken.

It was determined in the negative---

yeas... 42, nays... 58

[Rollcall vote No. 60 Leg.]

YEAS --- 42

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Ensign, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kyl, Lee, Lugar, McCain, McConnell, Moran, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 58

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

Resolved, That the Senate disagree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DEPARTMENT OF DEFENSE AND FULL-YEAR CONTINUING APPROPRIATIONS ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1473) making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times, by unanimous consent; and

The Senate proceeded to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

On motion by Mr. DURBIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill.

On the question, Shall it pass?

It was determined in the affirmative---

yeas... 81, nays... 19

[Rollcall vote No. 61 Leg.]

YEAS --- 81

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Durbin, Enzi, Feinstein, Franken, Gillibrand, Grassley, Hagan, Harkin, Hoeven, Hutchison, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Schumer, Sessions, Shaheen, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker.

NAYS --- 19

Coburn, Crapo, DeMint, Ensign, Graham, Hatch, Inhofe, Johnson (WI), Leahy, Lee, Levin, Paul, Risch, Rubio, Sanders, Shelby, Toomey, Vitter, Wyden.

So it was

Resolved, That the bill do pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

OBJECTION TO CONSIDERATION OF BILL S. 493

Mr. REID asked unanimous consent that, at 11 a.m. on Tuesday, May 3, 2011, the Senate resume consideration of bill S. 493; that the pending amendments be laid aside; and that Ms. LANDRIEU, or her designee, be recognized to propose the following amendments:

An amendment (Numbered 300), intended to be proposed by Mr. DEMINT, to amendment No. 199, proposed by Mr. PAUL;

An amendment (Numbered 289), intended to be proposed by Mr. CARPER;

An amendment, intended to be proposed by minority-party Senator, relative to Social Security;

An amendment (Numbered 278), intended to be proposed by Mr. PRYOR;

An amendment (Numbered 272), intended to be proposed by Mr. MERKLEY; and

An amendment (Numbered 234), intended to be proposed by Ms. LANDRIEU.

Mr. REID further asked unanimous consent that amendment No. 289 be modified; that amendment No. 300 then be agreed to; that budget points of order, and motions to waive in relation thereto, be in order; that no other amendment be in order to be proposed; and that no other point of order, or motion, be in order.

Mr. REID further asked unanimous consent that that the time until 2:15 p.m. be equally divided and controlled for debate between the leaders, or their designees; that, at 2:15 p.m., the Senate vote in relation to the following amendments in the following order: amendment No. 186; amendment No. 199, as modified; amendment No. 197; amendment No. 240; amendment No. 253; amendment No. 289, as modified; amendment No. 278; amendment No. 272; and amendment No. 234.

Mr. REID further asked unanimous consent that each amendment receive a minimum of 60 yeas votes to be agreed to; that motions to reconsider be considered and laid on the table; and that amendments Numbered No. 178 and 229 be withdrawn.

Ms. SNOWE objected.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, on Monday, May 2, 2011, at 4:30 p.m., the Senate proceed to executive session to consider the nominations of Roy Bale Dalton, Jr., of Florida, to be United States District Judge for the Middle District of Florida, and Kevin Hunter Sharp, of Tennessee, to be United States District Judge for the Middle District of Tennessee; that there be one hour, equally divided and controlled in the usual form, for debate; that, upon conclusion of debate, the nomination of Roy Bale Dalton, Jr. be confirmed; that the Senate then vote on confirmation of the nomination of Kevin Hunter Sharp, with no intervening action or debate; that motions to reconsider be considered made and laid on the table, with no intervening action or debate; that no further motion be in order to either nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

PROVIDING FOR A CONDITIONAL ADJOURNMENT OF THE HOUSE OF REPRESENTATIVES AND A CONDITIONAL RECESS OR ADJOURNMENT OF THE SENATE

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the concurrent resolution (H. Con. Res. 43) providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate, received from the House of Representatives for concurrence on today, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AMENDING THE RONALD REAGAN CENTENNIAL COMMISSION ACT

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1308) to amend the Ronald Reagan Centennial Commission Act to extend the termination date for the Commission, and for other purposes, received from the House of Representatives

for concurrence on yesterday, and remaining undisposed of; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

FOOD SAFETY ACCOUNTABILITY ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 216) to increase criminal penalties for certain knowing and intentional violations relating to food that is misbranded or adulterated.

The question being on agreeing to the reported amendment (in the nature of a substitute).

The reported amendment (in the nature of a substitute) was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING AND SUPPORTING WOMEN IN NORTH AFRICA AND THE MIDDLE EAST

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the resolution (S. Res. 109) honoring and supporting women in North Africa and the Middle East whose bravery, compassion, and commitment to putting the wellbeing of others before their own have proven that courage can be contagious.

The question being on agreeing to the resolution.

On motion by Mr. REID (for Ms. SNOWE) to amend the resolution, on page 4, by striking all beginning with “, and supports” on line 12 through “these rights” on line 14 (being amendment No. 301).

The amendment was agreed to.

The question being on agreeing to the resolution, as amended.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

The question being on agreeing to the accompanying preamble.

On motion by Mr. REID (for Ms. SNOWE) to amend the preamble, in the ninth whereas clause by striking “the United Nations

Security Council and” (being amendment No. 302).

The amendment was agreed to.

The preamble, as amended, was agreed to.

DESIGNATING "NATIONAL CHILD ABUSE PREVENTION MONTH"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 127) designating April 2011 as "National Child Abuse Prevention Month".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING THE SENSE OF THE SENATE RELATIVE TO PUBLIC SERVICE RECOGNITION WEEK

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the resolution (S. Res. 128) expressing the sense of the Senate that public servants should be commended for their dedication and continued service to the Nation during Public Service Recognition Week, May 1 through 7, 2011.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CALLING ON THE UNITED NATIONS TO RESCIND THE GOLDSTONE REPORT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Foreign Relations be discharged from the further consideration of the resolution (S. Res. 138) calling on the United Nations to rescind the Goldstone report, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

PERMITTING THE USE OF THE ROTUNDA OF THE CAPITOL FOR A CEREMONY

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 33) permitting the use of the rotunda of the Capitol for a ceremony as part of the commemoration of the days of remembrance of victims of the Holocaust, received from the House of Representatives for concurrence on today, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "COLLECTOR CAR APPRECIATION DAY"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 154) designating July 8, 2011, as "Collector Car Appreciation Day" and recognizing that the collection and restoration of historic and classic cars is an important part of preserving the technological achievements and cultural heritage of the United States, submitted today by Mr. TESTER (for himself and Mr. BURR), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL ADOPT A LIBRARY DAY"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 155) designating April 23, 2011, as "National Adopt A Library Day", submitted today by Mr. WEBB (for himself, Ms. SNOWE, Mr. COCHRAN, and Mr. WARNER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "GLOBAL YOUTH SERVICE DAYS"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 156) designating April 15 through 17, 2011, as "Global Youth Service Days", submitted today by Ms. MURKOWSKI (for herself, Mr. BEGICH, Mrs. FEINSTEIN, Mr. MARK UDALL, Mr. AKAKA, Ms. MIKULSKI, Mr. LEVIN, Ms. STABENOW, Mr. COCHRAN, Mrs. MURRAY, and Mr. COONS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "POWERTALK 21 DAY"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 157) designating April 21, 2011, as "PowerTalk 21 Day", submitted today by Ms. KLOBUCHAR (for herself and Mr. VITTER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMITTEE DISCHARGED; BILL REFERRED

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Agriculture, Nutrition, and Forestry be discharged from the further consideration of the bill (S. 375) to authorize the Secretary of Agriculture and the Secretary of the Interior to enter into cooperative agreements with State foresters authorizing State foresters to provide certain forest, rangeland, and watershed restoration and protection services; and that it be referred to the Committee on Energy and Natural Resources.

APPOINTMENT BY THE PRESIDENT OF THE SENATE CONGRESSIONAL-EXECUTIVE COMMISSION ON THE PEOPLE'S REPUBLIC OF CHINA

The PRESIDING OFFICER announced that the PRESIDENT of the Senate, after consultation with the minority leader, pursuant to Public Law 106-286, had appointed the following members to serve on the Congressional-Executive Commission on the People's

Republic of China: Mr. BAUCUS, Mr. LEVIN, Mrs. FEINSTEIN, Mr. SHERROD BROWN, and Mr. MERKLEY.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

VIETNAM EDUCATION FOUNDATION

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, upon the recommendation of the majority leader, pursuant to Public Law 106-554, had appointed the following individual to the Board of Directors of the Vietnam Education Foundation: Mr. BLUMENTHAL.

APPOINTMENT BY THE MAJORITY LEADER

ADVISORY COMMITTEE ON THE RECORDS OF CONGRESS

The PRESIDING OFFICER announced that the majority leader, pursuant to Public Law 101-509, had reappointed Steve Zink, of Nevada, to the Advisory Committee on the Records of Congress.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

UNITED STATES CAPITOL PRESERVATION COMMISSION

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, pursuant to Public Law 100-696, had appointed Mr. HOEVEN as a member of the United States Capitol Preservation Commission.

AUTHORIZING SIGNING OF ENROLLED BILLS AND JOINT RESOLUTIONS

By unanimous consent, on the request of Mr. REID,

Ordered, That the majority leader and Mr. ROCKEFELLER be authorized to sign duly enrolled bills and joint resolutions.

AUTHORIZING APPOINTMENTS DURING RECESS OF SENATE

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding a recess or adjournment of the Senate, the President of the Senate, the PRESIDENT pro tempore, and the majority and minority leaders be authorized to make appointment to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, concurrent action of the two Houses, or by order of the Senate.

ORDERS FOR ADJOURNMENT
UNTIL 2 P.M. ON MONDAY, MAY 2,
2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, May 2, 2011, under the provisions of H. Con. Res. 43; that, on Monday, May 2, 2011, immediately following the prayer and the reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business, for debate only, until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:55 p.m.,

The Senate adjourned, under its order of today, and pursuant to the provisions of H. Con. Res. 43, until 2 p.m. on Monday, May 2, 2011.

MONDAY, MAY 2, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 2, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Thursday, April 14, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of Thursday, April 14, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of Thursday, April 14, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGES FROM THE HOUSE
RECEIVED DURING
ADJOURNMENT

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on April 15, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker had signed the following enrolled bill:

H.R. 1473. An act making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the ACTING PRESIDENT pro tempore (Mr. ROCKEFELLER) on April 15, 2011.

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on April 18, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker had signed the following enrolled bill:

H.R. 1308. An act to amend the Ronald Reagan Centennial Commission Act to extend the termination date for the Commission, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the ACTING PRESIDENT pro tempore (Mr. ROCKEFELLER) on April 29, 2011.

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1362. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting three legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-1363. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting three legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-1364. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Implementation of Additional Changes from the Annual Review of the Entity List; Removal of Person Based on Removal Request" (RIN0694-AF13) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1365. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; Decatur, IL" (MB Docket No. 10-264; DA 11-572) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1366. A communication from the Assistant Chief, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Fixed and Mobile Services in the Mobile Satellite Service Bands at 1525-1559 MHz and 1626.5-1660.5 MHz, 1610-1626.5 MHz and 2483.5-2500 MHz, and 2000-2020 MHz and 2180-2200 MHz" ((ET Docket No. 10-142)(FCC 11-57)) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1367. A communication from the Division Chief, Public Safety and Homeland Security Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Review of the Emergency Alert System" (FCC 11-12) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1368. A communication from the Attorney Advisor, Public Safety and Homeland Security Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Section 90.617 Frequencies in the 809.750-824/854.750-869 MHz, and 896-901/935-940 MHz Bands Available for Trunked, Conventional or Cellular System Use in Non-border Areas. Section 90.677 Reconfiguration of the 806-824/851-869

MHz Band in Order to Separate Cellular Systems from Non-cellular Systems" (DA 11-315) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1369. A communication from the Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Implementation of the Twenty-First Century Communications and Video Accessibility Act of 2010, Section 105, Relay Services for Deaf-Blind Individuals, Report and Order" (FCC 11-56) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1370. A communication from the Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Structure and Practices of the Video Relay Service Program, Report and Order and Further Notice of Prospect Rulemaking" (FCC 11-54) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1371. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Modifications of the West Coast Commercial and Recreational Salmon Fisheries; Inseason Actions No. 1, No. 2, No. 3, and No. 4" (RIN0648-XA293) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1372. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Fishery Off the Southern Atlantic States; Closure of the Penaeid Shrimp Fishery Off South Carolina" (RIN0648-XA305) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1373. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 in the Gulf of Alaska" (RIN0648-XA319) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1374. A communication from the Inspector General, Department of Health and Human Services, transmitting, pursuant to

law, a report entitled "Fiscal Year 2010 Office of Inspector General Medicaid Integrity Report"; to the Committee on Finance.

EC-1375. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - May 2011" (Rev. Rul. 2011-11) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Finance.

EC-1376. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program: Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and Fiscal Year 2011 Final Wage Indices Implementing the Medicare and Medicaid Extenders Act" (RIN0938-AQ97) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Finance.

EC-1377. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program: Federal Funding for Medicaid Eligibility Determination and Enrollment Activities" (RIN0938-AQ53) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Finance.

EC-1378. A communication from the Management and Program Analyst, Citizenship and Immigration Services, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Documents Acceptable for Employment Eligibility Verification" (RIN1615-AB69) received during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on the Judiciary.

EC-1379. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, two legislative proposals: first, a proposal to implement international agreements concerning nuclear terrorism and nuclear materials; and second, a proposal to implement international agreements on maritime terrorism and the maritime transportation of weapons of mass destruction; to the Committee on the Judiciary.

EC-1380. A communication from the Assistant Secretary of Defense, Legislative Affairs, Department of Defense, transmitting three legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on the Judiciary.

EC-1381. A communication from the Chief Justice of the Supreme Court of the United

States, transmitting, pursuant to law, the amendments to the Federal Rules of Bankruptcy Procedure that have been adopted by the Supreme Court of the United States; to the Committee on the Judiciary.

EC-1382. A communication from the Chief Justice of the Supreme Court of the United States, transmitting, pursuant to law, the amendments to the Federal Rules of Appellate Procedure that have been adopted by the Supreme Court of the United States; to the Committee on the Judiciary.

EC-1383. A communication from the Chief Justice of the Supreme Court of the United States, transmitting, pursuant to law, the amendments to the Federal Rules of Criminal Procedure that have been adopted by the Supreme Court of the United States; to the Committee on the Judiciary.

EC-1384. A communication from the Chief Justice of the Supreme Court of the United States, transmitting, pursuant to law, the amendments to the Federal Rules of Evidence that have been adopted by the Supreme Court of the United States; to the Committee on the Judiciary.

EC-1385. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "Report of the Attorney General to the Congress of the United States on the Administration of the Foreign Agents Registration Act of 1938, as amended for the six months ending June 30, 2010"; to the Committee on the Judiciary.

EC-1386. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, reports entitled "2010 Annual Report of the Director of the Administrative Office of the U.S. Courts" and "2010 Judicial Business of the United States Courts"; to the Committee on the Judiciary.

EC-1387. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Summer Flounder Fishery; Quota Transfer" (RIN0648-XA301) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1388. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Occupational Radiation Protection" (RIN1992-AA45) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Energy and Natural Resources.

EC-1389. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency,

Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program for Consumer Products: Decision and Order Granting 180-Day Extension of Compliance Date for Residential Furnaces and Boilers Test Procedure Amendments; Correction" (RIN1904-AB89) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Energy and Natural Resources.

EC-1390. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program for Consumer Products: Test Procedures for Walk-in Coolers and Walk-in Freezers" (RIN1904-AB85) received during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on Energy and Natural Resources.

EC-1391. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Kentucky; Approval of Section 110(a)(1) Maintenance Plans for the 1997 8-Hour Ozone Standards for the Edmonson County, KY; Greenup County Portion of the Huntington-Ashland, WV-KY; Lexington-Fayette, KY; and Owensboro, KY" (FRL No. 9295-9) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Environment and Public Works.

EC-1392. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plans; State of Colorado; Interstate Transport of Pollution Revisions for the 1997 8-hour Ozone and 1997 PM2.5 NAAQS: 'Interference with Visibility' Requirement" (FRL No. 9297-1) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Environment and Public Works.

EC-1393. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of Nevada; PM-10; Determinations Regarding Attainment for the Truckee Meadows Nonattainment Area and Applicability of Certain Clean Air Act Requirements" (FRL No. 9296-9) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Environment and Public Works.

EC-1394. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revision to the South Coast Portion of the California State Implementation Plan, CPV Sentinel Energy Project AB 1318 Tracking System" (FRL No. 9293-6) received in the Office of the President of the Senate on April 14, 2011; to the Committee on Environment and Public Works.

EC-1395. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to the Caloosahatchee River (C-43) West Basin Storage Reservoir project in Hendry County, Florida; to the Committee on Environment and Public Works.

EC-1396. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to coastal storm damage reduction for Surf City and North Topsail Beach; to the Committee on Environment and Public Works.

EC-1397. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed agreement for the export of defense articles, to include technical data, and defense services to support the design, manufacture, delivery and in-orbit support of the INMARSAT-5 Commercial Communication Satellite Program for the United Kingdom in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1398. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to France and the United Kingdom for the production of the VT-1 Missile, the related launch pod container, and certain tooling, test equipment, and related hardware in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-1399. A communication from the Secretary of Labor, transmitting, pursuant to law, the Department's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1400. A communication from the Associate Special Counsel, Office of Special Counsel, transmitting, pursuant to law, the Office of Special Counsel's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and

Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-10. A resolution adopted by the Senate of the Legislature of the State of West Virginia urging the United States Congress to grant pregnancy care centers assistance for medical equipment and abstinence education in a manner that does not compromise the mission or religious integrity of these organizations; to the Committee on Health, Education, Labor, and Pensions.

SENATE RESOLUTION NO. 40

Whereas, the life-affirming impact of pregnancy care centers on the women, men, children, and communities they serve is considerable and growing; and

Whereas, pregnancy care centers serve women in West Virginia and across the United States with integrity and compassion with more than 2,500 centers across the United States providing comprehensive care to women and men facing unplanned pregnancies, including resources to meet their physical, psychological, emotional and spiritual needs; and

Whereas, pregnancy care centers offer women free, confidential and compassionate services, including pregnancy tests, peer counseling, 24-hour hotlines, childbirth and pregnancy classes, and referrals to community, healthcare and other support services; and

Whereas, many pregnancy care centers offer ultrasounds and other medical services, information on adoption and adoption referrals while encouraging women to make positive life choices by equipping them with complete and accurate information regarding their pregnancy options and the development of the unborn; and

Whereas, pregnancy care centers ensure that women are receiving prenatal information and services that lead to the birth of healthy infants; and

Whereas, pregnancy care centers provide important support and resources for women and their children; and

Whereas, many pregnancy care centers work to prevent unplanned pregnancies by teaching effective abstinence education in public schools; and

Whereas, pregnancy care centers operate primarily through the designation of public funds for such organizations; therefore, be it

Resolved by the Senate: That the Senate hereby recognizes the many contributions of the thousands of volunteers and paid staff at pregnancy care centers in West Virginia and across the United States; and, be it, further

Resolved, That the Senate extends its sincere appreciation to these committed volunteers and staff who unselfishly work to educate, assist and contribute to the many women, men, children, families and babies that are in their need across West Virginia and the entire United States; and, be it further

Resolved, That the Senate strongly encourages the United States Congress and other federal and state governmental agencies to grant pregnancy care centers assistance for medical equipment and abstinence education in a manner that does not compromise the mission or religious integrity of these organizations; and, be it further

Resolved, That the Clerk is hereby directed to forward a copy of this resolution to each pregnancy care center in West Virginia, to the President of the United States, and to the President of the United States Senate and Speaker of the United States House of Representatives.

REPORTS OF A COMMITTEE

The following reports of a committee were submitted:

By Mrs. BOXER, from the Committee on Environment and Public Works, with amendments:

S. 680. A bill to authorize the Administrator of General Services to convey a parcel of real property in the District of Columbia to provide for the establishment of a National Women's History Museum (Rept. No. 112-14).

By Mrs. BOXER, from the Committee on Environment and Public Works, with an amendment:

S. 782. A bill to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes (Rept. No. 112-15).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. BOXER (for herself, Mrs. FEINSTEIN, and Mr. NELSON of Florida):

S. 864. A bill to designate a Distinguished Flying Cross National Memorial at the March Field Air Museum in Riverside, California; to the Committee on Energy and Natural Resources.

By Mrs. MURRAY (for herself and Mr. COCHRAN):

S. 865. A bill to provide grants to promote financial literacy; to the Committee on Health, Education, Labor, and Pensions.

By Mr. TESTER (for himself, Mr. GRAHAM, Mr. LEAHY, Ms. SNOWE, Mr. BLUMENTHAL, Mr. WICKER, Mr. BEGICH, and Mr. CHAMBLISS):

S. 866. A bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service; to the Committee on Armed Services.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. LANDRIEU (for herself, Mr. ALEXANDER, Mr. BURR, Mr. CARPER, Mr. DURBIN, Mrs. FEINSTEIN, Mr. KIRK, Mr. LIEBERMAN, and Mr. VITTER):

S. Res. 158. A resolution congratulating the students, parents, teachers, and administrators of charter schools across the United States for ongoing contributions to education, and supporting the ideals and goals of the 12th annual National Charter Schools Week; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BURR:

S. Con. Res. 14. A concurrent resolution calling for an independent international investigation of the April 10, 2010, plane crash that killed President of Poland Lech Kaczynski and 95 other individuals; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 44

At the request of Ms. KLOBUCHAR, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 44, a bill to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate covered part D drug prices on behalf of Medicare beneficiaries.

S. 146

At the request of Mr. BAUCUS, the names of the Senator from Missouri [Mrs. MCCASKILL] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 146, *supra*.

S. 186

At the request of Mrs. BOXER, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 186, a bill to provide for the safe and responsible redeployment of United States combat forces from Afghanistan.

S. 214

At the request of Mr. MENENDEZ, the name of the Senator from Illinois [Mr. DURBIN]

was added as a cosponsor of S. 214, a bill to amend the Oil Pollution Act of 1990 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 215

At the request of Mr. MENENDEZ, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 215, a bill to amend the Internal Revenue Code of 1986 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 245

At the request of Mr. CORKER, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 245, a bill to reduce Federal spending in a responsible manner.

S. 277

At the request of Mr. BURR, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 277, a bill to amend title 38, United States Code, to furnish hospital care, medical services, and nursing home care to veterans who were stationed at Camp Lejeune, North Carolina, while the water was contaminated at Camp Lejeune, and for other purposes.

S. 328

At the request of Mr. BROWN of Ohio, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 328, a bill to amend title VII of the Tariff Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country.

S. 344

At the request of Mr. REID, the names of the Senator from Maine [Ms. SNOWE] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 350

At the request of Mr. LEAHY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 350, a bill to require restitution for victims of criminal violations of the Federal Water Pollution Control Act, and for other purposes.

S. 382

At the request of Mr. UDALL of Colorado, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 382, a bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other permits.

S. 383

At the request of Mr. UDALL of Colorado, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 383, a bill to promote the domestic production of critical minerals and materials, and for other purposes.

S. 384

At the request of Mrs. HUTCHISON, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

At the request of Mrs. FEINSTEIN, the names of the Senator from Louisiana [Ms. LANDRIEU], the Senator from Vermont [Mr. LEAHY], the Senator from Wyoming [Mr. ENZI], the Senator from Missouri [Mr. BLUNT], the Senator from Montana [Mr. BAUCUS], the Senator from Iowa [Mr. GRASSLEY], the Senator from Florida [Mr. NELSON], the Senator from Indiana [Mr. LUGAR], the Senator from Michigan [Ms. STABENOW], the Senator from West Virginia [Mr. MANCHIN], the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 384, *supra*.

S. 412

At the request of Mr. LEVIN, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 431

At the request of Mr. PRYOR, the names of the Senator from Georgia [Mr. ISAKSON], the Senator from Washington [Mrs. MURRAY] and the Senator from New Mexico [Mr. UDALL] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 434

At the request of Mr. COCHRAN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 434, a bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education.

S. 435

At the request of Mr. BURR, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 435, a bill to amend the Internal Revenue Code of 1986 to increase the exclusion for employer-provided dependent care assistance.

S. 481

At the request of Mr. HARKIN, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 481, a bill to enhance and further research into the prevention and treatment of eating disorders, to improve access to treatment of eating disorders, and for other purposes.

S. 486

At the request of Mr. WHITEHOUSE, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 486, a bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes.

S. 506

At the request of Mr. CASEY, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 507

At the request of Mr. ROCKEFELLER, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 507, a bill to provide for increased Federal oversight of prescription opioid treatment and assistance to States in reducing opioid abuse, diversion, and deaths.

S. 534

At the request of Mr. KERRY, the names of the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 536

At the request of Mr. WEBB, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 536, a bill to amend title 38, United States Code, to provide that utilization of survivors' and dependents' educational assistance shall not be subject to the 48-month limitation on the aggregate amount of assistance utilizable under multiple veterans and related educational assistance programs.

S. 557

At the request of Mr. SCHUMER, the names of the Senator from New Mexico [Mr. BINGAMAN] and the Senator from Nebraska [Mr. JOHANNES] were added as cosponsors of S. 557, a bill to amend the Internal Revenue Code of 1986 to expand tax-free distributions from individual retirement accounts for charitable purposes.

S. 567

At the request of Mr. CONRAD, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 567, a bill to amend the small, rural school

achievement program and the rural and low-income school program under part B of title VI of the Elementary and Secondary Education Act of 1965.

S. 657

At the request of Mr. CARDIN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 657, a bill to encourage, enhance, and integrate Blue Alert plans throughout the United States in order to disseminate information when a law enforcement officer is seriously injured or killed in the line of duty.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 671

At the request of Mr. SESSIONS, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 671, a bill to authorize the United States Marshals Service to issue administrative subpoenas in investigations relating to unregistered sex offenders.

S. 685

At the request of Mr. LUGAR, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 685, a bill to repeal the Federal sugar program.

S. 687

At the request of Mr. CONRAD, the names of the Senator from Louisiana [Ms. LANDRIEU] and the Senator from West Virginia [Mr. MANCHIN] were added as cosponsors of S. 687, a bill to amend the Internal Revenue Code of 1986 to permanently extend the 15-year recovery period for qualified leasehold improvement property, qualified restaurant property, and qualified retail improvement property.

S. 696

At the request of Mr. TESTER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 696, a bill to amend title 38, United States Code, to treat Vet Centers as Department of Veterans Affairs facilities for purposes of payments or allowances for beneficiary travel to Department facilities, and for other purposes.

S. 699

At the request of Mr. BINGAMAN, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 699, a bill to authorize the Secretary of Energy to carry out a program to demonstrate the commercial application of integrated systems for long-term geological storage of carbon dioxide, and for other purposes.

S. 700

At the request of Ms. KLOBUCHAR, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 700, a bill to amend the Internal Revenue Code of 1986 to permanently extend the treatment of certain farming business machinery and equipment as 5-year property for purposes of depreciation.

S. 701

At the request of Mr. BENNET, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 701, a bill to amend section 1120A(c) of the Elementary and Secondary Education Act of 1965 to assure comparability of opportunity for educationally disadvantaged students.

S. 702

At the request of Mr. LIEBERMAN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 702, a bill to authorize funding for, and increase accessibility to, the National Missing and Unidentified Persons System, to facilitate data sharing between such system and the National Crime Information Center database of the Federal Bureau of Investigation, to provide incentive grants to help facilitate reporting to such systems, and for other purposes.

S. 720

At the request of Mr. THUNE, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 720, a bill to repeal the CLASS program.

S. 726

At the request of Mr. RUBIO, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 731

At the request of Mr. BEGICH, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 731, a bill to amend title 37, United States Code, to provide travel and transportation allowances for members of the reserve components for long distance and certain other travel to inactive duty training.

S. 752

At the request of Mrs. FEINSTEIN, the names of the Senator from Nebraska [Mr. NELSON] and the Senator from New York [Mr. SCHUMER] were added as cosponsors of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 775

At the request of Mr. CASEY, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 775, a bill to direct the Secretary of Health and Human Services to encourage research and carry out an educational campaign with respect to

pulmonary hypertension, and for other purposes.

S. 778

At the request of Mr. MORAN, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 778, a bill to amend title XVIII of the Social Security Act with respect to physician supervision of therapeutic hospital outpatient services.

S. 780

At the request of Mr. TESTER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 780, a bill to amend title 38, United States Code, to exempt reimbursements of expenses related to accident, theft, loss, or casualty loss from determinations of annual income with respect to pensions for veterans and surviving spouses and children of veterans, and for other purposes.

S. 797

At the request of Ms. MIKULSKI, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 797, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 815

At the request of Ms. AYOTTE, her name was added as a cosponsor of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

At the request of Ms. SNOWE, the names of the Senator from West Virginia [Mr. MANCHIN] and the Senator from Virginia [Mr. WEBB] were added as cosponsors of S. 815, supra.

S. 821

At the request of Mr. LEAHY, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 821, a bill to amend the Immigration and Nationality Act to eliminate discrimination in the immigration laws by permitting permanent partners of United States citizens and lawful permanent residents to obtain lawful permanent resident status in the same manner as spouses of citizens and lawful permanent residents and to penalize immigration fraud in connection with permanent partnerships.

S. 829

At the request of Mr. CARDIN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 829, a bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps.

S. 863

At the request of Ms. SNOWE, the names of the Senator from Idaho [Mr. CRAPO], the Senator from Nebraska [Mr. JOHANNIS], the Senator from South Dakota [Mr. JOHNSON] and the Senator from South Dakota [Mr. THUNE] were added as cosponsors of S. 863, a bill to amend title XVI of the Social Security Act to clarify that the value of

certain funeral and burial arrangements are not to be considered available resources under the supplemental security income program.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the names of the Senator from Maine [Ms. COLLINS], the Senator from Connecticut [Mr. LIEBERMAN] and the Senator from Nebraska [Mr. NELSON] were added as cosponsors of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 87

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of Senate Resolution 87, a resolution designating the year of 2012 as the "International Year of Cooperatives".

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 133

At the request of Mr. FRANKEN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of Senate Resolution 133, a resolution to require that new war funding be offset.

SENATE RESOLUTION 148

At the request of Mr. CORNYN, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of Senate Resolution 148, a resolution calling on the President to submit to Congress a detailed description of United States policy objectives in Libya, both during and after Muammar Qaddafi's rule, and a plan to achieve them, and to seek congressional authorization for the use of military force against Libya.

SENATE RESOLUTION 152

At the request of Mr. MENENDEZ, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of Senate Resolution 152, a resolution designating April 30, 2011, as "Dia de los Ninos: Celebrating Young Americans".

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 34. Concurrent resolution establishing the budget for the United States

Government for fiscal year 2012 and setting forth appropriate budgetary levels for fiscal years 2013 through 2021.

The message also announced that pursuant to 22 U.S.C. 276d, clause 10 of rule I, and the order of the House of January 5, 2011, the Speaker appoints the following Member of the House of Representatives to the Canada-United States Interparliamentary Group: Mr. MANZULLO of Illinois, Chairman.

The message further announced that pursuant to 14 U.S.C. 194, and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Board of Visitors to the United States Coast Guard Academy: Mr. COBLE of North Carolina and Mr. COURTNEY of Connecticut.

The message also announced that pursuant to 46 U.S.C. 51312(b), and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Board of Visitors to the United States Merchant Marine Academy: Mr. KING of New York and Mrs. MCCARTHY of New York.

The message further announced that pursuant to 22 U.S.C. 276h, and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Mexico-United States Interparliamentary Group: Mr. DRIER of California, Chairman, and Mr. MCCAUL of Texas.

The message also announced that pursuant to section 2 of the Migratory Bird Conservation Act (16 U.S.C. 715a) and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Migratory Bird Conservation Commission: Mr. WITTMAN of Virginia and Mr. DINGELL of Michigan.

The message further announced that pursuant to 16 U.S.C. 431 note, and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Dwight D. Eisenhower Memorial Commission: Mr. THORNBERRY of Texas, Mr. SIMPSON of Idaho, and Mr. BOSWELL of Iowa.

The message also announced that pursuant to 36 U.S.C. 2302, and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the United States Holocaust Memorial Council: Mr. GRIMM of New York, Ms. HAYWORTH of New York, Mr. MEEHAN of Pennsylvania, Mr. WAXMAN of California, and Ms. GIFFORDS of Arizona.

The message further announced that pursuant to sections 5580 and 5581 of the Revised Statutes (20 U.S.C. 42-43), and the order of the House of January 5, 2011, the Speaker appoints the following Member of the House of Representatives to the Board of

Regents of the Smithsonian Institution: Mr. BECERRA of California.

The message also announced that pursuant to section 2 of the Civil Rights Commission Amendments Act of 1994 (42 U.S.C. 1975 note), the order of the House of January 5, 2011, and upon the recommendation of the Minority Leader, Speaker reappoints the following members on the part of the House to the Commission on Civil Rights: Mr. Michael Yaki of San Francisco, California for a term expiring on December 15, 2016, and Mr. Todd Gaziano for a term expiring on December 15, 2013.

HOUSE CONCURRENT RESOLUTION REFERRED

The following concurrent resolution was read, and referred as indicated:

H. Con. Res. 34. Concurrent resolution establishing the budget for the United States Government for fiscal year 2012 and setting forth appropriate budgetary levels for fiscal years 2013 through 2021; to the Committee on the Budget.

HOUSE CONCURRENT RESOLUTION DISCHARGED

The following concurrent resolution was discharged from the Committee on the Budget pursuant to section 300 of the Congressional Budget Act, and placed on the calendar:

H. Con. Res. 34. Concurrent resolution establishing the budget for the United States Government for fiscal year 2012 and setting forth appropriate budgetary levels for fiscal years 2013 through 2021.

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed, Pursuant to the order of Thursday, April 14, 2011, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall Vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, April 14, 2011,

The Senate resumed its legislative session.

SBIR/STTR REAUTHORIZATION ACT

The PRESIDING OFFICER (Mr. MANCHIN in the chair) laid before the Senate its pending business, viz, the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 253, proposed by Ms.

SNOWE (for herself, Ms. LANDRIEU, Mr. SCOTT BROWN, Mr. MERKLEY, Mr. ENZI, Mrs. HAGAN, Mrs. MCCASKILL, Mr. GRASSLEY, and Ms. COLLINS), to the bill, as amended.

Pending debate,

Mr. REID presented a motion to bring to a close debate on the pending bill; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on bill S. 493:

HARRY REID, MARY LANDRIEU, JOHN F. KERRY, ROBERT P. CASEY, JR., MICHAEL F. BENNET, AL FRANKEN, JON TESTER, PATRICK J. LEAHY, CARL LEVIN, TOM HARKIN, CHUCK SCHUMER, JACK REED, MARIA CANTWELL, KIRSTEN E. GILLIBRAND, BEN CARDIN, BILL NELSON, S. WHITEHOUSE, RON WYDEN.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to amendment No. 253 to the bill, as amended.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

REMOVAL OF INJUNCTION OF SECRECY

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That the injunction of secrecy be removed from Treaty Documents 112-2 and 112-3, received from the President on today.

APPOINTMENT BY THE PRESIDENT OF THE SENATE

CONGRESSIONAL-EXECUTIVE COMMISSION ON THE PEOPLE'S REPUBLIC OF CHINA

The PRESIDING OFFICER announced that the PRESIDENT of the Senate, after consultation with the majority leader, pursuant to Public Law 106-286, had appointed the following member to serve as Co-Chairman of the Congressional-Executive Commission on the People's Republic of China: Mr. SHERROD BROWN.

RESIGNATION OF MR. ENSIGN

The PRESIDING OFFICER laid before the Senate the following communication, which was deemed read, by unanimous consent, and placed on file:

Vice President JOE BIDEN,
*The White House, Pennsylvania Avenue,
 NW., Washington, DC.*

Dear Mr. VICE PRESIDENT: I am writing to submit my resignation from the United States Senate, effective close of business May 3, 2011. The short time before I leave is necessary to ensure the smooth transition of my office and to assist the dedicated people who work in the office the time to arrange their next positions.

The decision to leave the Senate before my term has expired is the most difficult decision I have had to make in public life. I am immensely proud and honored to have served the people of Nevada for more than 10 years. I do not easily or lightly forego the obligation to fulfill the term to which I was elected. However, as my colleagues, friends, and constituents know, my family, my staff and I have gone through an emotional, personal and professional rollercoaster of inquiries by the Department of Justice, the Federal Election Commission, and the Senate Ethics Committee. These inquiries have been time-consuming and distracting to everyone involved and, not unimportantly to me, have been financially very costly.

I am gratified that, after extended investigations, both the Department of Justice and the Federal Election Commission saw no grounds on which to charge me with improper conduct. I was hopeful that, with the closure of these investigations against me the wear and tear on me and on my family and staff would soon be over. That was not the case.

As is its right, the Senate Ethics Committee is continuing its investigation of issues into which it has been inquiring for the past year and a half. Indeed, the Committee even decided recently to devote more resources to its investigation by hiring an outside special counsel, even though the issues have been viewed and reviewed by so many others.

I firmly believe that I have not violated any law, rule, or standard of conduct of the Senate. But even to prove this publicly I will not subject my family, my staff, my constituents, or the Senate to any further rounds of investigation, depositions, drawn out proceedings, or, especially, potential public hearings. For my family, my staff and me, the continuing personal cost would simply be too great. For my constituents, for the Senate, and for my colleagues and friends in this great institution, they should not have to endure any further distraction from the many, many critical issues on America's agenda. Not another day of effort should be spent on my case when we face the pressing issues of the National debt, tax reform, the

next budget, and military conflicts in so many places in the world.

Therefore, with the greatest personal sadness and reluctance, I am taking this step of resignation to allow my family and me finally to move on and so that the Senate, in the months to come, may attend fully to the crucial business of the Nation. I cannot thank all my colleagues and constituents enough for the honor of serving and of contributing whatever I have been able to contribute to this body and to the people of the State of Nevada and of the United States of America.

Sincerely,

JOHN ENSIGN,
United States Senator.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business, for only debate, until 5 p.m., with Senators permitted to speak for 10 minutes each therein; that the first hour therein be equally divided and controlled for debate between the two leaders, or their designees; and that the minority control the first 30 minutes therein, and the majority control the second 30 minutes therein.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:47 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, MAY 3, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
 PRESIDENT PRO TEMPORE,
Washington, DC, May 3, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday, The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

AUTHORITY FOR SENATORS TO SUBMIT FIRST-DEGREE AMENDMENTS

By unanimous consent, on the request of Mr. REID,

Ordered, That Senators be authorized to "file" first-degree amendments until 2:30 p.m. on today.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday, The Senate proceeded to a period for the transaction of morning business. Pending debate,

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. MENENDEZ:

S. 867. A bill to fight criminal gangs; to the Committee on the Judiciary.

By Mr. HATCH (for himself, Mr. ALEXANDER, Mr. BARRASSO, Mr. BURR, Mr. COBURN, Mr. CORNYN, Mr. JOHANNIS, and Mr. KYL):

S. 868. A bill to restore the longstanding partnership between the States and the Federal Government in managing the

Medicaid program; to the Committee on Finance.

By Mr. GRAHAM:

S. 869. A bill to provide for an exchange of land between the Department of Homeland Security and the South Carolina State Ports Authority; to the Committee on Energy and Natural Resources.

By Mr. TESTER:

S. 870. A bill to amend the Federal Water Pollution Control Act to modify oil and hazardous substance liability, and for other purposes; to the Committee on Environment and Public Works.

By Mr. COBURN (for himself, Mrs. FEINSTEIN, Mr. WEBB, Mr. BURR, Ms. COLLINS, Mr. CARDIN, and Mr. RISCH):

S. 871. A bill to repeal the Volumetric Ethanol Excise Tax Credit; to the Committee on Finance.

By Mrs. FEINSTEIN:

S. 872. A bill to amend the Omnibus Indian Advancement Act to modify the date as of which certain tribal land of the Lytton Rancheria of California is considered to be held in trust and to provide for the conduct of certain activities on the land; to the Committee on Indian Affairs.

By Mr. AKAKA:

S. 873. A bill to amend title 38, United States Code, to provide benefits for children with spina bifida of veterans exposed to herbicides while serving in the Armed Forces during the Vietnam era outside Vietnam, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. AKAKA:

S. 874. A bill to amend title 38, United States Code, to modify the provision of compensation and pension to surviving spouses of veterans in the months of the deaths of the veterans, to improve housing loan benefits for veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. LAUTENBERG:

S. 875. A bill to amend the Safe Drinking Water Act to require additional monitoring of certain contaminants, and for other purposes; to the Committee on Environment and Public Works.

By Mr. LAUTENBERG:

S. 876. A bill to amend title 23 and 49, United States Code, to modify provisions relating to the length and weight limitations for vehicles operating on Federal-aid highways, and for other purposes; to the Committee on Environment and Public Works.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. REID (for himself, Mr. McCONNELL, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN):

S. Res. 159. A resolution honoring the members of the military and intelligence community who carried out the mission that killed Osama bin Laden, and for other purposes; submitted and read.

By Mr. BURR (for himself, Mrs. FEINSTEIN, and Mrs. BOXER):

S. Res. 160. A resolution designating May 6, 2011, as "Military Spouse Appreciation Day"; considered and agreed to.

By Mr. LEAHY (for himself, Mr. GRASSLEY, and Mr. COONS):

S. Res. 161. A resolution designating May 2011, as "National Inventors Month"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 146

At the request of Mr. BAUCUS, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 164

At the request of Ms. AYOTTE, her name was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 214

At the request of Mr. MENENDEZ, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 214, a bill to amend the Oil Pollution Act of 1990 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 215

At the request of Mr. MENENDEZ, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 215, a bill to amend the Internal Revenue Code of 1986 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 219

At the request of Mr. TESTER, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 219, a bill to require Senate candidates to file designations, statements, and reports in electronic form.

S. 253

At the request of Mr. ROCKEFELLER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 253, a bill to establish a commission to ensure a suitable observance of the centennial of World War I, and to designate memorials to the service of men and women of the United States in World War I.

S. 325

At the request of Mrs. MURRAY, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 325, a bill to amend title 10, United States Code, to require the provision of behavioral health services to members of the reserve components of the Armed Forces necessary to meet pre-deployment and post-deployment readiness and fitness standards, and for other purposes.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United

States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 490

At the request of Mr. AKAKA, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 490, a bill to amend title 38, United States Code, to increase the maximum age for children eligible for medical care under the CHAMPVA program, and for other purposes.

S. 491

At the request of Mr. PRYOR, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

S. 530

At the request of Mrs. FEINSTEIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 530, a bill to modify certain subsidies for ethanol production, and for other purposes.

S. 539

At the request of Mr. WHITEHOUSE, the names of the Senator from Maine [Ms. COLLINS], the Senator from Rhode Island [Mr. REED], the Senator from New Mexico [Mr. BINGAMAN] and the Senator from New York [Mr. SCHUMER] were added as cosponsors of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 570

At the request of Mr. TESTER, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 584

At the request of Ms. MIKULSKI, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 584, a bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the profession of social work, and for other purposes.

S. 587

At the request of Mr. CASEY, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 587, a bill to amend the Safe Drinking Water Act to repeal a certain exemption for hydraulic fracturing, and for other purposes.

S. 595

At the request of Mrs. MURRAY, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 596

At the request of Mr. WYDEN, the names of the Senator from Massachusetts [Mr. BROWN], the Senator from Washington [Ms. CANTWELL] and the Senator from Ohio [Mr. BROWN] were added as cosponsors of S. 596, a bill to establish a grant program to benefit victims of sex trafficking, and for other purposes.

S. 657

At the request of Mr. CARDIN, the name of the Senator from Arizona [Mr. KYL] was added as a cosponsor of S. 657, a bill to encourage, enhance, and integrate Blue Alert plans throughout the United States in order to disseminate information when a law enforcement officer is seriously injured or killed in the line of duty.

S. 665

At the request of Mr. BROWN of Ohio, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 665, a bill to promote industry growth and competitiveness and to improve worker training, retention, and advancement, and for other purposes.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Nebraska [Mr. JOHANNES] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 712

At the request of Mr. DEMINT, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 712, a bill to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act.

S. 722

At the request of Mr. WYDEN, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 745

At the request of Mr. SCHUMER, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 745, a bill to amend title 38, United States Code, to protect certain veterans who would otherwise be subject to a reduction in educational assistance benefits, and for other purposes.

S. 747

At the request of Mr. CRAPO, the names of the Senator from Utah [Mr. HATCH] and the Senator from Arkansas [Mr. BOOZMAN] were

added as cosponsors of S. 747, a bill to amend title 23, United States Code, with respect to vehicle weight limitations applicable to the Interstate System, and for other purposes.

S. 752

At the request of Mrs. FEINSTEIN, the names of the Senator from California [Mrs. BOXER] and the Senator from Virginia [Mr. WEBB] were added as cosponsors of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 755

At the request of Mr. WYDEN, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 770

At the request of Mr. BROWN of Ohio, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 770, a bill to amend the Fair Labor Standards Act of 1938 to ensure that employees are not misclassified as non-employees, and for other purposes.

S. 778

At the request of Mr. MORAN, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 778, a bill to amend title XVIII of the Social Security Act with respect to physician supervision of therapeutic hospital outpatient services.

S. 818

At the request of Mr. KERRY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 818, a bill to amend title XVIII of the Social Security Act to count a period of receipt of outpatient observation services in a hospital toward satisfying the 3-day inpatient hospital requirement for coverage of skilled nursing facility services under Medicare.

S. 829

At the request of Mr. CARDIN, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 829, a bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps.

S. 830

At the request of Mrs. MURRAY, the names of the Senator from Vermont [Mr. SANDERS] and the Senator from Ohio [Mr. BROWN] were added as cosponsors of S. 830, a bill to establish partnerships to create or enhance educational and skills development pathways to 21st century careers, and for other purposes.

S. 838

At the request of Mr. TESTER, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to

clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

SENATE JOINT RESOLUTION 4

At the request of Mr. SHELBY, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of Senate Joint Resolution 4, a joint resolution proposing an amendment to the Constitution of the United States which requires (except during time of war and subject to suspension by Congress) that the total amount of money expended by the United States during any fiscal year not exceed the amount of certain revenue received by the United States during such fiscal year and not to exceed 20 per cent of the gross national product of the United States during the previous calendar year.

SENATE RESOLUTION 80

At the request of Mr. DURBIN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 116

At the request of Mr. SCHUMER, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of Senate Resolution 116, a resolution to provide for expedited Senate consideration of certain nominations subject to advice and consent.

SENATE RESOLUTION 144

At the request of Mrs. HUTCHISON, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Montana [Mr. TESTER], the Senator from Maine [Ms. SNOWE] and the Senator from Hawaii [Mr. INOUE] were added as cosponsors of Senate Resolution 144, a resolution supporting early detection for breast cancer.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BLUMENTHAL,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 3, 2011, at 10 a.m.

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on May 3, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on May 3, 2011, at 10 a.m. in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on May 3, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Is the Distribution of Tax Burdens and Tax Benefits Equitable?"

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 3, 2011, at 10 a.m., to hold a hearing entitled, "Afghanistan: What is an Acceptable End-State and How Do We Get There?"

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on May 3, 2011, at 2:30 p.m.

SUBCOMMITTEE ON EMERGING THREATS AND CAPABILITIES

The Subcommittee on Emerging Threats and Capabilities of the Committee on Armed Services be authorized to meet during the session of the Senate on May 3, 2011, at 2:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:04 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 362. An act to redesignate the Federal building and United States Courthouse located at 200 East Wall Street in Midland, Texas, as the "George H.W. Bush and George W. Bush United States Courthouse and George Mahon Federal Building".

H.R. 1423. An act to designate the facility of the United States Postal Service located at 115 4th Avenue Southwest in Ardmore, Oklahoma, as the "Specialist Micheal E. Phillips Post Office".

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 362. An act to redesignate the Federal building and United States Courthouse located at 200 East Wall Street in Midland, Texas, as the "George H. W. Bush and George W. Bush United States Courthouse and George Mahon Federal Building"; to the

Committee on Environment and Public Works.

H.R. 1423. An act to designate the facility of the United States Postal Service located at 115 4th Avenue Southwest in Ardmore, Oklahoma, as the "Specialist Micheal E. Phillips Post Office"; to the Committee on Homeland Security and Governmental Affairs.

NOTICE OF INTENT TO SUSPEND THE RULE

Mr. COBURN, in accordance with Rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, Paragraph 2 of the Standing Rules of the Senate, for the purpose of proposing and considering amendment No. 309 on the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes.

ORDER FOR CONSIDERATION OF RESOLUTION S. RES. 159

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 2:15 p.m. on today, the Senate proceed to consider resolution S. Res. 159; that there be 75 minutes, equally divided and controlled, for debate thereon between the two leaders, or their designees; that the final 10 minutes therein be controlled by the two leaders; that the minority leader control the first 5 minutes therein, and the majority leader control the final 5 minutes therein; that, upon conclusion of debate, the Senate vote on the question of agreeing to the resolution; that, upon disposition of the resolution, the accompanying preamble be agreed to; that no amendment be in order; that a motion to reconsider be considered made and laid on the table, with no intervening action or debate; and that the Senate then proceed to a further period for the transaction of morning business until 5 p.m., with Senators permitted to speak for 10 minutes each therein.

RECESS

Pursuant to the order of yesterday, as modified,

At 12:33 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

HONORING THE MEMBERS OF THE
MILITARY AND INTELLIGENCE
COMMUNITY WHO CARRIED OUT
THE MISSION THAT KILLED
OSAMA BIN LADEN

The hour of 2:15 p.m. having passed,

Pursuant to the order of today, as modified,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 159) honoring the members of the military and intelligence community who carried out the mission that killed Osama bin Laden, and for other purposes, submitted today by Mr. REID (for himself, Mr. MCCONNELL, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNIS, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN); and

The Senate proceeded to consider the resolution.

The question being on agreeing to the resolution.

After debate,

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending resolution.

On the question, Shall the Senate agree thereto?

It was determined in the affirmative--- yeas... 97, nays... 0

[Rollcall Vote No. 63 Leg.]

YEAS --- 97

Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman,

Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So it was

Resolved, That the Senate agree thereto.

Pursuant to the order of today,

The accompanying preamble was agreed to.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

DESIGNATING "MILITARY SPOUSE
APPRECIATION DAY"

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 160) designating May 6, 2011, as "Military Spouse Appreciation Day", submitted today by Mr. BURR (for himself, Mrs. FEINSTEIN, and Mrs. BOXER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL
INVENTORS MONTH"

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 161) designating May 2011, as "National Inventors Month", submitted today by Mr. LEAHY (for himself, Mr. GRASSLEY, and Mr. COONS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 12 noon, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees, for debate only; that the majority control the first 30 minutes therein, and the minority control the second 30 minutes therein; and that the Senate vote on the question of agreeing to motion to bring to a close debate on bill S. 493 at 12 noon on tomorrow.

Ordered further, That Senators be authorized to "file" second-degree amendments until 11 a.m. on tomorrow.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 4:59 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, MAY 4, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, May 4, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E.

GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1401. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Fluopicolide; Pesticide Tolerances" (FRL No. 8859-9) received during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1402. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Data Requirements for Antimicrobial Pesticides; Notification to the Secretaries of Agriculture and Health and Human Services" (FRL No. 8861-7) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1403. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Triflurosulfuron-methyl; Pesticide Tolerances" (FRL No. 8871-4) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to

the Committee on Agriculture, Nutrition, and Forestry.

EC-1404. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pyrasulfotole; Pesticide Tolerances" (FRL No. 8869-5) received during adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1405. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mefenpyr-diethyl; Pesticide Tolerances" (FRL No. 8870-9) received during adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1406. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Metiram; Pesticide Tolerances" (FRL No. 8869-1) received during adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1407. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Aluminum tris(0-ethylphosphonate), Butylate, Chloretoxyfos, Clethodim, et al.; Tolerance Actions" (FRL No. 8869-6) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1408. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Carbon Dioxide; Exemption from the Requirement of a Tolerance" (FRL No. 8873-1) received in the Office of the President of the Senate on May 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1409. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Clothianidin; Pesticide Tolerances" (FRL No. 8873-3) received in the Office of the President of the Senate on May 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1410. A communication from the Director of the Regulatory Management

Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Metarhizium anisopliae strain F52; Exemption From the Requirement of a Tolerance" (FRL No. 8872-3) received in the Office of the President of the Senate on May 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1411. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Citrus Canker, Citrus Greening, and Asian Citrus Psyllid; Interstate Movement of Regulated Nursery Stock" ((RIN0579-AD29)(Docket No. APHIS-2010-0048)) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1412. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Gypsy Moth Generally Infested Areas; Additions in Indiana, Maine, Ohio, Virginia, West Virginia, and Wisconsin" (Docket No. APHIS-2010-0075) received during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1413. A communication from the Health Physicist, Army Safety Office, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Radiation Sources on Army Land" (RIN0702-AA58) received during adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Armed Services.

EC-1414. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Robert L. Van Antwerp, Jr., United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-1415. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Acquisition of Commercial Items" ((RIN0750-AG23)-(DFARS Case 2008-D011)) received during adjournment of the Senate in the Office of the President of the Senate on April 25, 2011; to the Committee on Armed Services.

EC-1416. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Vice Admiral Peter

H. Daly, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC-1417. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Vice Admiral David J. Dorsett, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC-1418. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Brigadier General Larry D. Wyche, United States Army, and his advancement to the grade of brigadier general on the retired list; to the Committee on Armed Services.

EC-1419. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Acquisition Regulation Supplement; Rules of the Armed Services Board of Contract Appeals" (48 CFR Chapter 2) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Armed Services.

EC-1420. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of major general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-1421. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Vice Admiral Anthony L. Winns, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC-1422. A communication from the Secretary of the Air Force, transmitting, pursuant to law, a report relative to the Program Acquisition Unit Cost and the Average Procurement Unit Cost for the restructured National Polar-orbiting Operational Environmental Satellite System exceeding the Acquisition Program Baseline values; to the Committee on Armed Services.

EC-1423. A communication from the Secretary of the Air Force, transmitting, pursuant to law, a report relative to the Program Acquisition Unit Cost and the Average Procurement Unit Cost for the C-27J program exceeding the Acquisition Program Baseline values; to the Committee on Armed Services.

EC-1424. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the

realistic survivability testing of the Littoral Combat Ship (LCS); to the Committee on Armed Services.

EC-1425. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, ninety-five (95) Selected Acquisition Reports (SARs) for the quarter ending December 31, 2010 (DCN OSS 2011-0710); to the Committee on Armed Services.

EC-1426. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-011, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-1427. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-014, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-1428. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 10-130, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-1429. A communication from the Chief Counsel, United States Mint, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Assessment of Civil Penalties for Misuse of Words, Letters, Symbols, and Emblems of the United States Mint" (RIN1506-AA58) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1430. A communication from the Chief Counsel, United States Mint, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Prohibition on the Exportation, Melting, or Treatment of 5-Cent and One-Cent Coins" (31 CFR Part 82) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1431. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Corporate Credit Unions, Technical Corrections" (RIN3133-AD58) received during adjournment of the Senate in the Office of the President of the Senate on April 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1432. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Regulation Z - Truth in Lending" ((RIN7100-AD55)(12 CFR 226)) received during adjournment of the Senate in the Office of the President of the Senate on April 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1433. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1434. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1435. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1436. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1437. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security,

transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1438. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1439. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1440. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on April 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1441. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury, transmitting, pursuant to law, two (2) reports relative to a vacancies in the Department of the Treasury, received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1442. A communication from the President of the United States, transmitting, pursuant to law, a report on the continuation of the national emergency that was originally declared in Executive Order 13466 of June 26, 2008, and expanded in Executive Order 13551 of August 20, 2010, with respect to the current existence and risk of the proliferation of weapons-usable fissile material on the Korean Peninsula; to the Committee on Banking, Housing, and Urban Affairs.

EC-1443. A communication from the President of the United States, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Syria that was declared in Executive Order

13338 of May 11, 2004; to the Committee on Banking, Housing, and Urban Affairs.

EC-1444. A communication from the President of the United States, transmitting, pursuant to law, a report relative to expanding the scope of the national emergency with respect to Syria that was declared in Executive Order 13338 of May 11, 2004; to the Committee on Banking, Housing, and Urban Affairs.

EC-1445. A communication from the President of the United States, transmitting, pursuant to law, a report on the continuation of the national emergency that was originally declared in Executive Order 13047 of May 20, 1997, with respect to Burma; to the Committee on Banking, Housing, and Urban Affairs.

EC-1446. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to South Africa; to the Committee on Banking, Housing, and Urban Affairs.

EC-1447. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a report on the continuation of the national emergency declared in Executive Order 13413 with respect to blocking the property of persons contributing to the conflict taking place in the Democratic Republic of the Congo; to the Committee on Banking, Housing, and Urban Affairs.

EC-1448. A communication from the First Vice President, Controller and Chief Accounting Officer, Federal Home Loan Bank of Boston, transmitting, pursuant to law, the Bank's 2010 Management Report and statement on the system of internal control; to the Committee on Banking, Housing, and Urban Affairs.

EC-1449. A communication from the Director of the Legislative Affairs Division, Natural Resources Conservation Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Wetland Conservation" (RIN0578-AA58) received in the Office of the President of the Senate on May 2, 2011; to the Committee on Environment and Public Works.

EC-1450. A communication from the Director of Congressional Affairs, Office of Enforcement, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Interim Enforcement Policy for Minimum Days Off Requirements" (SRM-SECY-11-0003 and SRM-SECY-11-0028) received during adjournment of the Senate in the Office of the President of the Senate on April 25, 2011; to the Committee on Environment and Public Works.

EC-1451. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Clarifying the Process for Making

Emergency Plan Changes" (NRC Regulatory Issue Summary 2005-02, Revision 1) received in the Office of the President of the Senate on May 2, 2011; to the Committee on Environment and Public Works.

EC-1452. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Standard Format and Content for Emergency Plans for Fuel Cycle and Materials Facilities" (Regulatory Guide 3.67, Revision 1) received in the Office of the President of the Senate on May 2, 2011; to the Committee on Environment and Public Works.

EC-1453. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Protection of Safeguard Information" (Regulatory Guide 5.79) received during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on Environment and Public Works.

EC-1454. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Information Relevant to Ensuring That Occupational Radiation Exposures at Medical Institutions Will Be As Low As Is Reasonably Achievable" (Regulatory Guide 8.18, Revision 2) received in the Office of the President of the Senate on May 2, 2011; to the Committee on Environment and Public Works.

EC-1455. A communication from the Administrator of the Environmental Protection Agency, transmitting, pursuant to law, a report relative to the Great Lakes Ecosystem; to the Committee on Environment and Public Works.

EC-1456. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; South Carolina; Update to Materials Incorporated by Reference" (FRL No. 9286-2) received during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on Environment and Public Works.

EC-1457. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Adoption of the Revised Lead Standards and Related Reference Conditions and Update of Appendices" (FRL No. 9298-1) received

during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on Environment and Public Works.

EC-1458. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Oil Pollution Prevention; Spill Prevention, Control, and Countermeasure (SPCC) Rule - Amendments for Milk and Milk Products Containers" (FRL No. 9297-37) received during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on Environment and Public Works.

EC-1459. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Plans for Designated Facilities and Pollutants: Florida; Jefferson County, Kentucky; Forsyth, Mecklenburg, and Buncombe Counties, North Carolina; and South Carolina" (FRL No. 9298-9) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Environment and Public Works.

EC-1460. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Delaware; Update to Materials Incorporated by Reference" (FRL No. 9298-3) received during adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Environment and Public Works.

EC-1461. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Clarifications to Indian Tribes' Clean Air Act Regulatory Requirements; Direct Final Amendments" (FRL No. 9300-2) received during adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Environment and Public Works.

EC-1462. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana; Removal of Vehicle Inspection and Maintenance Programs for Clark and Floyd Counties" (FRL No. 9299-7) received during

adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Environment and Public Works.

EC-1463. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review (NSR): Reconsideration of Inclusion of Fugitive Emissions; Interim Rule; Stay and Revisions" (FRL No. 9299-3) received during adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Environment and Public Works.

EC-1464. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Determinations Concerning Need for Error Correction, Partial Approval and Partial Disapproval, and Federal Implementation Plan Regarding Texas's Prevention of Significant Deterioration Program" (FRL No. 9299-9) received during adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Environment and Public Works.

EC-1465. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Illinois" (FRL No. 9294-7) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Environment and Public Works.

EC-1466. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mandatory Reporting of Greenhouse Gases: Petroleum and Natural Gas Systems" (FRL No. 9299-1) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Environment and Public Works.

EC-1467. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Northern Sonoma County Air Pollution Control District (NSCAPCD) and Mendocino County Air Quality Management District" (FRL No. 9292-6) received in the Office of the President of the Senate on May 2, 2011; to the Committee on Environment and Public Works.

EC-1468. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "User Fees Relating to Enrolled Agents and Enrolled Retirement Plan Agents" (RIN1545-BJ65) received during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on Finance.

EC-1469. A communication from the Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Eliminating the Decision Review Board" (RIN0960-AG80) received in the Office of the President of the Senate on April 28, 2011; to the Committee on Finance.

EC-1470. A communication from the President of the United States, transmitting, pursuant to law, a report relative to Afghanistan and Pakistan (DCN OSS-2011-0611); to the Committee on Foreign Relations.

EC-1471. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, an Accountability Review Board report relative to an incident in Pakistan on February 3, 2010 (DCN OSS 2011-0708); to the Committee on Foreign Relations.

EC-1472. A communication from the Acting Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, a report prepared by the Department of State on progress toward a negotiated solution of the Cyprus question covering the periods December 1, 2010 through January 31, 2011; to the Committee on Foreign Relations.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. HATCH (for himself, Mr. COBURN, Mr. MCCONNELL, Mrs. HUTCHISON, Mr. ROBERTS, Mr. RUBIO, Mr. BLUNT, Ms. AYOTTE, Mr. WICKER, Mr. ISAKSON, Mr. VITTER, Mr. CHAMBLISS, Mr. BARRASSO, Mr. BOOZMAN, Mr. BURR, Mr. THUNE, Mr. RISCH, Mr. INHOFE, Mr. MORAN, Mr. GRASSLEY, Mr. CRAPO, Mr. JOHANNIS, Mr. HOEVEN, Mr. SHELBY, Mr. COATS, Mr. CORKER, Mr. PAUL, Mr. JOHNSON of Wisconsin, Mr. MCCAIN, Mr. LEE, and Mr. KYL):

S. 877. A bill to prevent taxpayer-funded elective abortions by applying the longstanding policy of the Hyde amendment to the new health care law; to the Committee on Finance.

By Mr. NELSON of Nebraska:

S. 878. A bill to amend section 520 of the Housing Act of 1949 to revise the requirements for areas to be considered as rural areas for purposes of such Act; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. KIRK (for himself, Mrs. GILLIBRAND, and Mr. CORNYN):

S. 879. A bill to promote human rights and democracy in Iran; to the Committee on Foreign Relations.

By Mr. NELSON of Florida:

S. 880. A bill to extend Federal recognition to the Muscogee Nation of Florida; to the Committee on Indian Affairs.

By Ms. LANDRIEU (for herself, Mr. WICKER, and Mr. BLUNT):

S. 881. A bill to amend the Consumer Credit Protection Act to assure meaningful disclosures of the terms of rental-purchase agreements, including disclosures of all costs to consumers under such agreements, to provide substantive rights to consumers under such agreements, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BROWN of Ohio:

S. 882. A bill to prevent misuse, overutilization, and trafficking of prescription drugs by limiting access to such drugs for Medicare and Medicaid beneficiaries who have been identified as high-risk prescription drug users; to the Committee on Finance.

By Mr. LIEBERMAN (for himself and Mr. GRASSLEY):

S. 883. A bill to authorize National Mall Liberty Fund D.C. to establish a memorial on Federal land in the District of Columbia to honor free persons and slaves who fought for independence, liberty, and justice for all during the American Revolution; to the Committee on Energy and Natural Resources.

By Mr. GRASSLEY (for himself, Mr. CONRAD, Mr. JOHANNES, Ms. KLOBUCHAR, Mr. FRANKEN, Mr. JOHNSON of South Dakota, Mr. HARKIN, and Mr. NELSON of Nebraska):

S. 884. A bill to amend the Internal Revenue Code of 1986 to provide for a variable VEETC rate based on the price of crude oil, and for other purposes; to the Committee on Finance.

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 885. A bill to amend the Transportation Equity Act for the 21st Century to reauthorize a provision relating to additional contract authority for States with Indian reservations; to the Committee on Environment and Public Works.

By Mr. UDALL of New Mexico:

S. 886. A bill to amend the Interstate Horseracing Act of 1978 to prohibit the use of performance-enhancing drugs in horseracing, and for other purposes; to the

Committee on Commerce, Science, and Transportation.

By Mr. NELSON of Florida:

S. 887. A bill to increase the portion of community block grants that may be used to provide public services, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MENENDEZ (for himself, Mr. DURBIN, Mr. FRANKEN, Mr. KERRY, Mr. LAUTENBERG, Mr. MERKLEY, Mr. SANDERS, Ms. SNOWE, Ms. STABENOW, Mr. WHITEHOUSE, and Mr. LIEBERMAN):

S. Res. 162. A resolution expressing the sense of the Senate that stable and affordable housing is an essential component of an effective strategy for the prevention, treatment, and care of human immunodeficiency virus, and that the United States should make a commitment to providing adequate funding for the development of housing as a response to the acquired immunodeficiency syndrome pandemic; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. HARKIN:

S. Res. 163. A resolution commemorating the 175th anniversary of the United States National Library of Medicine; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LAUTENBERG (for himself, Ms. MURKOWSKI, Mrs. MURRAY, Mrs. GILLIBRAND, Ms. LANDRIEU, Ms. STABENOW, Mrs. FEINSTEIN, Mr. COONS, Mr. SANDERS, Mr. BEGICH, Mr. SCHUMER, Mr. BROWN of Ohio, Mr. WARNER, Mr. KOHL, Mr. JOHNSON of South Dakota, and Mr. CARDIN):

S. Res. 164. A resolution recognizing the teachers of the United States for their contributions to the development and progress of our Nation; considered and agreed to.

ADDITIONAL COSPONSORS

S. 185

At the request of Mrs. BOXER, the names of the Senator from Nebraska [Mr. JOHANNES] and the Senator from Washington [Ms. CANTWELL] were added as cosponsors of S. 185, a bill to provide United States assistance for the purpose of eradicating severe forms of trafficking in children in eligible countries through the implementation of Child Protection Compacts, and for other purposes.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from Arizona [Mr. McCAIN] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 229

At the request of Mrs. FEINSTEIN, her name was added as a cosponsor of S. 229, a bill to amend the Federal Food, Drug, and Cosmetic Act to require labeling of genetically-engineered fish.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 393

At the request of Mr. REED, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of S. 393, a bill to aid and support pediatric involvement in reading and education.

S. 414

At the request of Mr. DURBIN, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the names of the Senator from Montana [Mr. BAUCUS], the Senator from Montana [Mr. TESTER] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 431

At the request of Mr. PRYOR, the names of the Senator from Minnesota [Mr. FRANKEN], the Senator from South Carolina [Mr. GRAHAM] and the Senator from Montana [Mr. TESTER] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 486

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 486, a bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes.

S. 501

At the request of Mr. THUNE, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 501, a bill to

establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

S. 528

At the request of Mrs. GILLIBRAND, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 528, a bill to provide driver safety grants to States with graduated driver licensing laws that meet certain minimum requirements.

S. 581

At the request of Mr. BURR, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 581, a bill to amend the Child Care and Development Block Grant Act of 1990 to require criminal background checks for child care providers.

S. 593

At the request of Mr. SCHUMER, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 593, a bill to amend the Internal Revenue Code of 1986 to modify the tax rate for excise tax on investment income of private foundations.

S. 668

At the request of Mr. CORNYN, the names of the Senator from Iowa [Mr. GRASSLEY] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 718

At the request of Mr. ROBERTS, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 718, a bill to amend the Federal Insecticide, Fungicide, and Rodenticide Act to improve the use of certain registered pesticides.

S. 838

At the request of Mr. TESTER, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 855

At the request of Ms. STABENOW, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 855, a bill to make available such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, continue to receive pay and allowances for active service performed when a funding gap

caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

S. 865

At the request of Mrs. MURRAY, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from Massachusetts [Mr. KERRY] were added as cosponsors of S. 865, a bill to provide grants to promote financial literacy.

S. 868

At the request of Mr. HATCH, the names of the Senator from Idaho [Mr. RISCH], the Senator from South Dakota [Mr. THUNE], the Senator from Alabama [Mr. SHELBY], the Senator from Kentucky [Mr. PAUL], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Iowa [Mr. GRASSLEY], the Senator from Utah [Mr. LEE], the Senator from Arizona [Mr. MCCAIN] and the Senator from Indiana [Mr. COATS] were added as cosponsors of S. 868, a bill to restore the longstanding partnership between the States and the Federal Government in managing the Medicaid program.

SENATE RESOLUTION 86

At the request of Mrs. FEINSTEIN, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of Senate Resolution 86, a resolution recognizing the Defense Intelligence Agency on its 50th Anniversary.

SENATE RESOLUTION 138

At the request of Mrs. GILLIBRAND, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of Senate Resolution 138, a resolution calling on the United Nations to rescind the Goldstone report, and for other purposes.

SENATE RESOLUTION 144

At the request of Mrs. HUTCHISON, the names of the Senator from Colorado [Mr. UDALL] and the Senator from Idaho [Mr. CRAPO] were added as cosponsors of Senate Resolution 144, a resolution supporting early detection for breast cancer.

SENATE RESOLUTION 151

At the request of Ms. KLOBUCHAR, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of Senate Resolution 151, a resolution congratulating the University of Minnesota Duluth men's ice hockey team on winning their first National Collegiate Athletic Association (NCAA) Division I Men's Hockey National Championship.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REED,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on May 4, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Budget Enforcement Mechanisms".

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 4, 2011, at 2:45 p.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 4, 2011, at 10 a.m. to conduct a hearing entitled "Securing the Border: Progress at the Federal level."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 4, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Oversight of the U.S. Department of Justice."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 4, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing on nominations.

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on May 4, 2011.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on May 4, 2011, at 10 a.m.

SUBCOMMITTEE ON PERSONNEL

The Subcommittee on Personnel of the Committee on Armed Services be authorized to meet during the session of the Senate on May 4, 2011, at 2 p.m.

SUBCOMMITTEE ON STRATEGIC FORCES

The Subcommittee on Strategic Forces of the Committee on Armed Services be authorized to meet during the session of the Senate on May 4, 2011, at 2:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 12:10 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1213. An act to repeal mandatory funding provided to States in the Patient Protection and Affordable Care Act to

establish American Health Benefit Exchanges.

MOTION TO BRING TO A CLOSE DEBATE ON BILL S. 493

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the motion, presented by Mr. REID on Monday, May 2, 2011, to bring to a close debate on the bill (S. 493) to reauthorize and improve the SBIR and STTR programs, and for other purposes.

Pursuant to the order of Monday, May 2, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The hour of 12 noon having passed,

Pursuant to the order of yesterday, as modified,

The question being taken.

It was determined in the negative---
yeas... 52, nays... 44

[Rollcall Vote No. 64 Leg.]

YEAS --- 52

Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 44

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

EXECUTIVE SESSION

Pursuant to the order of Monday, May 2, 2011,

The Senate proceeded to executive session; and after the consideration of executive business (involving two rollcall votes).

LEGISLATIVE SESSION

Pursuant to the order of today,

The Senate resumed its legislative session.

CONGRATULATING THE UNIVERSITY OF MINNESOTA DULUTH MEN'S ICE HOCKEY TEAM

By unanimous consent, on the request of Mr. MERKLEY,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 151) congratulating the University of Minnesota Duluth men's ice hockey team on winning their first National Collegiate Athletic Association (NCAA) Division I Men's Hockey National Championship.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE TEACHERS OF THE UNITED STATES FOR THEIR CONTRIBUTIONS TO THE DEVELOPMENT AND PROGRESS OF OUR NATION

On the request of Mr. MERKLEY,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 164) recognizing the teachers of the United States for their contributions to the development and progress of our Nation, submitted today by Mr. LAUTENBERG (for himself, Ms. MURKOWSKI, Mrs. MURRAY, Mrs. GILLIBRAND, Ms. LANDRIEU, Ms. STABENOW, Mrs. FEINSTEIN, Mr. COONS, Mr. SANDERS, Mr. BEGICH, Mr. SCHUMER, Mr. SHERROD BROWN, Mr. WARNER, Mr. KOHL, Mr. TIM JOHNSON, and Mr. CARDIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE VICE PRESIDENT BOARD OF VISITORS OF THE U.S. COAST GUARD ACADEMY

The PRESIDING OFFICER announced that the Vice President, pursuant to 14 U.S.C. 194(a), as amended by Public Law 101-595, and upon the recommendation of the Chairman of the Committee on Commerce, Science, and Transportation, had appointed the following Senators to the Board of Visitors of the U.S. Coast Guard Academy: Mr. WICKER, from the Committee on Commerce, Science, and Transportation, and Mr. TOOMEY.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. MERKLEY,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1213) to repeal mandatory funding provided to States in the Patient Protection and Affordable Care Act to establish American Health Benefit Exchanges, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. MERKLEY asked unanimous consent that the bill be read the second time.

Mr. MERKLEY objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. MERKLEY,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 5 p.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees, for debate only; and that the minority control the first 30 minutes therein, and the majority control the second 30 minutes therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. MERKLEY,

At 6:59 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, MAY 5, 2011

Mr. BENJAMIN L. CARDIN, from the State of Maryland, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. CARDIN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 5, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable BENJAMIN L. CARDIN, a Senator from the State of Maryland, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. CARDIN took the chair.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 1213) to repeal mandatory funding provided to States in the Patient Protection and Affordable Care Act to establish American Health Benefit Exchanges, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1473. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services to support the design, manufacture and delivery of the Es' Hail Satellite Program in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1474. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, to include technical data, and defense services to Japan for the support, maintenance, overhaul and assembly, inspection and test of F110-GE-129 gas turbine engines for use in F-2 fighter aircraft in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-1475. A communication from the Assistant Secretary of Legislative Affairs, U.S. Department of State, transmitting, pursuant to law, a report relative to certifications granted in relation to the incidental capture of sea turtles in commercial shrimping operations; to the Committee on Foreign Relations.

EC-1476. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, status reports relative to Iraq for the period of December 21, 2010 through February 20, 2011; to the Committee on Foreign Relations.

EC-1477. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a proposed amendment to parts 120 and 124 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-1478. A communication from the Chairman of the Broadcasting Board of Governors, transmitting, pursuant to law, a report relative to U.S.-funded international broadcasting efforts in Iran; to the Committee on Foreign Relations.

EC-1479. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Definition of

Multiple-Award Contract" ((RIN0750-AH12)(DFARS Case 2011-D016)) received during adjournment of the Senate in the Office of the President of the Senate on April 22, 2011; to the Committee on Armed Services.

EC-1480. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Accelerate Small Business Payments" ((RIN0750-AH19)-(DFARS Case 2011-D008)) received during adjournment of the Senate in the Office of the President of the Senate on April 22, 2011; to the Committee on Armed Services.

EC-1481. A communication from the Assistant Secretary of Defense (Nuclear and Chemical and Biological Defense Programs) transmitting, pursuant to law, the Department of Defense Chemical and Biological Defense Program Annual Report to Congress for 2011; to the Committee on Armed Services.

EC-1482. A communication from the Director of the Policy Issuances Division, Food Safety and Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "New Formulas for Calculating the Basetime, Overtime, Holiday, and Laboratory Services Rates; Rate Changes Based on the Formulas; and Increased Fees for the Accredited Laboratory Program" (RIN0583-AD40) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1483. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on May 3, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1484. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Regulation M - Consumer Leasing" (Docket No. R-1400) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1485. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Regulation Z - Truth in Lending" (Docket No. R-1399) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the

Committee on Banking, Housing, and Urban Affairs.

EC-1486. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Implementation of the Understandings Reached at the 2010 Australia Group (AG) Plenary Meeting and Other AG-Related Clarifications and Corrections to the Export Administration Regulations (EAR)" (RIN0694-AF04) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1487. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Editorial Corrections to the Export Administration Regulations" (RIN0694-AE96) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1488. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Residential Clothes Dryers and Room Air Conditioners" (RIN1904-AA89) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Energy and Natural Resources.

EC-1489. A communication from the Chief, Endangered Species Program, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; 44 Marine and Anadromous Taxa: Adding 10 Taxa, Delisting 1 Taxon, Reclassifying 1 Taxon, and Updating 32 Taxa on the List of Endangered and Threatened Wildlife" (RIN1018-AW09) received during adjournment of the Senate in the Office of the President of the Senate on April 25, 2011; to the Committee on Environment and Public Works.

EC-1490. A communication from the Deputy Director for Operations, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Paying Benefits" (29 CFR Part 4022) received in the Office of the President of the Senate on May 3, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1491. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Wah Chang facility in Albany, Oregon, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1492. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Grand Junction Operations Office, Grand Junction, Colorado, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1493. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Vitro Manufacturing site in Canonsburg, Pennsylvania, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1494. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Norton Co. (or a subsequent owner) in Worcester, Massachusetts, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1495. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Linde Ceramics Plant in Tonawanda, New York, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1496. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Obstetrical and Gynecological Devices; Classification of the Hemorrhoid Prevention Pressure Wedge" ((21 CFR Part 884)(Docket No. FDA-2011-N-0118)) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1497. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Revision of the Requirements for Constituent Materials" ((21 CFR Part 610)(Docket No. FDA-2010-N-0099)) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1498. A communication from the Deputy Director of Regulations and Policy

Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Irradiation in the Production, Processing, and Handling of Food" ((21 CFR Part 179)(Docket No. FDA-1998-F-0072)) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1499. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; General and Plastic Surgery Devices; Classification of the Low Level Laser System for Aesthetic Use" ((21 CFR Part 878)(Docket No. FDA-2011-N-0188)) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1500. A communication from the Chief of the Border Securities Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Technical Amendments to List of CBP Preclearance Offices in Foreign Countries: Addition of Dublin, Ireland" (CBP Dec. 11-08) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1501. A communication from the Acting Associate General Counsel for General Law, Office of the General Counsel, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the Department of Homeland Security in the position of Under Secretary for Management, received during adjournment of the Senate in the Office of the President of the Senate on April 28, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1502. A communication from the Director, Public Affairs and Government Relations, U.S. Postal Regulatory Commission, transmitting, pursuant to law, the commission's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1503. A communication from the Equal Employment Opportunity Director, Farm Credit System Insurance Corporation, transmitting, pursuant to law, the Farm Credit System Insurance Corporation's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the

Committee on Homeland Security and Governmental Affairs.

EC-1504. A communication from the Chairman of the Federal Energy Regulatory Commission, transmitting, pursuant to law, the commission's calendar year 2010 Sunshine Act compliance report; to the Committee on Homeland Security and Governmental Affairs.

EC-1505. A communication from the Chief Executive Officer, Corporation for National and Community Service, the Corporation for National and Community Service's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1506. A communication from the Deputy Secretary, American Battle Monuments Commission, transmitting, pursuant to law, the commission's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1507. A communication from the Director, Equal Employment Opportunities and Diversity Programs, National Archives, transmitting, pursuant to law, the National Archive's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1508. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled "Sufficiency Review of the District of Columbia Water and Sewer Authority's (DC Water) Fiscal Year 2011 Revenue Estimate in Support of the Issuance of \$300,000,000 in Public Utility Subordinate Lien Revenue Bonds (Series 2010A and 2010B)"; to the Committee on Homeland Security and Governmental Affairs.

EC-1509. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled "Review of the Office of Risk Management's Fiscal Year 2009 Performance Accountability Report"; to the Committee on Homeland Security and Governmental Affairs.

EC-1510. A communication from the Chief, Planning and Regulatory Affairs Branch, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Food Distribution Program on Indian Reservations: Amendments Related to the Food, Conservation, and Energy Act of 2008" (RIN0584-AD95) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Indian Affairs.

EC-1511. A communication from the Chairman, Dwight D. Eisenhower Memorial

Commission, transmitting, pursuant to law, a report relative to the memorial construction; to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. MURRAY (for herself and Ms. CANTWELL):

S. 888. A bill to amend the Wild and Scenic Rivers Act to designate a segment of Illabot Creek in Skagit County, Washington, as a component of the National Wild and Scenic Rivers System; to the Committee on Energy and Natural Resources.

By Mr. ROCKEFELLER (for himself, Mr. MANCHIN, Mr. COCHRAN, Mr. WHITEHOUSE, and Ms. STABENOW):

S. 889. A bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Mother's Day; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. LEAHY (for himself and Mr. GRASSLEY):

S. 890. A bill to establish the supplemental fraud fighting account, and for other purposes; to the Committee on the Judiciary.

By Mr. GRASSLEY (for himself and Mr. CONRAD):

S. 891. A bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients; to the Committee on Finance.

By Mr. BURR (for himself, Mr. DEMINT, Mr. ENZI, Mr. THUNE, Mr. MCCAIN, Mr. COATS, Mr. SHELBY, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. COCHRAN, Mrs. HUTCHISON, Mr. VITTER, Mr. HATCH, Mr. JOHNSON of Wisconsin, and Mr. LEE):

S. 892. A bill to establish the Department of Energy and the Environment, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Ms. LANDRIEU:

S. 893. A bill to authorize the Secretary of the Interior to provide financial assistance to the State of Louisiana for a pilot program to develop measures to eradicate or control feral swine and to assess and restore wetlands damaged by feral swine; to the Committee on Environment and Public Works.

By Mrs. MURRAY (for herself, Mr. BURR, Mr. ROCKEFELLER, Mr. AKAKA, Mr. SANDERS, Mr. BROWN of Ohio, Mr. WEBB, Mr. TESTER, Mr. BEGICH, Mr. ISAKSON, Mr. WICKER, Mr. JOHANNES, Mr. BROWN of Massachusetts, Mr. MORAN, and Mr. BOOZMAN):

S. 894. A bill to amend title 38, United States Code, to provide for an increase, effective December 1, 2011, in the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BEGICH (for himself, Mr. LIEBERMAN, Mrs. GILLIBRAND, and Mr. LEAHY):

S. 895. A bill to amend the Elementary and Secondary Education Act of 1965 to invest in innovation for education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BINGAMAN (for himself, Mr. UDALL of New Mexico, and Mr. BEGICH):

S. 896. A bill to amend the Public Land Corps Act of 1993 to expand the authorization of the Secretaries of Agriculture, Commerce, and the Interior to provide service opportunities for young Americans; help restore the nation's natural, cultural, historic, archaeological, recreational and scenic resources; train a new generation of public land managers and enthusiasts; and promote the value of public service; to the Committee on Energy and Natural Resources.

By Mr. BINGAMAN (for himself, Mr. BENNET, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, and Mr. LEE):

S. 897. A bill to amend the Surface Mining Control and Reclamation Act of 1977 to clarify that uncertified States and Indian tribes have the authority to use certain payments for certain noncoal reclamation projects and acid mine remediation programs; to the Committee on Energy and Natural Resources.

By Mr. CARDIN:

S. 898. A bill to amend title 23, United States Code, to direct the Secretary to establish a comprehensive design standard program to prevent, control, and treat polluted stormwater runoff from federally funded highways and roads, and for other purposes; to the Committee on Environment and Public Works.

By Mr. CARDIN (for himself, Ms. LANDRIEU, Ms. MIKULSKI, Mr. MERKLEY, and Mrs. HAGAN):

S. 899. A bill to provide for the eradication and control of nutria; to the Committee on Environment and Public Works.

By Mr. MENENDEZ (for himself and Mr. LAUTENBERG):

S. 900. A bill to authorize the Secretary of Education to award grants to educational organizations to carry out educational programs about the Holocaust; to the Committee on Health, Education, Labor, and Pensions.

By Mr. TESTER (for himself and Mr. RISCH):

S. 901. A bill to amend the Land and Water Conservation Fund Act of 1965 to ensure that amounts are made available for projects to provide recreational public access, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. HARKIN:

S. 902. A bill to amend part D of title V of the Elementary and Secondary Education Act of 1965 to provide grants for the repair, renovation, and construction of elementary and secondary schools; to the Committee on Health, Education, Labor, and Pensions.

By Mr. NELSON of Florida (for himself, Mrs. FEINSTEIN, and Mrs. BOXER):

S. 903. A bill to amend the Trade Act of 1974 to create a Citrus Disease Research and Development Trust Fund to support research on diseases impacting the citrus industry, and for other purposes; to the Committee on Finance.

By Mr. HATCH:

S. 904. A bill to improve jobs, opportunity, benefits, and services for unemployed Americans, and for other purposes; to the Committee on Finance.

By Mr. HARKIN (for himself, Ms. SNOWE, Mr. KOHL, Mr. COCHRAN, Mr. JOHNSON of South Dakota, Mr. BLUMENTHAL, Ms. KLOBUCHAR, and Mrs. GILLIBRAND):

S. 905. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for the purchase of hearing aids; to the Committee on Finance.

By Mr. WICKER (for himself, Mr. SHELBY, Mr. BLUNT, Mr. DEMINT, Mr. COATS, Mr. BURR, Mr. ENZI, Mr. COBURN, Mr. VITTER, Mr. RISCH, Mr. BARRASSO, Mr. COCHRAN, Mr. BOOZMAN, Mr. MORAN, Ms. AYOTTE, Mr. JOHANNIS, Mr. GRASSLEY, Mr. PAUL, Mr. RUBIO, Mr. INHOFE, Mr. HATCH, Mr. KYL, and Mr. THUNE):

S. 906. A bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes; to the Committee on Finance.

By Mr. INOUE:

S. 907. A bill to amend the Internal Revenue Code of 1986 to repeal the reduction in the deductible portion of expenses for business meals and entertainment; to the Committee on Finance.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 908. A bill to provide for the addition of certain real property to the reservation of the Siletz Tribe in the State of Oregon; to the Committee on Indian Affairs.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 909. A bill to amend title 49, United States Code, to permit certain revenues of private providers of public transportation by vanpool received from providing public

transportation to be used for the purpose of acquiring rolling stock, and to permit certain expenditures of private vanpool contractors to be credited toward the local matching share of the costs of public transportation projects, and for other purposes; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. ENZI (for himself, Mr. BARRASSO, Mr. BAUCUS, Mr. BINGAMAN, Mr. CONRAD, Mr. HATCH, Mr. CRAPO, Mr. INHOFE, Mr. JOHNSON of South Dakota, Ms. MURKOWSKI, Mr. REID, Mr. RISCH, and Mr. ROBERTS):

S. Res. 165. A resolution designating July 23, 2011, as "National Day of the American Cowboy"; to the Committee on the Judiciary.

By Mr. JOHANNIS (for himself, Mr. BEGICH, and Mr. LAUTENBERG):

S. Res. 166. A resolution commemorating May 8, 2011, as the 66th anniversary of V-E Day, the end of World War II in Europe; considered and agreed to.

By Mr. MENENDEZ (for himself, Mr. CORNYN, Mr. REID, Mr. DURBIN, Mr. UDALL of Colorado, and Mr. BENNET):

S. Res. 167. A resolution recognizing the historical significance of the Mexican holiday of Cinco de Mayo; considered and agreed to.

By Mr. LEAHY (for himself, Mr. GRASSLEY, Mr. WHITEHOUSE, Mr. KOHL, Mr. GRAHAM, Mr. SESSIONS, Mr. BROWN of Ohio, Mrs. MURRAY, Mr. KERRY, Mr. TESTER, Ms. LANDRIEU, Ms. MIKULSKI, Mr. BAUCUS, Mr. HATCH, Mr. LEVIN, Ms. KLOBUCHAR, Mr. ROCKEFELLER, Mr. CHAMBLISS, Mr. DURBIN, Mrs. FEINSTEIN, Mr. NELSON of Nebraska, Mr. MENENDEZ, Mrs. BOXER, and Mr. SCHUMER):

S. Res. 168. A resolution commemorating and acknowledging the dedication and sacrifice made by the Federal, State, and local law enforcement officers who have been killed or injured in the line of duty; considered and agreed to.

By Mr. REID (for himself and Mr. MCCONNELL):

S. Res. 169. A resolution to authorize testimony, documents and legal representation; considered and agreed to.

By Mr. COCHRAN:

S. Res. 170. A resolution honoring Admiral Thad Allen of the United States Coast Guard (Ret.) for his lifetime of selfless commitment and exemplary service to the United States;

to the Committee on Commerce, Science, and Transportation.

By Mr. LAUTENBERG (for himself, Mr. ROCKEFELLER, Mrs. HUTCHISON, Ms. MIKULSKI, Mr. LIEBERMAN, Mr. DURBIN, Mr. WYDEN, Mr. CARPER, Mr. SANDERS, Mr. BLUMENTHAL, Mr. COONS, and Mr. MERKLEY):

S. Res. 171. A resolution recognizing and supporting National Train Day on May 7, 2011; to the Committee on Commerce, Science, and Transportation.

By Mrs. FEINSTEIN (for herself, Mrs. HUTCHISON, Mr. BEGICH, Mrs. BOXER, Mr. BROWN of Ohio, Mr. CRAPO, Mr. JOHNSON of South Dakota, Mr. KIRK, Ms. LANDRIEU, Mr. MORAN, Mr. TESTER, and Mr. CASEY):

S. Res. 172. A resolution recognizing the importance of cancer research and the contributions made by scientists and clinicians across the United States who are dedicated to finding a cure for cancer, and designating May 2011, as "National Cancer Research Month"; to the Committee on Health, Education, Labor, and Pensions.

By Mr. COONS (for himself, Mr. WICKER, Mr. ISAKSON, Mr. BOOZMAN, Mr. DURBIN, Mr. INHOFE, Mr. CARDIN, Mr. COCHRAN, Mr. LIEBERMAN, and Mr. MERKLEY):

S. Con. Res. 15. A concurrent resolution supporting the goals and ideals of World Malaria Day, and reaffirming United States leadership and support for efforts to combat malaria as a critical component of the President's Global Health Initiative; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 167

At the request of Mr. INHOFE, his name was added as a cosponsor of S. 167, a bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions.

S. 275

At the request of Mr. LAUTENBERG, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 275, a bill to amend title 49, United States Code, to provide for enhanced safety and environmental protection in pipeline transportation, to provide for enhanced reliability in the transportation of the Nation's energy products by pipeline, and for other purposes.

S. 357

At the request of Mr. LAUTENBERG, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 357, a bill to authorize the Secretary of the Interior to identify and declare wildlife disease

emergencies and to coordinate rapid response to those emergencies, and for other purposes.

S. 366

At the request of Mrs. GILLIBRAND, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 412

At the request of Mr. LEVIN, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 425

At the request of Mr. UDALL of Colorado, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 425, a bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders.

S. 468

At the request of Mr. MCCONNELL, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 468, a bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested.

S. 598

At the request of Mrs. FEINSTEIN, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 616

At the request of Mr. SANDERS, the names of the Senator from Montana [Mr. BAUCUS] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 616, a bill to amend the Elementary and Secondary Education Act of 1965 in order to support the community schools model.

S. 634

At the request of Mr. SCHUMER, the name of the Senator from Nevada [Mr. REID] was added as a cosponsor of S. 634, a bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others

against any railroad organized as a separate legal entity, arising from the deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad, and by the heirs and survivors of such persons.

S. 700

At the request of Ms. KLOBUCHAR, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 700, a bill to amend the Internal Revenue Code of 1986 to permanently extend the treatment of certain farming business machinery and equipment as 5-year property for purposes of depreciation.

S. 701

At the request of Mr. BENNET, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 701, a bill to amend section 1120A(c) of the Elementary and Secondary Education Act of 1965 to assure comparability of opportunity for educationally disadvantaged students.

S. 705

At the request of Mr. CARPER, the names of the Senator from Texas [Mrs. HUTCHISON] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 705, a bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

S. 720

At the request of Mr. THUNE, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 720, a bill to repeal the CLASS program.

S. 740

At the request of Mr. REED, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

S. 758

At the request of Mr. FRANKEN, the names of the Senator from Washington [Mrs. MURRAY] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 758, a bill to establish a Science, Technology, Engineering, and Math (STEM) Master Teacher Corps program.

S. 763

At the request of Mr. LIEBERMAN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 763, a bill to amend the Elementary and Secondary Education Act of 1965 to require the establishment of teacher evaluation programs.

S. 781

At the request of Mr. THUNE, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 781, a bill to amend the Clean Air Act to conform the definition of renewable biomass to the definition given the term in the Farm Security and Rural Investment Act of 2002.

S. 815

At the request of Ms. SNOWE, the names of the Senator from Mississippi [Mr. WICKER], the Senator from Missouri [Mr. BLUNT] and the Senator from Massachusetts [Mr. BROWN] were added as cosponsors of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 844

At the request of Mr. LIEBERMAN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 844, a bill to provide incentives for States and local educational agencies to implement comprehensive reforms and innovative strategies that are designed to lead to significant improvement in outcomes for all students and significant reductions in achievement gaps among subgroups of students, and for other purposes.

S. 868

At the request of Mr. HATCH, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 868, a bill to restore the longstanding partnership between the States and the Federal Government in managing the Medicaid program.

SENATE RESOLUTION 133

At the request of Mr. FRANKEN, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of Senate Resolution 133, a resolution to require that new war funding be offset.

SENATE RESOLUTION 144

At the request of Mrs. HUTCHISON, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of Senate Resolution 144, a resolution supporting early detection for breast cancer.

SENATE RESOLUTION 153

At the request of Mr. LUGAR, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of Senate Resolution 153, a resolution recognizing the 25th anniversary of the Chernobyl nuclear disaster.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Ms. KLOBUCHAR,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 5, 2011, at 10 a.m., to conduct a hearing entitled "Legislative Proposals in the United States Department of Housing and Urban Development's FY 2012 Budget."

COMMITTEE ON COMMERCE, SCIENCE,
AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet

during the session of the Senate on May 5, 2011, at 10 a.m., in room 253 of the Russell Senate Office Building.

COMMITTEE ON ENERGY AND
NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on May 5, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 5, 2011, at 10 a.m., to conduct a hearing entitled, "Assessing U.S. Policy and its Limits in Pakistan."

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "First, Do Not Harm: Improving Health Quality and Patient Safety" on May 5, 2011, at 10 a.m., in 430 Dirksen Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on May 5, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a hearing entitled "Stolen Identities: The Impact of Racist Stereotypes on Indigenous People."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 5, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

AD HOC SUBCOMMITTEE ON DISASTER
RECOVERY AND
INTERGOVERNMENTAL AFFAIRS

The Ad Hoc Subcommittee on Disaster Recovery and Intergovernmental Affairs of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 5, 2011, at 10 a.m. to conduct a hearing entitled, "Understanding the Power of Social Media as a Communication Tool in the Aftermath of Disasters."

SUBCOMMITTEE ON EMERGING
THREATS AND CAPABILITIES

The Subcommittee on Emerging Threats and Capabilities of the Committee on Armed Services be authorized to meet during the session of the Senate on May 5, 2011, at 9:45 a.m.

SUBCOMMITTEE ON INTERNATIONAL
TRADE, CUSTOMS, AND GLOBAL
COMPETITIVENESS

The Subcommittee on International Trade, Customs, and Global Competitiveness of the Committee on Finance be authorized to meet during the session of the Senate on May 5, 2011, at 2 p.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled

"Enforcing America's Trade Laws in the Face of Customs Fraud and Duty Evasion."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:04 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 3. An act to prohibit taxpayer funded abortions and to provide for conscience protection, and for other purposes.

H.R. 1214. An act to repeal mandatory funding for school-based health center construction.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1214. An act to repeal mandatory funding for school-based health center construction; to the Committee on Health, Education, Labor, and Pensions.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to executive session to consider the nomination of Edward Milton Chen, of California, to be United States District Judge for the Northern District of California; that there be 3 hours, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination; that, following the vote, a motion to reconsider be considered made and laid on the table; that no further motion be in order in relation to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

APPOINTMENT OF ADDITIONAL
CONFEREES

By unanimous consent, on the request of Mr. REID,

Ordered, That Mr. ISAKSON be appointed as additional conferee to the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 658) to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2011 through 2014, to streamline programs, create efficiencies, reduce waste, and improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes.

CONGRATULATING CHARTER
SCHOOLS AND SUPPORTING THE
IDEALS OF NATIONAL CHARTER
SCHOOLS WEEK

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Health, Education, Labor, and Pensions be discharged from the further consideration of the resolution (S. Res. 158) congratulating the students, parents, teachers, and administrators of charter schools across the United States for ongoing contributions to education, and supporting the ideals and goals of the 12th annual National Charter Schools Week.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

The question being on agreeing to the accompanying preamble.

On motion by Mr. REID (for Mr. PAUL) to amend the preamble, by striking the 14th whereas clause (being amendment No. 318).

The amendment was agreed to.

The preamble, as amended, was agreed to.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMEMORATING THE 66TH
ANNIVERSARY OF V-E DAY, THE
END OF WORLD WAR II IN EUROPE

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 166) commemorating May 8, 2011, as the 66th anniversary of V-E Day, the end of World War II in Europe, submitted today by Mr. JOHANNIS (for himself, Mr. BEGICH, and Mr. LAUTENBERG), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING CINCO DE MAYO

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 167) recognizing the historical significance of the Mexican holiday of Cinco de Mayo, submitted today by Mr. MENENDEZ (for himself, Mr. CORNYN, Mr. REID, Mr. DURBIN, Mr. MARK UDALL, and Mr. BENNET), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMEMORATING THE DEDICATION OF LAW ENFORCEMENT OFFICERS

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 168) commemorating and acknowledging the dedication and sacrifice made by the Federal, State, and local law enforcement officers who have been killed or injured in the line of duty, submitted today by Mr. LEAHY (for himself, Mr. GRASSLEY, Mr. WHITEHOUSE, Mr. KOHL, Mr. GRAHAM, Mr. SESSIONS, Mr. SHERROD BROWN, Mrs. MURRAY, Mr. KERRY, Mr. TESTER, Ms. LANDRIEU, Ms. MIKULSKI, Mr. BAUCUS, Mr. HATCH, Mr. LEVIN, Ms. KLOBUCHAR, Mr. ROCKEFELLER, Mr. CHAMBLISS, Mr. DURBIN, Mrs. FEINSTEIN, Mr. BEN NELSON, Mr. MENENDEZ, Mrs. BOXER, and Mr. SCHUMER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING REPRESENTATION BY THE SENATE LEGAL COUNSEL

On the request of Mr. REID,

The PRESIDING OFFICER aid before the Senate the resolution (S. Res. 169) to authorize testimony, documents and legal representation, submitted today by Mr. REID (for himself and Mr. MCCONNELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE MAJORITY LEADER

UNITED STATES CAPITOL PRESERVATION COMMISSION

The PRESIDING OFFICER announced that the majority leader, pursuant to Public Law 100-696, had appointed Mr. DURBIN and Mr. BEN NELSON as members of the United States Capitol Preservation Commission.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 3) to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, MAY 9, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, May 9, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business, for debate only, until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; that, following morning business, the Senate proceed to executive session to consider the nomination of James Cole to be Deputy Attorney General; that there be one hour, equally divided and controlled in the usual form for debate thereon; and that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion to bring to a close debate on the nomination.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 5:15 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, May 9, 2011.

MONDAY, MAY 9, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, May 9, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

CREDENTIALS OF SENATOR- DESIGNATE FROM NEVADA

The VICE PRESIDENT laid before the Senate the credentials of Dean Heller, appointed by the Governor of the State of Nevada on May 3, 2011 to represent said state in the Senate of the United States for the unexpired term ending January 3, 2012, which was read and ordered to be placed on file:

STATE OF NEVADA

To the PRESIDENT of the Senate of the United States:

This is to certify that, pursuant to the power vested in me by the Constitution of the United States and the laws of the State of Nevada, I, Brian Sandoval, the governor of said State, do hereby appoint Dean Heller a Senator from said State to represent said State in the Senate of the United States until the vacancy therein caused by the resignation of JOHN ENSIGN, is filled by election as provided by law.

Witness: His excellency our governor Brian Sandoval, and our seal hereto affixed at Carson City, Nevada, this third day of May, in the year of our Lord 2011.

By the Governor:

BRIAN SANDOVAL,
Governor.

Ross Miller,
Secretary of State.

Mr. HELLER appeared, and the oath of office prescribed by law having been administered by the VICE PRESIDENT, and subscribed by him, he took his seat in the Senate.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 3) to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes, received from the House of Representatives for concurrence on Thursday, May 5, 2011, and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of Thursday, May 5, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, May 5, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, May 5, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with

accompanying papers, reports, and documents, and were referred as indicated:

EC-1512. A communication from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting, pursuant to law, a report relative to the Administration's 2011 compensation program adjustments; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1513. A communication from the Secretary of Defense, transmitting, pursuant to law, a report relative to the current and future military strategy of Iran (DCN OSS 2011-0754); to the Committee on Armed Services.

EC-1514. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-008, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-1515. A joint communication from the Secretary of Defense and the Secretary of Energy, transmitting, pursuant to law, a report relative to nuclear weapons (DCN OSS 2011-0746); to the Committee on Armed Services.

EC-1516. A communication from the Under Secretary of Defense (Acquisition, Technology, and Logistics), transmitting, pursuant to law, a report entitled "Report on Activities and Programs for Countering Proliferation and NBC Terrorism" (DCN OSS 2011-0758); to the Committee on Armed Services.

EC-1517. A communication from the Deputy Secretary of Defense, transmitting, pursuant to law, a report relative to the Joint Improvised Explosive Device Defeat Organization's Third Quarter Report for Calendar Year 2010 (DCN OSS Control 2011-2137); to the Committee on Armed Services.

EC-1518. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-009, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-1519. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Guidance on

Personal Services" ((RIN0750-AG72)-(DFARS Case 2009-D028)) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Armed Services.

EC-1520. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Electronic Ordering Procedures" ((RIN0750-AH20)(DFARS Case 2009-D037)) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Armed Services.

EC-1521. A communication from the Deputy Secretary of Defense, transmitting, pursuant to law, a report relative to the activities of the Western Hemisphere Institute for Security Cooperation; to the Committee on Armed Services.

EC-1522. A communication from the Assistant Secretary of Defense (Reserve Affairs), transmitting a report relative to additional Reserve component equipment procurement and military construction; to the Committee on Armed Services.

EC-1523. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-1524. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting a legislative proposal relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-1525. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Wassenaar Arrangement 2010 Plenary Agreements Implementation: Categories 1, 2, 3, 4, 5 Parts I and II, 6, 7, 8, and 9 of the Commerce Control List, Definitions, Reports" (RIN0694-AF11) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1526. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Connecticut: Prevention of Significant Deterioration; Greenhouse Gas Permitting Authority and Tailoring Rule Revision" (FRL No. 9286-4) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Environment and Public Works.

EC-1527. A communication from the Director of the Regulatory Management

Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Multi-walled Carbon Nanotubes; Significant New Use Rule" (FRL No. 8865-4) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Environment and Public Works.

EC-1528. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Imperial County Air Pollution Control District (ICAPCD)" (FRL No. 9292-4) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Environment and Public Works.

EC-1529. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9292-7) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Environment and Public Works.

EC-1530. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Wisconsin: Incorporation by Reference of Approved State Hazardous Waste Management Program" (FRL No. 9293-9) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Environment and Public Works.

EC-1531. A communication from the Director of Human Resources, Environmental Protection Agency, transmitting, pursuant to law, a report relative to a vacancy in the position of Assistant Administrator for Water, received in the Office of the President of the Senate on May 4, 2011; to the Committee on Environment and Public Works.

EC-1532. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Nuclear Power Plant Stimulation Facilities for Use in Operator Training, License Examinations, and Applicant Experience Requirements" (Regulatory Guide 1.149, Revision 4) received during adjournment of the Senate in the Office of the President of the Senate on April 18, 2011; to the Committee on Environment and Public Works.

EC-1533. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting,

pursuant to law, the report of a rule entitled "Medicare Program: Hospital Inpatient Value-Based Purchasing Program" (RIN0938-AQ55) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Finance.

EC-1534. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare and Medicaid Programs: Changes Affecting Hospital and Critical Access Hospital Conditions of Participation: Telemedicine Credentialing and Privileging" (RIN0938-AQ05) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Finance.

EC-1535. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Inpatient Psychiatric Facilities Prospective Payment System - Update for Rate Year Beginning July 1, 2011 (RY2012)" (RIN0938-AQ23) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Finance.

EC-1536. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Section 118 Clean Coal" (Rev. Proc. 2011-30) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Finance.

EC-1537. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting a legislative proposal relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Foreign Relations.

EC-1538. A communication from the Acting Assistant Secretary of Legislative Affairs, U.S. Department of State, transmitting, pursuant to law, the 2010 annual report on voting practices in the United Nations; to the Committee on Foreign Relations.

EC-1539. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0053 - 2011-0067); to the Committee on Foreign Relations.

EC-1540. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting a legislative proposal relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Health, Education, Labor, and Pensions.

EC-1541. A communication from the Chief Human Capital Officer, Corporation for National and Community Service, transmitting, pursuant to law, a report relative to a vacancy in the position of Inspector General at the Corporation for National and Community Service; to the Committee on Health, Education, Labor, and Pensions.

EC-1542. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-53 "District of Columbia Board of Elections and Ethics Primary Date Alteration Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1543. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-54 "Third and H Streets, N.E. Economic Development Technical Clarification Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1544. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-55 "Real Property Tax Appeals Commission Establishment Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1545. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-56 "Clean and Affordable Energy Fiscal Year 2011 Fund Balance Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1546. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-57 "Not-for-Profit Hospital Corporation Board Chairperson Designation Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1547. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-58 "Allen Chapel A.M.E. Senior Residential Rental Project Property Tax Exemption Clarification Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1548. A communication from the Chairman, Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the Inspector General's Semiannual Report for the six-month period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1549. A communication from the Chief of the Border Securities Regulations Branch,

Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Technical Corrections to Remove Obsolete References to Non-automated Carriers from Electronic Cargo Manifest Regulations and to Update Terminology" (CBP Dec. 11-10) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1550. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Alabama Advisory Committee; to the Committee on the Judiciary.

EC-1551. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Illinois Advisory Committee; to the Committee on the Judiciary.

EC-1552. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Minnesota Advisory Committee; to the Committee on the Judiciary.

EC-1553. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on the Judiciary.

EC-1554. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report relative to time limitations established for deciding habeas corpus death penalty petitions; to the Committee on the Judiciary.

EC-1555. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, an annual report entitled "Report to the Congress on the Refugee Resettlement Program"; to the Committee on the Judiciary.

EC-1556. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, an annual report on applications made by the Government for authority to conduct electronic surveillance and physical searches during calendar year 2010; to the Committee on the Judiciary.

EC-1557. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, an annual report on the Department's activities during calendar years 2008 and 2009 relative to prison rape abatement; to the Committee on the Judiciary.

EC-1558. A communication from the Chair, U.S. Sentencing Commission, transmitting, pursuant to law, the amendments to the federal sentencing

guidelines that were proposed by the Commission during the 2010 - 2011 amendment cycle; to the Committee on the Judiciary.

EC-1559. A communication from the Clerk, United States Court of Appeal, transmitting an opinion of the United States Court of Appeals for the Seventh Circuit; to the Committee on the Judiciary.

EC-1560. A communication from the Deputy General Counsel, Office of Financial Assistance, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "Intermediary Lending Pilot Program" (RIN3245-AG18) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Small Business and Entrepreneurship.

EC-1561. A communication from the Associate Administrator, Office of Government Contracting and Business Development, Small Business Administration, transmitting, pursuant to law, an annual 408 Report on the 8(a) Business Development Program; to the Committee on Small Business and Entrepreneurship.

EC-1562. A communication from the Acting Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA) Quarterly Report to Congress; Second Quarter of Fiscal Year 2011"; to the Committee on Veterans' Affairs.

EC-1563. A communication from the Director of the Regulations Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Caregivers Program" (RIN2900-AN94) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Veterans' Affairs.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, with an amendment:

S. 498. A bill to ensure objective, independent review of task and delivery orders (Rept. No. 112-16).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. SHAHEEN (for herself and Ms. AYOTTE):

S. 910. A bill to amend title 38, United States Code, to ensure that veterans in each of the 48 contiguous States are able to receive

services in at least one full-service Department of Veterans Affairs medical center in the State or receive comparable services provided by contract in the State, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. ROCKEFELLER (for himself and Mrs. HUTCHISON):

S. 911. A bill to establish the sense of Congress that Congress should enact, and the President should sign, bipartisan legislation to strengthen public safety and to enhance wireless communications; to the Committee on Commerce, Science, and Transportation.

By Mr. WICKER:

S. 912. A bill to prevent foreign states that do business, issue securities, or borrow money in the United States, and fail to satisfy United States court judgments totaling \$100,000,000 or more based on such activities, from inflicting further economic injuries in the United States, from undermining the integrity of United States courts, and from discouraging responsible lending to poor and developing nations by undermining the secondary and primary markets for sovereign debt; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. ROCKEFELLER:

S. 913. A bill to require the Federal Trade Commission to prescribe regulations regarding the collection and use of personal information obtained by tracking the online activity of an individual, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BEGICH (for himself, Mr. GRASSLEY, and Mr. TESTER):

S. 914. A bill to amend title 38, United States Code, to authorize the waiver of the collection of copayments for telehealth and telemedicine visits of veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. SANDERS:

S. 915. A bill to provide for health care for every American and to control the cost and enhance the quality of the health care system; to the Committee on Finance.

By Mr. BINGAMAN:

S. 916. A bill to facilitate appropriate oil and gas development on Federal land and waters, to limit dependence of the United States on foreign sources of oil and gas, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BINGAMAN:

S. 917. A bill to amend the Outer Continental Shelf Lands Act to reform the management of energy and mineral resources on the Outer Continental Shelf, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BAUCUS:

S. 918. A bill to direct the Secretary of Transportation to carry out programs and activities to improve highway safety; to the

Committee on Commerce, Science, and Transportation.

By Mr. HARKIN (for himself and Mrs. GILLIBRAND):

S. 919. A bill to authorize grant programs to ensure successful, safe, and healthy students; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BLUNT (for himself, Ms. STABENOW, and Mrs. MCCASKILL):

S. 920. A bill to create clean energy jobs and set efficiency standards for small-duct high-velocity air conditioning and heat pump systems, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. SCHUMER (for himself, Mr. KYL, and Mr. KIRK):

S. 921. A bill to allow otherwise eligible Israeli nationals to receive E-2 nonimmigrant visas if similarly situated United States nationals are eligible for similar nonimmigrant status in Israel; to the Committee on the Judiciary.

By Mrs. GILLIBRAND:

S. 922. A bill to amend the Workforce Investment Act of 1998 to authorize the Secretary of Labor to provide grants for Urban Jobs Programs, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. VITTER (for himself, Ms. AYOTTE, Mr. KYL, and Mr. INHOFE):

S. 923. A bill to withhold United States contributions to the United Nations until the United Nations formally retracts the final report of the "United Nations Fact Finding Mission on the Gaza Conflict"; to the Committee on Foreign Relations.

By Mr. BEGICH:

S. 924. A bill to amend the Internal Revenue Code of 1986 to provide commuter flexible spending arrangements, and for other purposes; to the Committee on Finance.

By Mrs. BOXER:

S. 925. A bill to designate Mt. Andrea Lawrence; to the Committee on Energy and Natural Resources.

By Mr. MENENDEZ (for himself, Mr. LAUTENBERG, Ms. MIKULSKI, and Mr. CARDIN):

S. 926. A bill to amend the Outer Continental Shelf Lands Act to permanently prohibit the conduct of offshore drilling on the outer Continental Shelf in the Mid-Atlantic and North Atlantic planning areas; to the Committee on Energy and Natural Resources.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. KLOBUCHAR (for herself and Mr. THUNE):

S. Res. 173. A resolution designating the week of May 1 through May 7, 2011, as "National Physical Education and Sport Week"; to the Committee on the Judiciary.

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

S. Res. 174. A resolution expressing the sense of the Senate that effective sharing of passenger information from inbound international flight manifests is a crucial component of our national security and that the Department of Homeland Security must maintain the information sharing standards required under the 2007 Passenger Name Record Agreement between the United States and the European Union; to the Committee on Homeland Security and Governmental Affairs.

ADDITIONAL COSPONSORS

S. 146

At the request of Mr. BAUCUS, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 390

At the request of Mr. WEBB, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 390, a bill to ensure that the right of an individual to display the Service Flag on residential property not be abridged.

S. 394

At the request of Mr. KOHL, the names of the Senator from Ohio [Mr. BROWN] and the Senator from West Virginia [Mr. MANCHIN] were added as cosponsors of S. 394, a bill to amend the Sherman Act to make oil-producing and exporting cartels illegal.

S. 426

At the request of Mr. SANDERS, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 426, a bill to strengthen student achievement and graduation rates and prepare young people for college, careers, and citizenship through innovative partnerships that meet the comprehensive needs of children and youth.

S. 465

At the request of Mrs. GILLIBRAND, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 465, a bill to prevent mail, telemarketing, and Internet fraud targeting seniors in the United States, to promote efforts to increase public awareness

of the enormous impact that mail, telemarketing, and Internet fraud have on seniors, to educate the public, seniors, and their families, and their caregivers about how to identify and combat fraudulent activity, and for other purposes.

S. 481

At the request of Mr. HARKIN, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 481, a bill to enhance and further research into the prevention and treatment of eating disorders, to improve access to treatment of eating disorders, and for other purposes.

S. 486

At the request of Mr. WHITEHOUSE, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 486, a bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes.

S. 489

At the request of Mr. REED, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 501

At the request of Mr. THUNE, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 501, a bill to establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

S. 506

At the request of Mr. CASEY, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 534

At the request of Mr. KERRY, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 542

At the request of Mr. BEGICH, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 542, a bill to

amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents.

S. 576

At the request of Mr. HARKIN, the names of the Senator from Alaska [Mr. BEGICH], the Senator from Ohio [Mr. BROWN], the Senator from New Jersey [Mr. LAUTENBERG] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 576, a bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education.

S. 625

At the request of Ms. KLOBUCHAR, the names of the Senator from Vermont [Mr. LEAHY] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 625, a bill to amend title 23, United States Code, to incorporate regional transportation planning organizations into statewide transportation planning, and for other purposes.

S. 634

At the request of Mr. SCHUMER, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 634, a bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others against any railroad organized as a separate legal entity, arising from the deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad, and by the heirs and survivors of such persons.

S. 641

At the request of Mr. DURBIN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 668

At the request of Mr. CORNYN, the names of the Senator from Arkansas [Mr. BOOZMAN] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 720

At the request of Mr. THUNE, the name of the Senator from South Dakota [Mr. JOHNSON] was withdrawn as a cosponsor of S. 720, a bill to repeal the CLASS program.

S. 730

At the request of Ms. MURKOWSKI, the names of the Senator from Hawaii [Mr. AKAKA] and the Senator from Hawaii [Mr. INOUE] were added as cosponsors of S. 730, a bill to provide for the settlement of certain claims under the Alaska Native Claims Settlement Act, and for other purposes.

S. 738

At the request of Ms. STABENOW, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 740

At the request of Mr. REED, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

S. 781

At the request of Mr. THUNE, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 781, a bill to amend the Clean Air Act to conform the definition of renewable biomass to the definition given the term in the Farm Security and Rural Investment Act of 2002.

S. 807

At the request of Mr. ENZI, the names of the Senator from North Carolina [Mr. BURR] and the Senator from North Carolina [Mrs. HAGAN] were added as cosponsors of S. 807, a bill to authorize the Department of Labor's voluntary protection program and to expand the program to include more small businesses.

S. 838

At the request of Mr. TESTER, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 853

At the request of Mrs. HAGAN, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 853, a bill to provide for financial literacy education.

S. 868

At the request of Mr. HATCH, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 868, a bill to restore the longstanding partnership between the States and the Federal Government in managing the Medicaid program.

S. 877

At the request of Mr. HATCH, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 877, a bill to prevent taxpayer-funded elective abortions by applying the longstanding policy of the Hyde amendment to the new health care law.

S. 878

At the request of Mr. NELSON of Nebraska, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 878, a bill to amend section 520 of the Housing Act of 1949 to revise the requirements for areas to be considered as rural areas for purposes of such Act.

S. 883

At the request of Mr. LIEBERMAN, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 883, a bill to authorize National Mall Liberty Fund D.C. to establish a memorial on Federal land in the District of Columbia to honor free persons and slaves who fought for independence, liberty, and justice for all during the American Revolution.

S. 896

At the request of Mr. BINGAMAN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 896, a bill to amend the Public Land Corps Act of 1993 to expand the authorization of the Secretaries of Agriculture, Commerce, and the Interior to provide service opportunities for young Americans; help restore the nation's natural, cultural, historic, archaeological, recreational and scenic resources; train a new generation of public land managers and enthusiasts; and promote the value of public service.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 150

At the request of Mr. INHOFE, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of Senate Resolution 150, a resolution calling for the protection of religious minority rights and freedoms in the Arab world.

SENATE RESOLUTION 172

At the request of Mrs. FEINSTEIN, the names of the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Oklahoma [Mr. INHOFE], the Senator from Georgia [Mr. ISAKSON] and the Senator from Massachusetts [Mr. BROWN] were added as cosponsors of Senate Resolution 172, a resolution recognizing the importance of cancer research and the contributions made by scientists and clinicians across the United States who are dedicated to finding a cure for

cancer, and designating May 2011, as "National Cancer Research Month".

AUTHORITY FOR A COMMITTEE TO MEET

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the following committee be authorized to meet during the session of the Senate:

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 9, 2011, at 5:30 p.m., in S-216 of the Capitol, to continue an executive business meeting.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:12 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that pursuant to 22 U.S.C. 276h, and the order of the House of January 5, 2011, the Speaker appointed the following Member of the House of Representatives to the Mexico-United States Interparliamentary Group: Mr. PASTOR of Arizona.

EXECUTIVE SESSION

Pursuant to the order of Thursday, May 5, 2011,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

RECOGNIZING THE 25TH ANNIVERSARY OF THE CHERNOBYL NUCLEAR DISASTER

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Foreign Relations be discharged from the further consideration of the resolution (S. Res. 153) recognizing the 25th anniversary of the Chernobyl nuclear disaster.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

On motion by Mr. REID (for Mr. LUGAR) to amend the resolution, in paragraph 2 of the resolving clause, by striking "including the assistance that the United States and the international community have given to the Chernobyl Shelter Fund and the Interim

Spent Fuel Storage Facility" (being amendment No. 319).

The amendment was agreed to.

The question being on agreeing to the resolution, as amended.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business, for debate only, until 5 p.m., with Senators permitted to speak for 10 minutes each therein; that the first hour therein be equally divided and controlled for debate between the two leaders, or their designees; and that the majority control the first 30 minutes therein, and the minority control the second 30 minutes therein.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

AUTHORITY FOR ADJOURNMENT ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate adjourn, following the remarks of Mr. ISAKSON.

After debate,

ADJOURNMENT

Under the authority of the order of today, as modified,

At 6:58 p.m.,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) declared the Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, MAY 10, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the

Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, May 10, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday, The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday, The Senate proceeded to a period for the transaction of morning business. Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1564. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (70); Amdt. No. 30779" (RIN2120-AA65) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1565. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (116);

Amdt. No. 3418" (RIN2120-AA65) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1566. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (33); Amdt. No. 3419" (RIN2120-AA65) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1567. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Amdt. No. 3420" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1568. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Amdt. No. 3421" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1569. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (12); Amdt. No. 3423" (RIN2120-AA65) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1570. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Kahului, HI" ((RIN2120-AA66)(Docket No. FAA-2010-1233)) received in the Office of the President of the Senate on May 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1571. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Creighton, NE" ((RIN2120-AA66)(Docket No. FAA-2010-1170)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1572. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; West Yellowstone, MT" ((RIN2120-AA66)(Docket No. FAA-2010-1209)) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1573. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Pueblo, CO" ((RIN2120-AA66)(Docket No. FAA-2010-1246)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1574. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Taylor, AZ" ((RIN2120-AA66)(Docket No. FAA-2010-1189)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1575. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Terre Haute, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1034)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1576. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Kenton, OH" ((RIN2120-AA66)(Docket No. FAA-2010-1054)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1577. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Indianapolis Executive Airport, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1027)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1578. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Revocation of Class E Airspace; Kutztown, PA" ((RIN2120-AA66)(Docket No. FAA-2010-0869)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. VITTER:

S. 927. A bill to require congressional approval before implementation of certain agency actions, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BURR:

S. 928. A bill to amend title 38, United States Code, to limit the authority of the Secretary of Veterans Affairs to use bid savings on major medical facility projects of the Department of Veterans Affairs to expand or change the scope of a major medical facility project of the Department, and for other purposes; to the Committee on Veterans' Affairs.

By Mrs. MURRAY (for herself, Mr. SANDERS, Mr. BEGICH, Mr. REED, Mr. BROWN of Ohio, and Mr. FRANKEN):

S. 929. A bill to establish a comprehensive literacy program; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SCHUMER (for himself and Mr. CRAPO):

S. 930. A bill to amend the Internal Revenue Code of 1986 to provide the same capital gains treatment for art and collectibles as for other investment property and to provide that a deduction equal to fair market value shall be allowed for charitable contributions of literary, musical, artistic, or scholarly compositions created by the donor; to the Committee on Finance.

By Mr. SCHUMER (for himself, Mr. ISAKSON, Mr. BINGAMAN, and Ms. CANTWELL):

S. 931. A bill to amend the Internal Revenue Code of 1986 to reform the rules relating to fractional charitable donations of tangible personal property; to the Committee on Finance.

By Mr. SCHUMER:

S. 932. A bill to amend the Internal Revenue Code of 1986 to allow a \$1,000 refundable credit for individuals who are bona fide volunteer members of volunteer firefighting and emergency medical service organizations; to the Committee on Finance.

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

S. 933. A bill to amend the Internal Revenue Code of 1986 to extend and increase the exclusion for benefits provided to

volunteer firefighters and emergency medical responders; to the Committee on Finance.

By Mr. CASEY:

S. 934. A bill to amend the Harmonized Tariff Schedule of the United States to make a technical correction relating to stainless steel single-piece exhaust gas manifolds; to the Committee on Finance.

By Mr. BROWN of Ohio:

S. 935. A bill to require the Secretary of Veterans Affairs to carry out a program of outreach to veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. ROCKEFELLER (for himself and Mr. LAUTENBERG):

S. 936. A bill to establish the American Infrastructure Investment Fund and other activities to facilitate investments in infrastructure projects that significantly enhance the economic competitiveness of the United States by improving economic output, productivity, or competitive commercial advantage, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BARRASSO (for himself, Mr. BLUNT, Mr. MANCHIN, Ms. MURKOWSKI, Mr. ENZI, and Mr. COATS):

S. 937. A bill to repeal certain barriers to domestic fuel production, and for other purposes; to the Committee on Energy and Natural Resources

By Ms. COLLINS (for herself, Mrs. FEINSTEIN, and Mr. KOHL):

S. 938. A bill to establish a research, development, demonstration, and commercial application program to promote research of appropriate technologies for heavy duty plug-in hybrid vehicles, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. MENENDEZ (for himself and Mr. CRAPO):

S. 939. A bill to amend the Internal Revenue Code of 1986 to provide that the volume cap for private activity bonds shall not apply to bonds for facilities for the furnishing of water and sewage facilities; to the Committee on Finance.

By Mr. MENENDEZ (for himself, Mrs. MCCASKILL, Mr. TESTER, Mr. BROWN of Ohio, Mr. REID, Mr. DURBIN, Mr. SCHUMER, Mrs. MURRAY, Mr. LEAHY, Mr. REED, Mr. NELSON of Florida, Mr. LAUTENBERG, Mr. WHITEHOUSE, Mrs. BOXER, Ms. MIKULSKI, Mrs. GILLIBRAND, Mr. COONS, Mr. ROCKEFELLER, Mr. BLUMENTHAL, Mr. FRANKEN, Mr. CARDIN, Ms. STABENOW, Mr. MERKLEY, Mr. JOHNSON of South Dakota, Mr. SANDERS, Mrs. SHAHEEN, and Mrs. FEINSTEIN):

S. 940. A bill to reduce the Federal budget deficit by closing big oil tax loopholes, and for other purposes; read the first time.

By Mr. REED (for himself, Mr. COONS, and Mr. WHITEHOUSE):

S. 941. A bill to strengthen families' engagement in the education of their children; to the Committee on Health, Education, Labor, and Pensions

By Mrs. MURRAY (for herself, Ms. COLLINS, and Mr. DURBIN):

S. 942. A bill to provide for improved investment in national transportation infrastructure; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. SHAHEEN (for herself and Mr. GRAHAM):

S. Res. 175. A resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders; to the Committee on Foreign Relations.

By Ms. MIKULSKI:

S. Res. 176. A resolution expressing the sense of the Senate that the United States Postal Service should issue a semipostal stamp to support medical research relating to Alzheimer's disease; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. BOXER (for herself and Mr. INHOFE):

S. Res. 177. A resolution designating the week of May 15 through May 21, 2011, as "National Public Works Week"; to the Committee on the Judiciary.

By Mrs. MCCASKILL (for herself and Mr. BLUNT):

S. Res. 178. A resolution expressing support for the designation of May 1, 2011, as "Silver Star Service Banner Day"; considered and agreed to

By Mr. AKAKA (for himself and Mr. INOUE):

S. Con. Res. 16. A concurrent resolution authorizing the use of Emancipation Hall in the Capitol Visitor Center for an event to celebrate the birthday of King Kamehameha; considered and agreed to.

ADDITIONAL COSPONSORS

S. 164

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Missouri [Mr. BLUNT] were added as

cospensors of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 222

At the request of Mr. WHITEHOUSE, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 222, a bill to limit investor and homeowner losses in foreclosures, and for other purposes.

S. 245

At the request of Mr. CORKER, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 245, a bill to reduce Federal spending in a responsible manner.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 385

At the request of Mr. LEAHY, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 385, a bill to include nonprofit and volunteer ground and air ambulance crew members and first responders for certain benefits.

S. 411

At the request of Ms. KLOBUCHAR, the names of the Senator from Maryland [Mrs. MIKULSKI] and the Senator from Wyoming [Mr. ENZI] were added as cosponsors of S. 411, a bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to enter into agreements with States and nonprofit organizations to collaborate in the provision of case management services associated with certain supported housing programs for veterans, and for other purposes.

S. 414

At the request of Mr. DURBIN, the names of the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Montana [Mr. TESTER] were added as cosponsors of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 427

At the request of Mr. HELLER, his name was added as a cosponsor of S. 427, a bill to withdraw certain land located in Clark County, Nevada, from location, entry, and patent under the mining laws and disposition under all laws pertaining to mineral and geothermal leasing or mineral materials, and for other purposes.

S. 456

At the request of Mrs. GILLIBRAND, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 456, a bill to amend the Agricultural Marketing Act of 1946 to require monthly reporting to the Secretary of Agriculture of items contained in the cold storage survey and the dairy products survey of the National Agriculture Statistics.

S. 457

At the request of Mrs. GILLIBRAND, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 457, a bill to allow modified bloc voting by cooperative associations of milk producers in connection with a referendum on Federal milk marketing order reform.

S. 458

At the request of Mrs. GILLIBRAND, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 458, a bill to amend the Federal Food, Drug, and Cosmetic Act to establish and enforce a maximum somatic cell count requirement for fluid milk.

S. 459

At the request of Mrs. GILLIBRAND, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 459, a bill to amend the Food, Conservation, and Energy Act of 2008 to preserve certain rates for the milk income loss contract program.

S. 463

At the request of Mr. BEGICH, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 463, a bill to amend part B of title II of the Elementary and Secondary Education Act of 1965 to promote effective STEM teaching and learning.

S. 468

At the request of Mr. MCCONNELL, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 468, a bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested.

S. 489

At the request of Mr. REED, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 547

At the request of Mrs. MURRAY, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 547, a bill to direct the Secretary of Education to establish an award program

recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education.

S. 567

At the request of Mr. CONRAD, the name of the Senator from Montana [Mr. BAUCUS] was added as a cosponsor of S. 567, a bill to amend the small, rural school achievement program and the rural and low-income school program under part B of title VI of the Elementary and Secondary Education Act of 1965.

S. 584

At the request of Ms. MIKULSKI, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 584, a bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the profession of social work, and for other purposes.

S. 587

At the request of Mr. CASEY, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 587, a bill to amend the Safe Drinking Water Act to repeal a certain exemption for hydraulic fracturing, and for other purposes.

S. 634

At the request of Mr. SCHUMER, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 634, a bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others against any railroad organized as a separate legal entity, arising from the deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad, and by the heirs and survivors of such persons.

S. 668

At the request of Mr. CORNYN, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 701

At the request of Mr. BENNET, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 701, a bill to amend section 1120A(c) of the Elementary and Secondary Education Act of 1965 to assure comparability of opportunity for educationally disadvantaged students.

S. 718

At the request of Mr. ROBERTS, the names of the Senator from North Dakota [Mr. HOEVEN] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of S. 718, a bill to amend the Federal

Insecticide, Fungicide, and Rodenticide Act to improve the use of certain registered pesticides.

S. 800

At the request of Mr. HARKIN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 844

At the request of Mr. LIEBERMAN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 844, a bill to provide incentives for States and local educational agencies to implement comprehensive reforms and innovative strategies that are designed to lead to significant improvement in outcomes for all students and significant reductions in achievement gaps among subgroups of students, and for other purposes.

S. 868

At the request of Mr. HATCH, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Georgia [Mr. CHAMBLISS] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of S. 868, a bill to restore the longstanding partnership between the States and the Federal Government in managing the Medicaid program.

S. 891

At the request of Mr. CONRAD, the names of the Senator from Kansas [Mr. ROBERTS] and the Senator from New Mexico [Mr. BINGAMAN] were added as cosponsors of S. 891, a bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients.

S. 896

At the request of Mr. BINGAMAN, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 896, a bill to amend the Public Land Corps Act of 1993 to expand the authorization of the Secretaries of Agriculture, Commerce, and the Interior to provide service opportunities for young Americans; help restore the nation's natural, cultural, historic, archaeological, recreational and scenic resources; train a new generation of public land managers and enthusiasts; and promote the value of public service.

S. 906

At the request of Mr. WICKER, the names of the Senator from Indiana [Mr. LUGAR] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 926

At the request of Mr. MENENDEZ, the name of the Senator from Rhode Island [Mr.

WHITEHOUSE] was added as a cosponsor of S. 926, a bill to amend the Outer Continental Shelf Lands Act to permanently prohibit the conduct of offshore drilling on the outer Continental Shelf in the Mid-Atlantic and North Atlantic planning areas.

SENATE JOINT RESOLUTION 10

At the request of Mr. HATCH, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of Senate Joint Resolution 10, a joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 174

At the request of Mr. LIEBERMAN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of Senate Resolution 174, a resolution expressing the sense of the Senate that effective sharing of passenger information from inbound international flight manifests is a crucial component of our national security and that the Department of Homeland Security must maintain the information sharing standards required under the 2007 Passenger Name Record Agreement between the United States and the European Union.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 10, 2011, at 10 a.m., to conduct a hearing entitled "Reviewing the Financial Crisis Inquiry Commission's Final Report."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on May 10, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on May 10, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Perspectives on Deficit Reduction: Social Security."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 10, 2011, at 10 a.m., to hold a hearing entitled, "Steps Needed for a Successful 2014 Transition in Afghanistan."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on May 10, 2011, at 2:30 p.m.

SUBCOMMITTEE ON EMERGING THREATS AND CAPABILITIES

The Subcommittee on Emerging Threats and Capabilities of the Committee on Armed Services be authorized to meet during the session of the Senate on May 10, 2011, at 2:30 p.m.

SUBCOMMITTEE ON OVERSIGHT

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia and Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on Tuesday, May 10, 2011, at 2:30 p.m. to conduct a joint hearing entitled "Roadmap for a More Efficient and Accountable Federal Government: Implementing the GPRA Modernization Act."

SUBCOMMITTEE ON PRIVACY, TECHNOLOGY AND THE LAW

The Committee on the Judiciary, Subcommittee on Privacy, Technology and the Law, be authorized to meet during the session of the Senate on May 10, 2011, at 10 a.m. in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Protecting Mobile Privacy: Your Smartphones, Tablets, Cell Phones and Your Privacy."

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 2:15 p.m., the Senate proceed to executive session to consider the nomination of Edward Milton Chen, of California, to be United States District Judge for the Northern District of California, as pursuant to the order of Thursday, May 5, 2011.

RECESS

Pursuant to the order of yesterday, as modified,

At 12:36 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

EXECUTIVE SESSION

The hour of 2:15 p.m. having arrived, Pursuant to the order of Thursday, May 5, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, May 5, 2011,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 2 p.m. on tomorrow, the Senate proceed to executive session to consider the nomination of Arenda L. Wright Allen, of Virginia, to be United States District Judge for the Eastern District of Virginia; that there be one hour, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, with no further intervening action or debate; that, following the vote, a motion to reconsider be considered made and laid on the table; that no further motion be in order relative to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

AUTHORIZING THE USE OF EMANCIPATION HALL IN THE CAPITOL VISITOR CENTER

On the request of Mr. BENNET,

The PRESIDING OFFICER (Mr. CARDIN in the chair) laid before the Senate the concurrent resolution (S. Con. Res. 16) authorizing the use of Emancipation Hall in the Capitol Visitor Center for an event to celebrate the birthday of King Kamehameha, submitted today by Mr. AKAKA (for himself and Mr. INOUE), and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATION OF "SILVER STAR SERVICE BANNER DAY"

On the request of Mr. BENNET,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 178) expressing support for the designation of May 1, 2011, as "Silver Star Service Banner Day", submitted today by Mrs. MCCASKILL (for herself and Mr. BLUNT), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. BENNET,

The PRESIDING OFFICER laid before the Senate the bill (S. 940) to reduce the Federal budget deficit by closing big oil tax loopholes, and for other purposes, introduced today by Mr. MENENDEZ (for himself, Mrs. MCCASKILL, Mr. TESTER, Mr. SHERROD BROWN, Mr. REID, Mr. DURBIN, Mr. SCHUMER, Mrs. MURRAY, Mr. LEAHY, Mr. REED, Mr. BILL NELSON, Mr. LAUTENBERG, Mr. WHITEHOUSE, Mrs. BOXER, Ms. MIKULSKI, Mrs. GILLIBRAND, Mr. COONS, Mr. ROCKEFELLER, Mr. BLUMENTHAL, Mr. FRANKEN, Mr. CARDIN, Ms. STABENOW, Mr. MERKLEY, Mr. TIM JOHNSON, Mr. SANDERS, Mrs. SHAHEEN, and Mrs. FEINSTEIN), and at the desk; which was read the first time.

Mr. BENNET asked unanimous consent that the bill be read the second time.

Mr. BENNET objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

APPOINTMENT BY THE VICE PRESIDENT

COMMISSION ON SECURITY AND COOPERATION IN EUROPE

The PRESIDING OFFICER announced that the VICE PRESIDENT, pursuant to Public Law 94-304, as amended by Public Law 99-7, had appointed the following Senators as members of the Commission on Security and Cooperation in Europe (Helsinki) during the 112th Congress: Ms. AYOTTE, Mr. CHAMBLISS, Mr. RUBIO, Mr. WICKER.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. BENNET,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and

reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business, for debate only, until 2 p.m., with Senators permitted to speak for 10 minutes each therein; that the first hour therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first 30 minutes therein, and the majority control the second 30 minutes therein; and that, at 2 p.m., the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. BENNET,

At 6:07 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, MAY 11, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, May 11, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 940) to reduce the Federal budget deficit by closing big oil

tax loopholes, and for other purposes, introduced on yesterday by Mr. MENENDEZ (for himself, Mrs. MCCASKILL, Mr. TESTER, Mr. SHERROD BROWN, Mr. REID, Mr. DURBIN, Mr. SCHUMER, Mrs. MURRAY, Mr. LEAHY, Mr. REED, Mr. BILL NELSON, Mr. LAUTENBERG, Mr. WHITEHOUSE, Mrs. BOXER, Ms. MIKULSKI, Mrs. GILLIBRAND, Mr. COONS, Mr. ROCKEFELLER, Mr. BLUMENTHAL, Mr. FRANKEN, Mr. CARDIN, Ms. STABENOW, Mr. MERKLEY, Mr. TIM JOHNSON, Mr. SANDERS, Mrs. SHAHEEN, and Mrs. FEINSTEIN), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1579. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Saflufenacil; Pesticide Tolerances" (FRL No. 8872-7) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1580. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Propiconazole; Pesticide Tolerances" (FRL No. 8873-2) received in the Office of the

President of the Senate on May 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1581. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Glyphosate; Pesticide Tolerance" (FRL No. 8872-6) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1582. A communication from the Regulatory Analyst, Grain Inspection, Packers and Stockyards Administration, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Export Inspection and Weighing Waiver for High Quality Specialty Grains Transported in Containers" (RIN0580-AB18) received in the Office of the President of the Senate on May 5, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1583. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Conversions of Insured Credit Unions, 12 CFR Parts 708a and 708b" ((RIN3133-AD84)(RIN3133-AD85)) received in the Office of the President of the Senate on May 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1584. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to the United Arab Emirates; to the Committee on Banking, Housing, and Urban Affairs.

EC-1585. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Test Procedures for Fluorescent Lamp Ballasts" (RIN1904-AB99) received in the Office of the President of the Senate on May 5, 2011; to the Committee on Energy and Natural Resources.

EC-1586. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "TSCA Inventory Update Reporting Modifications; Submission Period Suspension" (FRL No. 8874-2) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Environment and Public Works.

EC-1587. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality

Implementation Plans; Maryland; Adoption of Control Techniques Guidelines for Large Appliance Coatings" (FRL No. 9304-2) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Environment and Public Works.

EC-1588. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Modification of the Significant New Uses of 2-Propen-1-one, 1-(4-morpholinyl)-" (FRL No. 8871-5) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Environment and Public Works.

EC-1589. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, California Air Resources Board - Consumer Products" (FRL No. 9278-9) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Environment and Public Works.

EC-1590. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the status of the Government of Cuba's compliance with the United States-Cuba September 1994 "Joint Communique" and on the treatment of persons returned to Cuba in accordance with the United States-Cuba May 1995 "Joint Statement"; to the Committee on Foreign Relations.

EC-1591. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Immunology and Microbiology Devices; Classification of Ovarian Adnexal Mass Assessment Score Test System; Correction" ((21 CFR Part 866)(Docket No. FDA-2010-N-0026)) received in the Office of the President of the Senate on May 5, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1592. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Reclassification of the Topical Oxygen Chamber for Extremities" ((21 CFR Part 878)(Docket No. FDA-2006-N-0045)) received in the Office of the President of the Senate on May 5, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1593. A communication from the Secretary of Labor, transmitting, pursuant to

law, the Department of Labor's fiscal year 2009 Office of Workers' Compensation Programs annual report; to the Committee on Health, Education, Labor, and Pensions.

EC-1594. A communication from the Executive Director, Interstate Commission on the Potomac River Basin, transmitting, pursuant to law, the Commission's financial statement for the period of October 1, 2009 to September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1595. A communication from the Deputy Assistant Administrator of Diversion Control, Drug Enforcement Administration, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Self-Certification and Employee Training of Mail-Order Distributors of Scheduled Listed Chemical Products" (RIN1117-AB30) received in the Office of the President of the Senate on May 5, 2011; to the Committee on the Judiciary.

EC-1596. A communication from the Deputy Assistant Administrator for Fisheries, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Bluefin Tuna Bycatch Reduction in the Gulf of Mexico Pelagic Longline Fishery" (RIN0648-BA39) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1597. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Protected Resources, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Protective Regulations for Killer Whales in the Northwest Region Under the Endangered Species Act and Marine Mammal Protection Act" (RIN0648-AV15) received during adjournment of the Senate in the Office of the President of the Senate on April 26, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1598. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Gulf of Alaska License Limitation Program" (RIN0648-AY42) received in the Office of the President of the Senate on May 5, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1599. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Using Trawl Gear in the

Bering Sea and Aleutian Islands Management Area" (RIN0648-XA275) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1600. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in the West Yakutat District of the Gulf of Alaska" (RIN0648-XA331) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1601. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Octopus in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA322) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1602. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Spiny Dogfish Fishery; Annual Quota Harvested" (RIN0648-XA333) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1603. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 in the Gulf of Alaska" (RIN0648-XA337) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1604. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure" (RIN0648-XA01) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1605. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Trip Limit Adjustments for the Common Pool Fishery" (RIN0648-XA304) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1606. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA347) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1607. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Summer Flounder Fishery; Quota Transfer" (RIN0648-XA338) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1608. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Pacific Halibut Fisheries; Limited Access for Guided Sport Charter Vessels in Alaska" (RIN0648-BA96) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1609. A communication from the Administrator, Transportation Security Administration, Department of Homeland Security, transmitting, pursuant to law, a report relative to the Administration's decision to enter into a contract with a private security screening company to provide screening services at Kansas City International Airport; to the Committee on Commerce, Science, and Transportation.

EC-1610. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Part 95 Instrument Flight Rules (4); Amdt. No. 492" ((RIN2120-AA63)(Docket No. 30778)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1611. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revisions to the Pilot, Flight Instructor, Ground Instructor, and Pilot School Certification Rules (Part 61); Technical Amendment" ((RIN2120-AI86)(Docket No. FAA-2006-26661)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1612. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of VOR Federal Airways V-1, V-7, V-11, and V-20; Kona, Hawaii" ((RIN2120-AA66)-(Docket No. FAA-2011-0009)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1613. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Federal Airways; Alaska" ((RIN2120-AA66)(Docket No. FAA-2011-0010)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1614. A communication from the Deputy Chief Counsel for Regulations and Security Standards, Transportation Security Administration, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Reporting of Security Issues" (RIN1652-AA66) received during adjournment of the Senate in the Office of the President of the Senate on April 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1615. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Theft Prevention Standard - 2012 Light Duty Truck Lines Subject to the Requirements of This Standard and Exempted Vehicle Lines for Model Year 2012" (RIN2127-AK91) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1616. A communication from the Regulations Officer, Federal Highway Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Public Road Mileage for Apportionment of Highway

Safety Funds" (RIN2125-AF42) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1617. A communication from the Assistant Chief Counsel for Pipeline Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Pipeline Safety: Completing Regulation of Hazardous Liquid Pipelines Operating at Low Stress" (RIN2137-AE36) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1618. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Track Safety Standards; Concrete Cross-ties" (RIN2130-AC01) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1619. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety Appliance Standards, Miscellaneous Revisions" (RIN2130-AB97) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1620. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in the West Yakutat District of the Gulf of Alaska" (RIN0648-XA362) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1621. A communication from the Regulations Officer, Federal Highway Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Highway Systems Technical Correction" (RIN2125-AF35) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1622. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; B-N Group Ltd. Model BN-2, BN-2A, BN-2A-3, BN-2A-6, BN-2A-8, BN-2A-9, BN-2A-20, BN-2A-21, BN-2A-26, BN-2A-27, BN-2B-20, BN-2B-21, BN-2B-26, BN-2B-27, BN-2T, and BN-2T-4R

Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1255)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1623. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-600, -700, -700C, -800, -900, and -900ER Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2009-1253)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1624. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A310 Series Airplanes, and Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1162)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1625. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pratt and Whitney JT8D-209, -217, 217A, -217C, and -219 Series Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0452)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1626. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Piper Aircraft, Inc. (Type Certificate Previously Held by The New Piper Aircraft, Inc.) Models PA-46-310P, PA-46-350P, and PA-46R-350T Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1295)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1627. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness

Directives; Bombardier, Inc. Model CL-600-2B19 (Regional Jet Series 100 and 440) Airplanes, CL-600-2C10 (Regional Jet Series 700, 701, and 702) Airplanes, CL-600-2D15 (Regional Jet Series 705) Airplanes, and CL-600-2D24 (Regional Jet Series 900) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0703)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1628. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A340-200 and -300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0256)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1629. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model BD-100-1A10 (Challenger 300) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1200)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1630. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A340-541 and -642 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0263)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1631. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Honeywell International Inc. LTS101 Series Turboshaft Engines and LTP101 Series Turboprop Engines" ((RIN2120-AA64)(Docket No. FAA-2009-1185)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1632. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc (RR) RB211-

Trent 768-60 and Trent 772-60 Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0233)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1633. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-600-2C10 (Regional Jet Series 700, 701, and 702) Airplanes, Model CL-600-2D15 (Regional Jet Series 705) Airplanes, and Model CL-600-2D24 (Regional Jet Series 900) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2009-0703)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. HATCH (for himself and Mr. BAUCUS):

S. 943. A bill to amend title IV of the Social Security Act to require States to implement policies to prevent assistance under the Temporary Assistance for Needy Families (TANF) program from being used in strip clubs, casinos, and liquor stores; to the Committee on Finance.

By Ms. AYOTTE (for herself, Mr. GRAHAM, Mr. LIEBERMAN, Mr. CHAMBLISS, Mr. BROWN of Massachusetts, Mr. RUBIO, and Mr. WEBB):

S. 944. A bill to reaffirm the authority of the Department of Defense to maintain United States Naval Station, Guantanamo Bay, Cuba, as a location for the detention of unprivileged enemy belligerents held by the Department of Defense, and for other purposes; to the Committee on Armed Services.

By Mr. COBURN (for himself and Mr. WARNER):

S. 945. A bill to save at least \$5,000,000,000 by consolidating some duplicative and overlapping Government programs; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BAUCUS (for himself, Mr. ROCKEFELLER, Mr. BEGICH, Mr. LEAHY, Mr. SANDERS, Mr. JOHNSON of South Dakota, Mr. BENNET, Mr. UDALL of Colorado, Mr. FRANKEN, and Mr. CONRAD):

S. 946. A bill to establish an Office of Rural Education Policy in the Department of

Education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. JOHANNIS (for himself, Mr. TOOMEY, Mr. CRAPO, Mr. HOEVEN, Mr. WICKER, Mr. MORAN, and Mr. COCHRAN):

S. 947. A bill to provide end user exemptions from certain provisions of the Commodity Exchange Act and the Securities Exchange Act of 1934, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. MERKLEY (for himself and Mr. ALEXANDER):

S. 948. A bill to promote the deployment of plug-in electric drive vehicles, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. SHAHEEN (for herself, Ms. SNOWE, Mr. REED, Mr. BURR, and Mr. SANDERS):

S. 949. A bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CARDIN (for himself and Mr. CASEY):

S. 950. A bill to amend title 23, United States Code, to repeal a prohibition on allowing States to use toll revenues as State matching funds for Appalachian Development Highway projects; to the Committee on Environment and Public Works.

By Mrs. MURRAY (for herself, Ms. MURKOWSKI, Mr. ROCKEFELLER, Mr. AKAKA, Mr. BAUCUS, Mr. BEGICH, Mrs. BOXER, Mr. BROWN of Ohio, Mr. CASEY, Mr. COONS, Mr. SANDERS, Mr. TESTER, Mr. LEAHY, and Mr. BROWN of Massachusetts):

S. 951. A bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. DURBIN (for himself, Mr. REID, Mr. LEAHY, Mr. SCHUMER, Mr. MENENDEZ, Mr. LEVIN, Mr. LIEBERMAN, Mr. AKAKA, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mrs. BOXER, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. COONS, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. KERRY, Ms. KLOBUCHAR, Mr. KOHL, Mr. LAUTENBERG, Mr. MERKLEY, Ms. MIKULSKI, Mrs. MURRAY, Mr. NELSON of Florida, Mr. REED, Mr. SANDERS, Mr. UDALL of Colorado, and Mr. WHITEHOUSE):

S. 952. A bill to authorize the cancellation of removal and adjustment of status of certain alien students who are long-term United

States residents and who entered the United States as children and for other purposes; to the Committee on the Judiciary.

By Mr. MCCONNELL:

S. 953. A bill to authorize the conduct of certain lease sales in the Outer Continental Shelf, to amend the Outer Continental Shelf Lands Act to modify the requirements for exploration, and for other purposes; read the first time.

By Mr. LUGAR:

S. 954. A bill to promote the strengthening of the Haitian private sector; to the Committee on Foreign Relations.

By Mr. KERRY:

S. 955. A bill to provide grants for the renovation, modernization or construction of law enforcement facilities; to the Committee on the Judiciary.

By Mr. KERRY:

S. 956. A bill to establish a pilot program for police departments to use anonymous texts from citizens to augment their anonymous tip hotlines; to the Committee on the Judiciary.

By Mr. BOOZMAN (for himself and Mr. BEGICH):

S. 957. A bill to amend title 38, United States Code, to improve the provision of rehabilitative services for veterans with traumatic brain injury, and for other purposes; to the Committee on Veterans' Affairs.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MCCONNELL:

S. Res. 179. A resolution to constitute the minority party's membership on certain committees for the One Hundred Twelfth Congress, or until their successors are chosen; considered and agreed to.

By Mr. LIEBERMAN (for himself, Mr. RUBIO, Mr. CARDIN, Mr. KIRK, Mr. CASEY, Mr. MCCAIN, Mr. COONS, Mr. GRAHAM, Mr. MENENDEZ, Mr. KYL, Mr. ISAKSON, Mr. CORNYN, Mr. BARRASSO, Mrs. GILLIBRAND, Ms. AYOTTE, Mr. DURBIN, and Mr. HOEVEN):

S. Res. 180. A resolution expressing support for peaceful demonstrations and universal freedoms in Syria and condemning the human rights violations by the Assad regime; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 164

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Mississippi [Mr. WICKER] and the Senator

from Florida [Mr. RUBIO] were added as cosponsors of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 217

At the request of Mr. DEMINT, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 217, a bill to amend the National Labor Relations Act to ensure the right of employees to a secret ballot election conducted by the National Labor Relations Board.

S. 260

At the request of Mr. NELSON of Florida, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 300

At the request of Mr. GRASSLEY, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 300, a bill to prevent abuse of Government charge cards.

S. 390

At the request of Mr. WEBB, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 390, a bill to ensure that the right of an individual to display the Service Flag on residential property not be abridged.

S. 414

At the request of Mr. DURBIN, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 431

At the request of Mr. PRYOR, the name of the Senator from Nevada [Mr. REID] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 504

At the request of Mr. DEMINT, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 547

At the request of Mrs. MURRAY, the names of the Senator from Virginia [Mr. WEBB], the Senator from South Dakota [Mr. JOHNSON] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of S. 547, a bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public

school system employees providing services to students in pre-kindergarten through higher education.

S. 576

At the request of Mr. HARKIN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 576, a bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education.

S. 595

At the request of Mrs. MURRAY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 603

At the request of Mr. NELSON of Florida, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 603, a bill to modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names.

S. 641

At the request of Mr. DURBIN, the names of the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from Washington [Mrs. MURRAY] were added as cosponsors of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 643

At the request of Ms. STABENOW, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 643, a bill to amend title XIX of the Social Security Act to direct Medicaid EHR incentive payments to federally qualified health centers and rural health clinics.

S. 658

At the request of Ms. KLOBUCHAR, the names of the Senator from Maine [Ms. COLLINS], the Senator from Texas [Mrs. HUTCHISON] and the Senator from California [Mrs. BOXER] were added as cosponsors of S. 658, a bill to provide for the preservation by the Department of Defense of documentary evidence of the Department of Defense on incidents of sexual assault and sexual harassment in the military, and for other purposes.

S. 671

At the request of Mr. SESSIONS, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 671, a bill to authorize the United States Marshals Service to issue administrative subpoenas in

investigations relating to unregistered sex offenders.

S. 725

At the request of Mr. ISAKSON, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 725, a bill to amend title XVIII of the Social Security Act to provide for coverage, as supplies associated with the injection of insulin, of containment, removal, decontamination and disposal of home-generated needles, syringes, and other sharps through a sharp container, decontamination/destruction device, or sharps-by-mail program or similar program under part D of the Medicare program.

S. 734

At the request of Ms. STABENOW, the names of the Senator from Michigan [Mr. LEVIN] and the Senator from Oregon [Mr. WYDEN] were added as cosponsors of S. 734, a bill to provide for a program of research, development, demonstration, and commercial application in vehicle technologies at the Department of Energy.

S. 737

At the request of Mr. MORAN, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 737, a bill to replace the Director of the Bureau of Consumer Financial Protection with a 5-person Commission, to bring the Bureau into the regular appropriations process, and for other purposes.

S. 738

At the request of Ms. STABENOW, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 755

At the request of Mr. WYDEN, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from Maine [Ms. COLLINS] were added as cosponsors of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 778

At the request of Mr. MORAN, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 778, a bill to amend title XVIII of the Social Security Act with respect to physician supervision of therapeutic hospital outpatient services.

S. 906

At the request of Mr. WICKER, the names of the Senator from Kansas [Mr. ROBERTS] and the Senator from South Carolina [Mr. GRAHAM] were added as cosponsors of

S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 931

At the request of Mr. SCHUMER, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 931, a bill to amend the Internal Revenue Code of 1986 to reform the rules relating to fractional charitable donations of tangible personal property.

S. 940

At the request of Mr. MENENDEZ, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 940, a bill to reduce the Federal budget deficit by closing big oil tax loopholes, and for other purposes.

SENATE CONCURRENT RESOLUTION 12

At the request of Mr. LUGAR, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of Senate Concurrent Resolution 12, a concurrent resolution expressing the sense of Congress that the President should take certain actions with respect to the Government of Burma.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. HARKIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on May 11, 2011, at 2 p.m. in room 253 of the Russell Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on May 11, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "The U.S.-Colombia Trade Promotion Agreement."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate, to conduct a hearing entitled "Diverting Non-urgent Emergency Room Use: Can It Provide Better Care and Lower Costs?" on May 11, 2011, at 10 a.m., in 430 Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 11, 2011, at 10 a.m.

COMMITTEE ON RULES AND ADMINISTRATION

The Committee on Rules and Administration be authorized to meet during the session of the Senate on May 11, 2011, at 2 p.m.

NEAR EASTERN AND SOUTH AND CENTRAL AFFAIRS SUBCOMMITTEE

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 11, 2011, at 10 a.m., to hold a Near Eastern and South and Central Affairs subcommittee hearing entitled, "Human Rights and Democratic Reform in Iran."

SUBCOMMITTEE ON ANTITRUST, COMPETITION POLICY, AND CONSUMER RIGHTS

The Committee on the Judiciary, Subcommittee on Antitrust, Competition Policy, and Consumer Rights be authorized to meet during the session of the Senate on May 11, 2011, at 10:15 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The AT&T/T-Mobile Merger: Is Humpty Dumpty Being Put Back Together Again?"

SUBCOMMITTEE ON NATIONAL PARKS

The Subcommittee on National Parks be authorized to meet during the session of the Senate on May 11, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

SUBCOMMITTEE ON STRATEGIC FORCES

The Subcommittee on Strategic Forces of the Committee on Armed Services be authorized to meet during the session of the Senate on May 11, 2011, at 2 p.m.

SUBCOMMITTEE ON PERSONNEL

The Subcommittee on Personnel of the Committee on Armed Services be authorized to meet during the session of the Senate on May 11, 2011, at 1:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:16 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1016. An act to measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1016. An act to measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes; to the Committee on Foreign Relations.

EXECUTIVE SESSION

Pursuant to the order of yesterday,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of yesterday,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 1 p.m. on tomorrow, the Senate proceed to executive session to consider the nomination of Michael Francis Urbanski, to be United States District Judge for the Western District of Virginia; that there be one hour, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, with no further intervening action or debate; that a motion to reconsider be considered made and laid on the table; that no further motion be in order relative to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

MAKING MINORITY PARTY COMMITTEE APPOINTMENTS FOR THE 112TH CONGRESS

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the resolution (S. Res. 179) to constitute the minority party's membership on certain committees for the One Hundred Twelfth Congress, or until their successors are chosen, submitted today by Mr. MCCONNELL, and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 953) to authorize the conduct of certain lease sales in the Outer Continental Shelf, to amend the Outer Continental Shelf Lands Act to modify the requirements for exploration, and for other purposes, introduced today by Mr. MCCONNELL, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

APPOINTMENT BY THE VICE
PRESIDENTBOARD OF VISITORS OF THE U. S. AIR
FORCE ACADEMY

The PRESIDING OFFICER announced that the VICE PRESIDENT, pursuant to 10 U.S.C. 9355(a), had appointed the following Senators to the Board of Visitors of the U.S. Air Force Academy: Mr. HOEVEN, from the Committee on Appropriations, and Mr. GRAHAM, At Large.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business, for debate only, until 1 p.m., with Senators permitted to speak for 10 minutes each therein; that the first hour therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first 30 minutes therein, and the majority control the second 30 minutes therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 3:34 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, MAY 12, 2011

Mr. MARK BEGICH, from the State of Alaska, called the Senate to order at 9:30 a.m., the Father Steven E. Boes, National Executive Director of Boys Town, in Boys Town, Nebraska, offered a prayer, and Mr. BEGICH led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, May 12, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK BEGICH, a Senator from the State of Alaska, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. BEGICH took the chair.

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday, The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday, The Senate proceeded to a period for the transaction of morning business. Pending debate,

BILL READ THE SECOND TIME AND
PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 953) to

authorize the conduct of certain lease sales in the Outer Continental Shelf, to amend the Outer Continental Shelf Lands Act to modify the requirements for exploration, and for other purposes, introduced on yesterday by Mr. MCCONNELL, (for himself, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. COATS, Mr. CORKER, Mr. ENZI, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. ISAKSON, Mr. JOHANNES, Mr. MORAN, Ms. MURKOWSKI, Mr. PAUL, Mr. ROBERTS, Mr. RUBIO, Mr. THUNE, and Mr. WICKER) and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1634. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 and ERJ 190 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1161)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1635. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.27 Mark 050 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0325)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1636. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.27 Mark 050 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0262)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1637. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; DASSAULT AVIATION Model MYSTERE-FALCON 50 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0261)) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1638. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc (RR) RB211-Trent 900 Series Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0176)) received in the Office of the President of the Senate on May 5, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1639. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.28 Mark 1000, 2000, 3000, and 4000 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1304)) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1640. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Eurocopter France (Eurocopter) Model EC130 B4 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-0212)) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1641. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2008-0090)) received in the Office of the President of the Senate on May 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1642. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Saab AB, Saab Aerosystems Model 340A (SAAB/SF340A) and SAAB 340B Airplanes Modified in Accordance with Supplemental Type Certificate (STC)

ST00224WI-D, ST00146WI-D, or SA984GL-D" ((RIN2120-AA64)(Docket No. FAA-2010-0042)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1643. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bell Helicopter Textron, Inc. Model 212 Helicopters" ((RIN2120-AA64)-(Docket No. FAA-2011-0323)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1644. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; CPAC, Inc. (Type Certificate Formerly Held by Commander Aircraft Corporation, Gulfstream Aerospace Corporation, and Rockwell International) Models 112, 112B, 112TC, 112TCA, 114, 114A, 114B, and 114TC Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0302)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1645. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Thielert Aircraft Engines GmbH Models TAE 125-01, TAE 125-02-99, and TAE 125-02-114 Reciprocating Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0820)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1646. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model MD-90-30 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-1202)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1647. A communication from the Secretary of the Senate, transmitting, pursuant to law, the report of the receipts and expenditures of the Senate for the period from October 1, 2010 through March 31, 2011, received in the Office of the President of the Senate on May 12, 2011; ordered to lie on the table.

EC-1648. A communication from the Assistant Bureau Chief, Wireless

Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Reexamination of Roaming Obligations of Commercial Mobile Radio Service Providers and Other Providers of Mobile Data Services" ((WT Docket No. 05-265)(FCC 11-52)) received in the Office of the President of the Senate on May 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1649. A communication from the Deputy Chief, Public Safety and Homeland Security Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Implementing a Nationwide, Broadband, Interoperable Public Safety Network in the 700 MHz Band" (FCC 11-6) received in the Office of the President of the Senate on May 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1650. A communication from the Deputy General Counsel, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of the Commission's Ex Parte Rules and Other Procedural Rules, Report and Order and Further Notice of Proposed Rulemaking" (FCC 11-11) received in the Office of the President of the Senate on May 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1651. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes, and Model A340-200 and -300 Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0311)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1652. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Cessna Aircraft Company (Cessna) Model 172 Airplanes Modified by Supplemental Type Certificate (STC) SA01303WI" ((RIN2120-AA64)(Docket No. FAA-2010-1243)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1653. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pacific Aerospace Limited Model 750XL Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0379)) received in the Office of the President of the Senate on May 9,

2011; to the Committee on Commerce, Science, and Transportation.

EC-1654. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A340-541 and -642 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0310)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1655. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A340-200 and -300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0383)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1656. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 777-200 and -300 Series Airplanes Equipped with Pratt and Whitney Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0026)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1657. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B4-601, B4-603, B4-605R, C4-605R, Variant F, and F4-605R Airplanes, and A310-204 and -304 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0035)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1658. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747-200B, -300, -400, -400D, and -400F Series Airplanes Powered by Pratt and Whitney 4000 or General Electric CF6-80C2 Series Engines" ((RIN2120-AA64)(Docket No. FAA-2010-1111)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1659. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting, a legislative proposal to

improve cybersecurity; to the Committee on Commerce, Science, and Transportation.

EC-1660. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting, a legislative proposal to improve cybersecurity; to the Committee on the Judiciary.

EC-1661. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting, a legislative proposal to improve cybersecurity; to the Committee on Homeland Security and Governmental Affairs.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment:

H.R. 793. A bill to designate the facility of the United States Postal Service located at 12781 Sir Francis Drake Boulevard in Inverness, California, as the "Specialist Jake Robert Vellozo Post Office".

By Mr. SCHUMER, from the Committee on Rules and Administration, without amendment:

S. Res. 116. A resolution to provide for expedited Senate consideration of certain nominations subject to advice and consent.

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment and with a preamble:

S. Res. 174. A resolution expressing the sense of the Senate that effective sharing of passenger information from inbound international flight manifests is a crucial component of our national security and that the Department of Homeland Security must maintain the information sharing standards required under the 2007 Passenger Name Record Agreement between the United States and the European Union.

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment:

S. 349. A bill to designate the facility of the United States Postal Service located at 4865 Tallmadge Road in Rootstown, Ohio, as the "Marine Sgt. Jeremy E. Murray Post Office".

S. 655. A bill to designate the facility of the United States Postal Service located at 95 Dogwood Street in Cary, Mississippi, as the "Spencer Byrd Powers, Jr. Post Office".

By Mr. SCHUMER, from the Committee on Rules and Administration, without amendment:

S. 739. A bill to authorize the Architect of the Capitol to establish battery recharging stations for privately owned vehicles in parking areas under the jurisdiction of the

Senate at no net cost to the Federal Government.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CASEY (for himself, Mr. ISAKSON, Mr. BROWN of Ohio, Mr. BLUNT, Mr. KERRY, Mr. BROWN of Massachusetts, Mr. BLUMENTHAL, and Mr. ROBERTS):

S. 958. A bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. HAGAN (for herself and Mr. LIEBERMAN):

S. 959. A bill to improve outcomes for students in persistently low-performing schools, to create a culture of recognizing, rewarding, and replicating educational excellence, to authorize school turnaround grants, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KERRY (for himself, Mr. ALEXANDER, and Mr. WYDEN):

S. 960. A bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home; to the Committee on Finance.

By Mr. KERRY (for himself, Mrs. MURRAY, and Mr. BEGICH):

S. 961. A bill to create the income security conditions and family supports needed to ensure permanency for the Nation's unaccompanied youth, and for other purposes; to the Committee on Finance.

By Mrs. MURRAY (for herself and Ms. CANTWELL):

S. 962. A bill to reauthorize the Northwest Straits Marine Conservation Initiative Act to promote the protection of the resources of the Northwest Straits, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. CARPER:

S. 963. A bill to reduce energy costs, improve energy efficiency, and expand the use of renewable energy by Federal agencies, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. ALEXANDER (for himself, Mr. GRAHAM, Mr. DEMINT, Mr. PAUL, Mr. CORNYN, Mr. LUGAR, Mr. SHELBY, Mr. ISAKSON, Mr. RISCH,

Mr. BOOZMAN, Mr. LEE, Mr. KYL, Mr. VITTER, Mr. COCHRAN, Mr. COBURN, Mr. GRASSLEY, Mrs. HUTCHISON, Mr. HOEVEN, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. MCCONNELL, Mr. BARRASSO, Mr. BURR, Mr. ROBERTS, Mr. SESSIONS, Mr. HATCH, Mr. ENZI, Mr. CHAMBLISS, Mr. INHOFE, Mr. HELLER, Mr. MCCAIN, Mr. WICKER, Mr. RUBIO, and Mr. CORKER):

S. 964. A bill to amend the National Labor Relations Act to clarify the applicability of such Act with respect to States that have right to work laws in effect; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND:

S. 965. A bill to amend the Internal Revenue Code of 1986 to provide an income tax credit for the costs of certain infertility treatments, and for other purposes; to the Committee on Finance.

By Mrs. GILLIBRAND:

S. 966. A bill to amend the Public Health Service Act to provide for osteoporosis and related bone disease education, research, and surveillance, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MERKLEY (for himself, Ms. SNOWE, Mr. REED, Mr. DURBIN, Mr. BLUMENTHAL, Mr. INOUE, Mrs. SHAHEEN, Mr. SANDERS, Mr. WHITEHOUSE, Mr. WYDEN, and Mr. AKAKA):

S. 967. A bill to establish clear regulatory standards for mortgage servicers, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. LEAHY (for himself, Mr. HATCH, Mr. GRASSLEY, Mr. SCHUMER, Mrs. FEINSTEIN, Mr. WHITEHOUSE, Mr. GRAHAM, Mr. KOHL, Mr. COONS, Mr. BLUMENTHAL, Ms. KLOBUCHAR, and Mr. FRANKEN):

S. 968. A bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes; to the Committee on the Judiciary.

By Mrs. GILLIBRAND (for herself, Ms. SNOWE, Mr. BROWN of Ohio, Ms. STABENOW, and Mr. BEGICH):

S. 969. A bill to award planning grants and implementation grants to State educational agencies to enable the State educational agencies to complete comprehensive planning to carry out activities designed to integrate engineering education into K-12 instruction and curriculum and to provide evaluation grants to measure efficacy of K-12 engineering education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. COONS (for himself, Mr. CARPER, and Mr. CASEY):

S. 970. A bill to designate additional segments and tributaries of White Clay

Creek, in the States of Delaware and Pennsylvania, as a component of the National Wild and Scenic Rivers System; to the Committee on Energy and Natural Resources.

By Mr. WYDEN (for himself and Mr. THUNE):

S. 971. A bill to promote neutrality, simplicity, and fairness in the taxation of digital goods and digital services; to the Committee on Finance.

By Mr. CARPER:

S. 972. A bill to amend titles 23 and 49, United States Code, to establish procedures to advance the use of cleaner construction equipment on Federal-aid highway and public transportation construction projects, to make the acquisition and installation of emission control technology an eligible expense in carrying out such projects, and for other purposes; to the Committee on Environment and Public Works.

By Mr. WHITEHOUSE (for himself, Ms. SNOWE, Mr. ROCKEFELLER, Mr. NELSON of Florida, Ms. LANDRIEU, and Ms. STABENOW):

S. 973. A bill to create the National Endowment for the Oceans to promote the protection and conservation of the United States ocean, coastal, and Great Lakes ecosystems, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. SNOWE (for herself and Ms. LANDRIEU):

S. 974. A bill to amend the Internal Revenue Code of 1986 to expand the tip tax credit to employers of cosmetologists and to promote tax compliance in the cosmetology sector; to the Committee on Finance.

By Mr. TESTER (for himself, Mr. WICKER, and Mr. AKAKA):

S. 975. A bill to amend the Public Health Service Act to provide for the participation of physical therapists in the National Health Service Corps Loan Repayment Program, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY:

S. 976. A bill to extend the designation of Monroe County, Pennsylvania, as a HUBZone, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. MENENDEZ (for himself and Mr. LAUTENBERG):

S. 977. A bill to fight criminal gangs; to the Committee on the Judiciary.

By Ms. KLOBUCHAR (for herself, Mr. CORNYN, and Mr. COONS):

S. 978. A bill to amend the criminal penalty provision for criminal infringement of a copyright, and for other purposes; to the Committee on the Judiciary.

By Mr. DURBIN (for himself, Mr. LIEBERMAN, Mr. WHITEHOUSE, Mr. CARDIN, and Mr. REED):

S. 979. A bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Great Basin Deserts in the State of Utah for the benefit of present and future generations of people in the United States; to the Committee on Energy and Natural Resources.

By Mrs. MURRAY (for herself, Ms. MURKOWSKI, Ms. CANTWELL, and Mr. BEGICH):

S. 980. A bill to promote secure ferry transportation and for other purposes; to the Committee on Environment and Public Works.

By Mr. LEVIN (for himself and Mr. MCCAIN) (by request):

S. 981. A bill to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense and for military construction, to prescribe military personnel strengths for fiscal year 2012, and for other purposes; to the Committee on Armed Services.

By Ms. AYOTTE (for herself, Mr. GRAHAM, Mr. LIEBERMAN, Mr. CHAMBLISS, Mr. BROWN of Massachusetts, Mr. RUBIO, and Mr. WEBB):

S. 982. A bill to reaffirm the authority of the Department of Defense to maintain United States Naval Station, Guantanamo Bay, Cuba, as a location for the detention of unprivileged enemy belligerents held by the Department of Defense, and for other purposes; to the Committee on Armed Services.

By Mr. NELSON of Florida:

S. 983. A bill to amend the Internal Revenue Code of 1986 to disallow a deduction for amounts paid or incurred by a responsible party relating to a discharge of oil; to the Committee on Finance.

By Mr. HARKIN (for himself, Ms. MIKULSKI, Mrs. MURRAY, Mr. SANDERS, Mr. CASEY, Mr. MERKLEY, Mr. FRANKEN, Mr. WHITEHOUSE, Mr. BLUMENTHAL, Mr. INOUE, Mr. LEVIN, Mr. KERRY, Mr. AKAKA, Mr. DURBIN, Mr. SCHUMER, Mr. LAUTENBERG, Mr. BROWN of Ohio, and Mrs. GILLIBRAND):

S. 984. A bill to allow Americans to earn paid sick time so that they can address their own health needs and the health needs of their families; to the Committee on Health, Education, Labor, and Pensions.

By Ms. MIKULSKI:

S. 985. A bill to amend the definition of a law enforcement officer under subchapter III of chapter 83 and chapter 84 of title 5, United States Code, respectively, to ensure the inclusion of certain positions; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MENENDEZ:

S. 986. A bill to amend the Internal Revenue Code of 1986 to regulate the

subsidies paid to rum producers in Puerto Rico and the Virgin Islands, and for other purposes; to the Committee on Finance.

By Mr. FRANKEN (for himself, Mr. BLUMENTHAL, Mr. LEAHY, Mr. DURBIN, Mr. WHITEHOUSE, Mr. BROWN of Ohio, Mr. HARKIN, Mr. KERRY, Mr. MERKLEY, Mr. UDALL of New Mexico, Mr. WYDEN, Mr. CASEY, and Mrs. BOXER):

S. 987. A bill to amend title 9 of the United States Code with respect to arbitration; to the Committee on the Judiciary.

By Mr. SCHUMER:

S. 988. A bill to ensure that local educational agencies and units of local governments are compensated for tax revenues lost when the Federal Government takes land into trust for the benefit of a federally recognized Indian tribe or an individual Indian; to the Committee on Energy and Natural Resources.

By Mr. MORAN (for himself and Mr. INHOFE):

S. 989. A bill to amend the Clean Air Act to require the exclusion of data of an exceedance or violation of a national ambient air quality standard caused by a prescribed fire in the Flint Hills Region, and for other purposes; to the Committee on Environment and Public Works.

By Ms. LANDRIEU:

S. 990. A bill to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes; read the first time.

By Ms. MIKULSKI:

S. 991. A bill to ensure efficient performance of agency functions; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. BOXER:

S. 992. A bill to amend the Public Health Service Act to establish direct care registered nurse-to-patient staffing ratio requirements in hospitals, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CORNYN:

S. 993. A bill to amend the Internal Revenue Code of 1986 to prevent the extension of the tax collection period merely because the taxpayer is a member of the Armed Forces who is hospitalized as a result of combat zone injuries; to the Committee on Finance.

By Mr. KIRK (for himself, Mr. MENENDEZ, Mr. LAUTENBERG, and Mr. DURBIN):

S. 994. A bill to amend title 23, United States Code, to protect States that have in effect laws or orders with respect to pay-to-play reform, and for other purposes; to the Committee on Environment and Public Works.

By Mr. KIRK:

S. 995. A bill to amend title 18, United States Code, to prohibit public officials from engaging in undisclosed self-dealing; to the Committee on the Judiciary.

By Mr. ROCKEFELLER (for himself, Ms. SNOWE, Mr. BINGAMAN, Mr. LEAHY, Mr. SCHUMER, Mr. KERRY, and Mr. BROWN of Massachusetts):

S. 996. A bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes; to the Committee on Finance.

By Mr. TESTER:

S. 997. A bill to authorize the Secretary of the Interior to extend a water contract between the United States and the East Bench Irrigation District; to the Committee on Energy and Natural Resources.

By Mr. AKAKA (for himself, Mr. HARKIN, and Mr. DURBIN):

S. 998. A bill to amend title IV of the Employee Retirement Income Security Act of 1974 to require the Pension Benefit Guaranty Corporation, in the case of airline pilots who are required by regulation to retire at age 60, to compute the actuarial value of monthly benefits in the form of a life annuity commencing at age 60; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ENZI (for himself, Mr. BARRASSO, Mr. HATCH, Mr. RISCH, and Mr. CORNYN):

S.J. Res. 12. A joint resolution proposing an amendment to the Constitution of the United States to give States the right to repeal Federal laws and regulations when ratified by the legislatures of two-thirds of the several States; to the Committee on the Judiciary.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. GRAHAM (for himself, Mr. CONRAD, Mr. BURR, Mr. INOUE, Mr. BEGICH, Mr. KERRY, and Ms. MURKOWSKI):

S. Res. 181. A resolution designating May 15, 2011, as "National MPS Awareness Day"; considered and agreed to.

By Mr. SESSIONS (for himself, Mr. SHELBY, Mr. ALEXANDER, Mr. CORKER, Mr. COCHRAN, Mr. WICKER, Mr. CHAMBLISS, Mr. ISAKSON, Mr. BURR, and Mrs. HAGAN):

S. Res. 182. A resolution expressing the condolences of the United States to the victims of the devastating tornadoes that touched down in the South in April 2011, commending the resiliency of the people of the affected States, including the people of the States of Alabama, Tennessee, Mississippi, Georgia, Virginia, and North Carolina, and committing to stand by the

people affected in the relief and recovery efforts; considered and agreed to.

By Ms. MURKOWSKI (for herself, Mrs. MURRAY, Mr. KERRY, Ms. MIKULSKI, Mr. MCCONNELL, Mrs. FEINSTEIN, and Mr. WHITEHOUSE):

S. Res. 183. A resolution designating May 14, 2011, as "National Police Survivors Day"; considered and agreed to.

By Ms. KLOBUCHAR (for herself and Mr. FRANKEN):

S. Res. 184. A resolution recognizing the life and service of the Honorable Hubert H. Humphrey, distinguished former Senator from the State of Minnesota and former Vice President of the United States, upon the 100th anniversary of his birth; to the Committee on the Judiciary.

By Mr. MENENDEZ (for himself, Mr. INHOFE, Mr. WYDEN, Mr. BROWN of Ohio, Mr. CARDIN, Mr. COATS, Mr. BARRASSO, Mr. CRAPO, and Mr. KYL):

S. Con. Res. 17. A concurrent resolution expressing the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO); to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 214

At the request of Mr. MENENDEZ, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 214, a bill to amend the Oil Pollution Act of 1990 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 215

At the request of Mr. MENENDEZ, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 215, a bill to amend the Internal Revenue Code of 1986 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 277

At the request of Mr. BURR, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 277, a bill to amend title 38, United States Code, to furnish hospital care, medical services, and nursing home care to veterans who were stationed at Camp Lejeune, North Carolina, while the water was contaminated at Camp Lejeune, and for other purposes.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 351

At the request of Ms. MURKOWSKI, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 351, a bill to authorize the exploration, leasing, development, and production of oil and gas in and from the western portion of the Coastal Plain of the State of Alaska without surface occupancy, and for other purposes.

S. 352

At the request of Ms. MURKOWSKI, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 352, a bill to authorize the exploration, leasing, development, production, and economically feasible and prudent transportation of oil and gas in and from the Coastal Plain in Alaska.

S. 384

At the request of Mrs. FEINSTEIN, the names of the Senator from North Dakota [Mr. HOEVEN] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 425

At the request of Mr. UDALL of Colorado, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 425, a bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders.

S. 489

At the request of Mr. REED, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 510

At the request of Mr. UDALL of New Mexico, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 510, a bill to prevent drunk driving injuries and fatalities, and for other purposes.

S. 543

At the request of Ms. AYOTTE, her name was added as a cosponsor of S. 543, a bill to restrict any State or local jurisdiction from imposing a new discriminatory tax on cell phone services, providers, or property.

S. 584

At the request of Ms. MIKULSKI, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 584, a bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and

reinvestment in the profession of social work, and for other purposes.

S. 603

At the request of Mr. NELSON of Florida, the names of the Senator from Alabama [Mr. SESSIONS] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of S. 603, a bill to modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names.

S. 648

At the request of Mrs. GILLIBRAND, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 648, a bill to require the Commissioner of Social Security to revise the medical and evaluation criteria for determining disability in a person diagnosed with Huntington's Disease and to waive the 24-month waiting period for Medicare eligibility for individuals disabled by Huntington's Disease.

S. 657

At the request of Mr. CARDIN, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 657, a bill to encourage, enhance, and integrate Blue Alert plans throughout the United States in order to disseminate information when a law enforcement officer is seriously injured or killed in the line of duty.

S. 658

At the request of Ms. KLOBUCHAR, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 658, a bill to provide for the preservation by the Department of Defense of documentary evidence of the Department of Defense on incidents of sexual assault and sexual harassment in the military, and for other purposes.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 696

At the request of Mr. TESTER, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 696, a bill to amend title 38, United States Code, to treat Vet Centers as Department of Veterans Affairs facilities for purposes of payments or allowances for beneficiary travel to Department facilities, and for other purposes.

S. 737

At the request of Mr. MORAN, the names of the Senator from New Hampshire [Ms. AYOTTE] and the Senator from Georgia [Mr. ISAKSON] were added as cosponsors of S. 737, a bill to replace the Director of the Bureau of Consumer Financial Protection with a 5-person Commission, to bring the Bureau into the regular appropriations process, and for other purposes.

S. 742

At the request of Mr. BROWN of Ohio, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 742, a bill to amend chapters 83 and 84 of title 5, United States Code, to set the age at which Members of Congress are eligible for an annuity to the same age as the retirement age under the Social Security Act.

S. 755

At the request of Mr. WYDEN, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 781

At the request of Mr. THUNE, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 781, a bill to amend the Clean Air Act to conform the definition of renewable biomass to the definition given the term in the Farm Security and Rural Investment Act of 2002.

S. 824

At the request of Mr. BROWN of Ohio, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 824, a bill to provide for enhanced mortgage-backed and asset-backed security investor protections, to prevent foreclosure fraud, and for other purposes.

S. 838

At the request of Mr. TESTER, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 890

At the request of Mr. LEAHY, the names of the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 890, a bill to establish the supplemental fraud fighting account, and for other purposes.

S. 906

At the request of Mr. WICKER, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 931

At the request of Mr. SCHUMER, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 931, a bill to amend the Internal Revenue Code of 1986 to reform the rules relating to fractional charitable donations of tangible personal property.

S. 939

At the request of Mr. MENENDEZ, the name of the Senator from Mississippi [Mr.

WICKER] was added as a cosponsor of S. 939, a bill to amend the Internal Revenue Code of 1986 to provide that the volume cap for private activity bonds shall not apply to bonds for facilities for the furnishing of water and sewage facilities.

S. 940

At the request of Mr. MENENDEZ, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 940, a bill to reduce the Federal budget deficit by closing big oil tax loopholes, and for other purposes.

S. 947

At the request of Mr. JOHANNIS, the names of the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Tennessee [Mr. CORKER] were added as cosponsors of S. 947, a bill to provide end user exemptions from certain provisions of the Commodity Exchange Act and the Securities Exchange Act of 1934, and for other purposes.

S. 950

At the request of Mr. CARDIN, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 950, a bill to amend title 23, United States Code, to repeal a prohibition on allowing States to use toll revenues as State matching funds for Appalachian Development Highway projects.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 952

At the request of Mr. DURBIN, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 952, a bill to authorize the cancellation of removal and adjustment of status of certain alien students who are long-term United States residents and who entered the United States as children and for other purposes.

S. 953

At the request of Mr. MCCONNELL, the names of the Senator from Alaska [Ms. MURKOWSKI], the Senator from Indiana [Mr. COATS], the Senator from Tennessee [Mr. CORKER], the Senator from Mississippi [Mr. WICKER], the Senator from Tennessee [Mr. ALEXANDER], the Senator from Wyoming [Mr. BARRASSO], the Senator from Missouri [Mr. BLUNT], the Senator from Kentucky [Mr. PAUL], the Senator from Wyoming [Mr. ENZI], the Senator from Kansas [Mr. ROBERTS], the Senator from Nevada [Mr. HELLER], the Senator from Georgia [Mr. ISAKSON], the Senator from Kansas [Mr. MORAN] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 953, a bill to authorize the conduct of certain lease sales in the Outer Continental Shelf, to amend the Outer Continental Shelf

Lands Act to modify the requirements for exploration, and for other purposes.

At the request of Ms. AYOTTE, her name was added as a cosponsor of S. 953, *supra*.

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 953, *supra*.

SENATE RESOLUTION 180

At the request of Mr. RUBIO, the names of the Senator from Kansas [Mr. ROBERTS] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of Senate Resolution 180, a resolution expressing support for peaceful demonstrations and universal freedoms in Syria and condemning the human rights violations by the Assad regime.

At the request of Mr. LIEBERMAN, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of Senate Resolution 180, *supra*.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. MURRAY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 12, 2011, at 9:30 a.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on May 12, 2011, at 9 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on May 12, 2011, at 9 a.m., in room SD-215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Oil and Gas Tax Incentives and Rising Energy Prices."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 12, 2011, at 9:15 a.m., to hold a hearing entitled "Assessing the Situation in Libya."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "The Endangered Middle Class: Is the American Dream Slipping Out of Reach for American Families?" on May 12, 2011, at 9:15 a.m., in 430 Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 12, 2011, at 2:30 p.m. to conduct a hearing entitled "Ten Years After 9/11: Is Intelligence Reform Working?"

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 12, 2011, at 9:30 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on May 12, 2011, at 2:30 p.m.

SUBCOMMITTEE ON CLEAN AIR AND NUCLEAR SAFETY

The Subcommittee on Clean Air and Nuclear Safety of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on May 12, 2011, at 2:30 p.m. in Dirksen 406 to conduct a hearing entitled "Federal Efforts to Protect Public Health by Reducing Diesel Emissions."

SUBCOMMITTEE ON HOUSING, TRANSPORTATION, AND COMMUNITY DEVELOPMENT

The Committee on Banking, Housing, and Urban Affairs, Subcommittee on Housing, Transportation, and Community Development, be authorized to meet during the session of the Senate on May 12, 2011, at 2 p.m., to conduct a hearing entitled "The Need for National Mortgage Servicing Standards."

SUBCOMMITTEE ON SEAPOWERS

The Subcommittee on Seapower of the Committee on Armed Services be authorized to meet during the session of the Senate on May 12, 2011, at 2:30 p.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:10 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1229. An act to amend the Outer Continental Shelf Lands Act to facilitate the safe and timely production of American energy resources from the Gulf of Mexico, to require the Secretary of the Interior to conduct certain offshore oil and gas lease sales, and for other purposes.

The message also announced that the House has agreed to the following concurrent

resolutions, in which it requests the concurrence of the Senate:

H. Con. Res. 16. Concurrent resolution authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby.

H. Con. Res. 46. Concurrent resolution authorizing the use of the Capitol Grounds for the National Peace Officers' Memorial Service.

At 2:50 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 50. Concurrent resolution providing for a conditional adjournment of the House of Representatives.

EXECUTIVE SESSION

The hour of 1 p.m. having passed,

Pursuant to the order of yesterday, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of yesterday,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 10 a.m. on Tuesday, May 17, 2011, the Senate proceed to executive session to consider the nomination of Susan L. Carney, of Connecticut, to be United States Circuit Judge for the Second Circuit; that there be 2 hours, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination; that, following the vote, a motion to reconsider be made and laid on the table; that no further motions be in order to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

INDEPENDENT TASK AND DELIVERY ORDER REVIEW EXTENSION ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 498) to ensure objective, independent review of task and delivery orders.

The question being on agreeing to the reported amendment to the bill.

The reported amendment was agreed to.

The question being on passage of the bill, as amended.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE DEFENSE INTELLIGENCE AGENCY ON ITS 50TH ANNIVERSARY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Select Committee on Intelligence be discharged from the further consideration of the resolution (S. Res. 86) recognizing the Defense Intelligence Agency on its 50th Anniversary.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL MPS AWARENESS DAY"

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 181) designating May 15, 2011, as "National MPS Awareness Day, submitted today by Mr. GRAHAM (for himself, Mr. CONRAD, Mr. BURR, Mr. INOUE, Mr. BEGICH, Mr. KERRY, and Ms. MURKOWSKI), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING THE CONDOLENCES TO THE VICTIMS OF THE TORNADOES IN THE SOUTH IN APRIL 2011

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 182) expressing the condolences of the United States to the victims of the devastating tornadoes that touched down in the South in April 2011, commending the resiliency of the people of the affected States, including the people of the States of Alabama, Tennessee, Mississippi, Georgia, Virginia, and North Carolina, and committing to stand by the people affected in the relief and recovery efforts, submitted today by Mr. SESSIONS (for

himself, Mr. SHELBY, Mr. ALEXANDER, Mr. CORKER, Mr. COCHRAN, Mr. WICKER, Mr. CHAMBLISS, Mr. ISAKSON, Mr. BURR, and Mrs. HAGAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL POLICE SURVIVORS DAY"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 183) designating May 14, 2011, as "National Police Survivors Day", submitted today by Ms. MURKOWSKI (for herself, Mrs. MURRAY, Mr. KERRY, Ms. MIKULSKI, Mr. MCCONNELL, Mrs. FEINSTEIN, and Mr. WHITEHOUSE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING THE USE OF THE CAPITOL GROUNDS FOR THE GREATER WASHINGTON SOAP BOX DERBY

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 16) authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby, received from the House of Representatives for concurrence on today, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING THE USE OF THE CAPITOL GROUNDS FOR THE NATIONAL PEACE OFFICERS' MEMORIAL SERVICE

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 46) authorizing the use of the Capitol Grounds for the National Peace Officers' Memorial Service, received from

the House of Representatives for concurrence on today, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

PROVIDING FOR A CONDITIONAL ADJOURNMENT OF THE HOUSE OF REPRESENTATIVES

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 50) providing for a conditional adjournment of the House of Representatives, received from the House of Representatives for concurrence on today, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1229) to amend the Outer Continental Shelf Lands Act to facilitate the safe and timely production of American energy resources from the Gulf of Mexico, to require the Secretary of the Interior to conduct certain offshore oil and gas lease sales, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 990) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes, introduced today by Ms. LANDRIEU, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

REAPPOINTMENT BY THE SECRETARY OF THE SENATE ADVISORY COMMITTEE ON THE RECORDS OF CONGRESS

The PRESIDING OFFICER announced that, pursuant to Public Law 101-509, the Secretary of the Senate had reappointed Sheryl B. Vogt, of Georgia, to the Advisory Committee on the Records of Congress.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, MAY 16, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, May 16, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business until 5 p.m., with Senators permitted to speak for 10 minutes each therein, for debate only.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 5:56 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, May 16, 2011.

MONDAY, MAY 16, 2011

Mr. JOE MANCHIN III, from the State of West Virginia, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. MANCHIN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 16, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JOE MANCHIN III, a Senator from the State of West Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. MANCHIN took the chair.

THE JOURNAL

Pursuant to the order of Thursday, May 12, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, May 12, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, May 12, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 1229) to amend the Outer Continental Shelf Lands Act to facilitate the safe and timely production of American energy resources from the Gulf of Mexico, to require the Secretary of the Interior to conduct certain offshore oil and gas lease sales, and for other purposes, received from the House of Representatives for concurrence on Thursday, May 12, 2011, and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of

the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 990) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes, introduced on Thursday, May 12, 2011 by Ms. LANDRIEU, and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1662. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Minimizing the Use of Materials Containing Hexavalent Chromium" ((RIN0750-AG35)(DFARS Case 2009-D004)) received in the Office of the President of the Senate on May 10, 2011; to the Committee on Armed Services.

EC-1663. A communication from the Under Secretary of Defense (Comptroller), Department of Defense, transmitting, pursuant to law, a quarterly report entitled, "Acceptance of Contributions for Defense Programs, Projects, and Activities"; to the Committee on Armed Services.

EC-1664. A communication from the Associate General Counsel for Legislation and Regulations, Office of Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "HUD Multifamily Rental Projects: Regulatory Revisions" (RIN2502-AI95) received in the Office of the President of the Senate on May 10, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1665. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Sudan that was declared in Executive Order 13067 of November 3, 1997; to the

Committee on Banking, Housing, and Urban Affairs.

EC-1666. A communication from the Deputy General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Version One Regional Reliability Standard for Transmission Operations" ((RIN1902-AE20)(Docket No. RM09-14-000)) received in the Office of the President of the Senate on May 10, 2011; to the Committee on Energy and Natural Resources.

EC-1667. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana" (FRL No. 9304-8) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Environment and Public Works.

EC-1668. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Massachusetts; Revised Carbon Monoxide Maintenance Plan for Lowell" (FRL No. 9305-1) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Environment and Public Works.

EC-1669. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Prevention of Significant Deterioration; Greenhouse Gas Permitting Authority and Tailoring Rule Revision" (FRL No. 9305-2) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Environment and Public Works.

EC-1670. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Branded Prescription Drug Sales - Dispute Resolution Process for 2011 Preliminary Fee Calculation" (Rev. Proc. 2011-24) received in the Office of the President of the Senate on May 11, 2011; to the Committee on Finance.

EC-1671. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Modifications to Treatment of Aircraft and Vessel Leasing Income" (RIN1545-BG98) received in the Office of the President of the Senate on May 11, 2011; to the Committee on Finance.

EC-1672. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Extension of Withholding to Certain Payments Made by Government Entities" (RIN1545-BG45) received in the Office of the President of the Senate on May 11, 2011; to the Committee on Finance.

EC-1673. A communication from the Chief of the Publications and Regulations Branch, Joint Board for the Enrollment of Actuaries, transmitting, pursuant to law, the report of a rule entitled "Regulations Governing the Performance of Actuarial Services Under the Employee Retirement Income Security Act of 1974" (RIN1545-BC82) received in the Office of the President of the Senate on May 11, 2011; to the Committee on Finance.

EC-1674. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Specified Tax Return Preparers Required to File Individual Income Tax Returns Using Magnetic Media" (RIN1545-BJ52) received in the Office of the President of the Senate on May 11, 2011; to the Committee on Finance.

EC-1675. A communication from the Department of State, transmitting, pursuant to law, a report relative to U.S. military personnel and U.S. civilian contractors involved in the anti-narcotics campaign in Colombia (OSS Control No. 2011-0810); to the Committee on Foreign Relations.

EC-1676. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Canada for the manufacture of M151 Remote Weapons Station components; to the Committee on Foreign Relations.

EC-1677. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to India for the manufacture, assembly integration, testing and repair of the Enhanced Position Location Reporting System Extended Frequency-International (EPLRS-XF-1) MicroLight-I and MicroLight-DH500 and ancillary equipment; to the Committee on Foreign Relations.

EC-1678. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export

Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Russia for the RD-180 Liquid Propellant Rocket Engine Program in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1679. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a proposed amendment to parts 120, 124, and 126 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-1680. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to overseas surplus property; to the Committee on Foreign Relations.

EC-1681. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Raton, NM" ((RIN2120-AA66)(Docket No. FAA-2010-1239)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1682. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-101, -102, -103, -106, -201, -202, -301, -311, -315, -401, and -402 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1157)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1683. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 777-200, -200LR, -300, and -300ER Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1205)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1684. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; BAE SYSTEMS (OPERATIONS) LIMITED Model BAe 146 Airplanes, and Model Avro 146-RJ Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1308)) received in the Office of the President of the Senate on May 9, 2011;

to the Committee on Commerce, Science, and Transportation.

EC-1685. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A310 Series Airplanes; and Model A300 B4-600, A300 B4-600R, A300 F4-600R Series Airplanes, and Model A300 C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes)" ((RIN2120-AA64)(Docket No. FAA-2010-0803)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1686. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 777-200, -300, and -300ER Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1271)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1687. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Lockheed Martin Aeronautics Company Model 382, 382B, 382E, 382F, 382G Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0233)) received in the Office of the President of the Senate on May 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1688. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting the report of a draft bill entitled "Civilian Property Realignment Act"; to the Committee on Homeland Security and Governmental Affairs.

EC-1689. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the third quarter fiscal year 2010 quarterly report of the Department's Office of Privacy and Civil Liberties; to the Committee on the Judiciary.

EC-1690. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Spirotetramat; Pesticide Tolerances" (FRL No. 8865-8) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1691. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Iran that was declared in Executive Order 12170 on November 14, 1979; to the Committee on Banking, Housing, and Urban Affairs.

EC-1692. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13405 with respect to Belarus; to the Committee on Banking, Housing, and Urban Affairs.

EC-1693. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Corporate Credit Unions" (RIN3133-AD80) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1694. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "The Mailing of Individual Income Tax Returns by Specified Tax Return Preparers Calendar Year 2011" (Notice 2011-27) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Finance.

EC-1695. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Undue Hardship Waivers and Taxpayers Choice Statement" (Rev. Proc. 2011-25) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Finance.

EC-1696. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Industry Director's Directive No. 2 - Employment Tax and the Employees on the U.S. Outer Continental Shelf" (LBandI-4-0211-005) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Finance.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. INHOFE (for himself, Mr. COCHRAN, Mr. VITTER, Mr. BOOZMAN, Mr. RISCH, and Mr. CRAPO):

S. 999. A bill to amend the Safe Drinking Water Act to prevent the enforcement of certain national primary drinking water regulations unless sufficient funding is

available; to the Committee on Environment and Public Works.

By Mrs. SHAHEEN (for herself and Mr. PORTMAN):

S. 1000. A bill to promote energy savings in residential and commercial buildings and industry, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WYDEN (for himself and Ms. STABENOW):

S. 1001. A bill to reduce oil consumption and improve energy security, and for other purposes; to the Committee on Energy and Natural Resources

By Mr. SCHUMER (for himself, Mr. KYL, Ms. KLOBUCHAR, Mr. BROWN of Ohio, Mr. WHITEHOUSE, Mr. SESSIONS, Mr. GRAHAM, Mr. COONS, Mr. BENNET, Mr. LUGAR, Mr. NELSON of Florida, Mr. CASEY, Mr. BLUMENTHAL, and Mr. LAUTENBERG):

S. 1002. A bill to prohibit theft of medical products, and for other purposes; to the Committee on the Judiciary.

By Mr. TESTER:

S. 1003. A bill to amend the Surface Mining Control and Reclamation Act of 1977 to limit the liability of a State performing reclamation work under an approved State approved mine reclamation plan; to the Committee on Energy and Natural Resources.

By Mr. HARKIN (for himself, Ms. MIKULSKI, Mrs. GILLIBRAND, Mr. KERRY, Mr. CASEY, and Mr. FRANKEN):

S. 1004. A bill to support Promise Neighborhoods; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BOOZMAN (for himself, Mr. GRAHAM, Mr. RISCH, Mr. COATS, Mr. THUNE, and Mr. JOHANNIS):

S. 1005. A bill to provide for parental notification and intervention in the case of a minor seeking an abortion; to the Committee on the Judiciary.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. CARDIN (for himself, Ms. COLLINS, Mr. THUNE, Mr. MENENDEZ, Mr. CASEY, and Mr. RISCH):

S. Res. 185. A resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside

direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 89

At the request of Mr. VITTER, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 89, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 468

At the request of Mr. MCCONNELL, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 468, a bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested.

S. 547

At the request of Mrs. MURRAY, the names of the Senator from Maryland [Ms. MIKULSKI] and the Senator from Washington [Ms. CANTWELL] were added as cosponsors of S. 547, a bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education.

S. 579

At the request of Mr. LAUTENBERG, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 579, a bill to amend title 10, United States Code, to direct the Secretary of Defense to provide members of the Individual Ready Reserve, Individual Mobilization Augmentees, and inactive members of the National Guard who served in Afghanistan or Iraq with information on counseling to prevent suicide, and for other purposes.

S. 618

At the request of Mr. DURBIN, his name was added as a cosponsor of S. 618, a bill to promote the strengthening of the private sector in Egypt and Tunisia.

S. 641

At the request of Mr. DURBIN, the names of the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 641, a bill to provide 100, 000,000 people

with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 722

At the request of Mr. WYDEN, the names of the Senator from Delaware [Mr. COONS] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 738

At the request of Ms. STABENOW, the names of the Senator from California [Mrs. BOXER] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 752

At the request of Mrs. FEINSTEIN, the names of the Senator from Colorado [Mr. BENNET] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 815

At the request of Ms. SNOWE, the names of the Senator from Connecticut [Mr. LIEBERMAN], the Senator from Oklahoma [Mr. INHOFE] and the Senator from Massachusetts [Mr. KERRY] were added as cosponsors of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 838

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 871

At the request of Mr. COBURN, the names of the Senator from Tennessee [Mr. CORKER], the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from New Hampshire [Mrs. SHAHEEN] were added as cosponsors of S. 871, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 906

At the request of Mr. WICKER, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 946

At the request of Mr. BAUCUS, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 946, a bill to establish an Office of Rural Education Policy in the Department of Education.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 953

At the request of Mr. MCCONNELL, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 953, a bill to authorize the conduct of certain lease sales in the Outer Continental Shelf, to amend the Outer Continental Shelf Lands Act to modify the requirements for exploration, and for other purposes.

S. 958

At the request of Mr. CASEY, the names of the Senator from Illinois [Mr. DURBIN] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 964

At the request of Mr. ALEXANDER, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 964, a bill to amend the National Labor Relations Act to clarify the applicability of such Act with respect to States that have right to work laws in effect.

S. 967

At the request of Mr. MERKLEY, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 967, a bill to establish clear regulatory standards for mortgage servicers, and for other purposes.

S. 973

At the request of Mr. WHITEHOUSE, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 973, a bill to create the National Endowment for the Oceans to promote the protection and

conservation of the United States ocean, coastal, and Great Lakes ecosystems, and for other purposes.

S. 982

At the request of Ms. AYOTTE, the names of the Senator from Texas [Mr. CORNYN] and the Senator from Utah [Mr. HATCH] were added as cosponsors of S. 982, a bill to reaffirm the authority of the Department of Defense to maintain United States Naval Station, Guantanamo Bay, Cuba, as a location for the detention of unprivileged enemy belligerents held by the Department of Defense, and for other purposes.

S. 993

At the request of Mr. CORNYN, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 993, a bill to amend the Internal Revenue Code of 1986 to prevent the extension of the tax collection period merely because the taxpayer is a member of the Armed Forces who is hospitalized as a result of combat zone injuries.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the names of the Senator from Massachusetts [Mr. BROWN] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 17

At the request of Mr. MENENDEZ, the names of the Senator from Virginia [Mr. WEBB] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of Senate Concurrent Resolution 17, a concurrent resolution expressing the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO).

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the names of the Senator from Arizona [Mr. KYL] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 180

At the request of Mr. LIEBERMAN, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of Senate Resolution 180, a resolution expressing support for peaceful demonstrations and universal freedoms in Syria and condemning the human rights violations by the Assad regime.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 2:11 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1231. An act to amend the Outer Continental Shelf Lands Act to require that each 5-year offshore oil and gas leasing program offer leasing in the areas with the most prospective oil and gas resources, to establish a domestic oil and natural gas production goal, and for other purposes.

At 2:46 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 754. An act to authorize appropriations for fiscal year 2011 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

ORDER FOR CONSIDERATION OF CERTAIN MOTIONS TO PROCEED

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 2:15 p.m. on tomorrow, the majority leader be recognized to move to proceed to consider the bills (S. 940) to reduce the Federal budget deficit by closing big oil tax loopholes, and for other purposes, and (S. 953) to authorize the conduct of certain lease sales in the Outer Continental Shelf, to amend the Outer Continental Shelf Lands Act to modify the requirements for exploration, and for other purposes; that there be four hours, equally divided and controlled in the usual form, for debate on the motion to proceed to consider bill S. 940; that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion; that the motion receive a minimum of 60 yeas votes to be agreed to; that, if the motion does not so receive 60 yeas votes, it be withdrawn; and that a motion to reconsider be considered made and laid on the table, without intervening action or debate.

Ordered further, That, at 10:30 a.m. on Wednesday, May 18, 2011, the Senate resume consideration of the motion to proceed to consider bill S. 953; that there be four hours, equally divided and controlled in the usual form, for debate on thereon; that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion; that the motion receive a minimum of 60 yeas to be agreed to; that, if the motion does not so receive 60 yeas votes, it be withdrawn; and that a motion to reconsider be considered made and laid on the table, without intervening action or debate.

CONSIDERATION OF CERTAIN BILLS ON CALENDAR EN BLOC

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate proceed to consider the following bills on the calendar, en bloc.

S. 349. A bill to designate the facility of the United States Postal Service located at 4865 Tallmadge Road in Rootstown, Ohio, as the "Marine Sgt. Jeremy E. Murray Post Office";

S. 655. A bill to designate the facility of the United States Postal Service located at 95 Dogwood Street in Cary, Mississippi, as the "Spencer Byrd Powers, Jr. Post Office";

H.R. 793. A bill to designate the facility of the United States Postal Service located at 12781 Sir Francis Drake Boulevard in Inverness, California, as the "Specialist Jake Robert Velloza Post Office".

By unanimous consent, on the request of Mr. REID,

Ordered, That the bills be read the third time, en bloc, and passed; and that motions to reconsider be considered made and laid on the table.

DESIGNATING "NATIONAL PUBLIC WORKS WEEK"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 177) designating May 15 through May 21, 2011, as "National Public Works Week."

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 1231) to amend the Outer Continental Shelf Lands Act to require that each 5-year offshore oil and gas leasing program offer leasing in the areas with the most prospective oil and gas resources, to establish a domestic oil and natural gas production goal, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

APPOINTMENT BY THE VICE PRESIDENT

BOARD OF VISITORS OF THE U.S. NAVAL ACADEMY

The ACTING PRESIDENT pro tempore announced that the Vice President, pursuant to 10 U.S.C. 6968(a), had appointed the following Senators to the Board of Visitors of the U.S. Naval Academy: Ms. MIKULSKI, from the Committee on Appropriations, and Mr. CARDIN.

APPOINTMENT BY THE VICE PRESIDENT

BOARD OF VISITORS OF THE U.S. MILITARY ACADEMY

The ACTING PRESIDENT pro tempore announced that the VICE PRESIDENT, pursuant to 10 U.S.C. 4355(a), had appointed the following Senators to the Board of Visitors of the U.S. Military Academy: Ms. LANDRIEU, from the Committee on Appropriations, and Mr. REED.

APPOINTMENT BY THE VICE PRESIDENT

BOARD OF VISITORS OF THE U.S. AIR FORCE ACADEMY

The ACTING PRESIDENT pro tempore announced that the VICE PRESIDENT, pursuant to 10 U.S.C. 9355(a), had appointed the following Senators to the Board of Visitors of the U.S. Air Force Academy: Mr. BENNET, as designee of the Chairman of the Committee on Appropriations, and Mr. BEN NELSON, from the Committee on Appropriations.

APPOINTMENT BY THE VICE PRESIDENT

BOARD OF VISITORS OF THE U.S. COAST GUARD ACADEMY

The ACTING PRESIDENT pro tempore announced that the Vice President, pursuant to 14 U.S.C. 194(a), as amended by Public Law 101-595, and upon the recommendation of the Chairman of the Committee on Commerce, Science, and Transportation, had appointed the following Senators to the Board of Visitors of the U.S. Coast Guard Academy: Mr. ROCKEFELLER, ex officio, as the Chairman of the Committee on Commerce, Science, and Transportation, and Mr. BEGICH, from the Committee on Commerce, Science, and Transportation.

APPOINTMENT BY THE VICE PRESIDENT

BOARD OF VISITORS OF THE U.S. MERCHANT MARINE ACADEMY

The ACTING PRESIDENT pro tempore announced that the Chairman of the Committee on Commerce, Science, and Transportation, pursuant to Title 46, Section 1295 b(h), of the U.S. Code, had appointed the following Senators to the Board of Visitors of the U.S. Merchant Marine Academy: Mr. ROCKEFELLER, ex officio, as the Chairman of the Committee on Commerce, Science, and Transportation, and Mr. LAUTENBERG, from the Committee on Commerce, Science, and Transportation.

APPOINTMENT BY THE MINORITY LEADER

UNITED STATES SENATE CAUCUS ON INTERNATIONAL NARCOTICS CONTROL

The ACTING PRESIDENT pro tempore announced that the minority leader, pursuant to the provisions of Public Law 99-93, as amended by Public Law 99-151, had appointed the following Senators as members of the United States Senate Caucus on International Narcotics Control: Mr. GRASSLEY, co-chairman, Mr. CORNYN, and Mr. RISCH,

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then

proceed to executive session to consider the nomination of Susan L. Carney, of Connecticut, to be United States Circuit Judge for the Second Circuit, as pursuant to the order of Thursday, May 12, 2011.

Ordered further, That, on tomorrow, the Senate recess from following the vote in executive session, until 2:15 p.m.; and that, at 2:15 p.m., the Senate proceed to consider the motion to proceed to consider bill S. 940, as pursuant to the order of today.

AUTHORITY FOR ADJOURNMENT ON TODAY

By unanimous consent, on the request of Mr. REID

Ordered, That the Senate adjourn, following remarks by Mr. MERKLEY.

After debate,

ADJOURNMENT

Under the authority of the order of today,
At 7:09 p.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, MAY 17, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 17, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 1231) to amend the Outer Continental Shelf Lands Act to require that each 5-year offshore oil and gas leasing program offer leasing in the areas with the most prospective oil and gas resources, to establish a domestic oil and natural gas production goal, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1697. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a Determination and Certification under Section 40A of the Arms Export Control Act relative to countries not cooperating fully with United States antiterrorism efforts; to the Committee on Foreign Relations.

EC-1698. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the Department of Justice's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1699. A communication from the Secretary of Education, transmitting, pursuant to law, the Department of Education's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1700. A communication from the Diversity and Inclusion Director, Board of Governors, Federal Reserve System, transmitting, pursuant to law, the Federal Reserve System's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1701. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants From the Portland Cement Manufacturing Industry and Standards of Performance for Portland Cement Plants" (FRL No. 9306-7) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Environment and Public Works.

EC-1702. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; New Mexico; Sunland Park Section 110(a)(1) Maintenance Plan for the 1997 8-Hour Ozone Standard" (FRL No. 9305-6) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Environment and Public Works.

EC-1703. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Method 301 - Field Validation of Pollutant Measurement Methods from Various Waste Media" (FRL No. 9306-8) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Environment and Public Works.

EC-1704. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Implementation of the New Source Review (NSR) Program for Particulate Matter Less Than 2.5 Micrometers (PM_{2.5}); Final Rule to Repeal Grandfather Provision" (FRL No. 9306-9) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Environment and Public Works.

EC-1705. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Interim Final Determination to Defer Sanctions, Sacramento Metro 1-hour Ozone Nonattainment Area, California" (FRL No. 9307-3) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Environment and Public Works.

EC-1706. A communication from the Regulatory Ombudsman, Federal Motor Carrier Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hours of Service Exception for Railroad Signal Employees" (RIN2126-AB36) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1707. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Theft Prevention Standard" (RIN2127-AK81) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1708. A communication from the Regulatory Ombudsman, Federal Motor Carrier Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Commercial Driver's License Testing and Commercial Learner's Permit Standards" (RIN2126-AB02) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1709. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards No. 108; Lamp, Reflective Devices and Associated Equipment" (RIN2127-AK85) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1710. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; Hudson River South of the Troy Locks, NY" ((RIN1625-AA11)(Docket No. USCG-2010-0794)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1711. A communication from the Attorney, U.S. Coast Guard, Department of

Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Potomac River, Charles County, MD" ((RIN1625-AA08)(Docket No. USCG-2010-1113)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1712. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Krewes of Charleston Mardi Gras Boat Parade, Charleston Harbor, Charleston, SC" ((RIN1625-AA08)(Docket No. USCG-2010-1151)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1713. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Mavericks Surf Competition, Half Moon Bay, CA" ((RIN1625-AA08)(Docket No. USCG-2010-1093)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1714. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Patriot Challenge Kayak Race, Ashley River, Charleston, SC" ((RIN1625-AA08)(Docket No. USCG-2011-0039)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1715. A communication from the Acting Director, Rural Housing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Implementing Lender Indemnification and Elimination of the Department of Veterans Affairs (VA) Rate as an Interest Rate Option" (RIN0575-AC83) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1716. A communication from the Secretary of the Army, transmitting, pursuant to law, a report relative to the Program Acquisition Unit Cost and the Average Procurement Unit Cost for the Joint Tactical Radio System Ground Mobile Radio (GMR) program exceeding the Acquisition Program Baseline values; to the Committee on Armed Services.

EC-1717. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a

rule entitled "Defense Federal Acquisition Regulation Supplement: Business Systems-Definition and Administration" ((RIN0750-AG58)(DFARS Case 2009-D038)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Armed Services.

EC-1718. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Administrative Exemptions to the Specified Tax Return Preparer Electronic Filing Requirement Under Internal Revenue Code Section 6011(e)(3) and Regulations Under Section 6011(e)(3)" (Notice 2011-26) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Finance.

EC-1719. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Annual Price Inflation Adjustments for Contribution Limitations Made to a Health Savings Account Pursuant to Section 223" (Rev. Proc. 2011-32) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Finance.

EC-1720. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Sea World Fireworks; Mission Bay, San Diego, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0201)) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1721. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Bay Ferry II Maritime Security Exercise; San Francisco Bay, San Francisco, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0196)) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1722. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Dredging Operations; Delaware River, Marcus Hook, PA" ((RIN1625-AA00)(Docket No. USCG-2011-0127)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1723. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Sea World Fireworks; Mission Bay, San Diego, CA" ((RIN1625-AA00)(Docket

No. USCG-2011-0201)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1724. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Bay Ferry II Maritime Security Exercise; San Francisco Bay, San Francisco, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0201)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1725. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Texas International Boat Show Power Boat Races; Corpus Christi Marina, Corpus Christi, TX" ((RIN1625-AA00)(Docket No. USCG-2011-0140)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1726. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Red River Safety Zone, Red River, MN" ((RIN1625-AA00)(Docket No. USCG-2011-0263)) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1727. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; M/V Davy Crockett, Columbia and Willamette Rivers" ((RIN1625-AA00)(Docket No. USCG-2010-0939)) received in the Office of the President of the Senate on May 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1728. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Havasu Landing Regatta, Colorado River, Lake Havasu Landing, California" ((RIN1625-AA00)(Docket No. USCG-2011-0018)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1729. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Miami International Traithlon, Bayfront Park, Miami, FL" ((RIN1625-AA00)(Docket No. USCG-2011-0010)) received in the Office of the President of the Senate on May 12, 2011;

to the Committee on Commerce, Science, and Transportation.

EC-1730. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Soil Sampling; Chicago River, Chicago, IL" ((RIN1625-AA00)(Docket No. USCG-2011-0086)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1731. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Todd Pacific Shipyards Vessel Roll-Out, West Duwamish Waterway, Seattle, WA" ((RIN1625-AA00)(Docket No. USCG-2011-0117)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1732. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Pensacola Bay; Pensacola, FL" ((RIN1625-AA00)(Docket No. USCG-2011-0212)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1733. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; M/V Davy Crockett, Columbia River" ((RIN1625-AA00)(Docket No. USCG-2010-0939)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1734. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Red River Safety Zone, Red River, MN" ((RIN1625-AA00)(Docket No. USCG-2011-0263)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1735. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Boom Days, Buffalo Outer Harbor, Buffalo, NY" ((RIN1625-AA00)(Docket No. USCG-2011-0132)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1736. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security,

transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Boom Days, Niagara River, Niagara Falls, NY" ((RIN1625-AA00)(Docket No. USCG-2011-0131)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1737. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; M/V Davy Crockett, Columbia and Willamette Rivers" ((RIN1625-AA00)(Docket No. USCG-2010-0939)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1738. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Repair of High Voltage Transmission Lines to Logan International Airport, Saugus River, Saugus, MA" ((RIN1625-AA00)(Docket No. USCG-2010-0992)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1739. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Fireworks Displays in the Captain of the Port Columbia River Zone" ((RIN1625-AA00)(Docket No. USCG-2010-0997)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1740. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Charleston Race Week, Charleston Harbor, Charleston, SC" ((RIN1625-AA00)(Docket No. USCG-2010-1152)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1741. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zones; Cruise Ships, Port of San Diego, CA" ((RIN1625-AA87)(Docket No. USCG-2011-0038)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1742. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a

rule entitled "Security Zone; Increase of Security Zones under 22 CFR 165.1183 from 100 to 500 Yards; San Francisco Bay, Delta Ports, Monterey Bay, and Humboldt Bay, CA" ((RIN1625-AA87)(Docket No. USCG-2011-0038)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1743. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zone; Passenger Vessels, Sector Southeastern New England Captain of the Port Zone" ((RIN1625-AA87)-(Docket No. USCG-2010-0864)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-11. A resolution adopted by the House of Representatives of the State of Illinois urging Congress to vote against the F-35 alternate engine appropriations measure; to the Committee on Armed Services.

HOUSE RESOLUTION NO. 73

Whereas, the federal government, now more than ever, needs to eliminate wasteful spending programs from its budget; and

Whereas, the federal deficit recently hit \$13.5 trillion; and

Whereas, the Department of Defense will spend \$708 billion on defense spending in the 2011 fiscal year for both base defense programs and overseas contingency operations to promote the safety and welfare of our nation; and

Whereas, Congress has planned to appropriate \$465 million for an alternate GE F136 engine for the F-35 Joint Strike Fighter program in the Defense Appropriations Bill; and

Whereas, the Department of Defense has already contracted the Pratt & Whitney F135 engine, which has gone through multiple series of testing and development; and

Whereas, no military aircraft in the past three decades has been procured with multiple engine suppliers; and

Whereas, developing the alternate engine would cost \$2.9 billion dollars over the next two to three years; and

Whereas, having multiple engine suppliers will require additional spending for two sets of parts, two production and maintenance lines, and additional personnel and training, which will lead to the production of fewer Joint Strike Fighter planes; and

Whereas, President Barack Obama, with urging from military officials and Defense

Secretary Robert Gates, vows to veto the Defense Authorization Bill if the alternate engine appropriation is included in the bill; and

Whereas, defense spending can be used more efficiently for more vital military programs; therefore, be it

Resolved, by the House of Representatives of the Ninety-Seventh General Assembly of the State of Illinois, That we encourage the members of the Illinois congressional delegation to vote against the F-35 alternate engine appropriations measure; and be it further

Resolved, That suitable copies of this resolution be presented to President Barack Obama, the Speaker of the United States House of Representatives, the President pro tempore of the United States Senate, and the members of the Illinois congressional delegation.

POM-12. A resolution adopted by the House of Representatives of the State of Illinois urging Congress to enact legislation that creates a mortgage foreclosure moratorium; to the Committee on Banking, Housing, and Urban Affairs.

HOUSE RESOLUTION NO. 10

Whereas, the mortgage foreclosure crisis deepened after it was disclosed that several large home mortgage lenders utilized procedures that were legally insufficient to support foreclosures; and

Whereas, after problems were revealed about the manner in which foreclosure affidavits were processed, the uncertainty about the true ownership of mortgages, and the questionable legal standing of the entities that initiated foreclosure proceedings, 2 of the nation's largest residential lenders announced that they were each beginning a self-imposed mortgage foreclosure moratorium; and

Whereas, although this crisis has its origins in numerous events, practices, and policy decisions, a central element of the foreclosure problem is the Mortgage Electronic Registry System (MERS), an electronic registry of land records which was created in 1998 by the Federal National Mortgage Association (Fannie Mae), the Federal Home Loan Mortgage Corporation (Freddie Mac), and several large U.S. banks; and

Whereas, today MERS is listed as the agent for mortgage lenders on documents for 65 million home loans, which represent about 60% of the mortgages in the United States, and is the agent for about 97% of the home mortgages created between 2005 and 2008; and

Whereas, although MERS boasts on its Web site that it "simplifies the way mortgage ownership and servicing rights are originated, sold and tracked" which "eliminates the need to prepare and record assignments when

trading residential and commercial mortgage loans", housing counselors and advocates have documented patterns of abuse and fraud by mortgage servicers that utilized MERS; and

Whereas, joining MERS at the center of the foreclosure crisis is the practice of "robo-signing", the process of generating thousands of affidavits often by unskilled and unqualified employees who neither read nor certified the underlying documents, which are used to obtain summary judgments in foreclosure proceedings; and

Whereas, since a large volume of mortgages were digitized, there have been countless instances of original promissory notes being lost or misplaced; in lieu of producing the original promissory notes in the foreclosure proceedings, servicers simply provided "robo-signed" affidavits that state that the loan servicers own the notes; and

Whereas, court records in mortgage foreclosure cases have documented egregious examples of: falsified documents; "fee padding"; misapplication of mortgage payments; and improper, unnecessarily expensive insurance assessments, which, in turn, precipitated defaults on otherwise up-to-date loans and wholly improper mortgage foreclosures; and

Whereas, the effect of all of these problems and the resulting consumer confusion cry out for a nationwide moratorium on pending and new mortgage foreclosures; therefore, be it

Resolved, by the House of Representatives of the Ninety-Seventh General Assembly of the State of Illinois, That we urge Congress to enact legislation that creates a mortgage foreclosure moratorium to allow a thorough review of foreclosure actions, provide meaningful opportunities for homeowners to renegotiate their mortgages so as to avoid foreclosure, enact further reforms, and allow the entire housing market to return to normalcy; and be it further

Resolved, That suitable copies of this resolution be presented to President Barack Obama, the Speaker of the United States House of Representatives, the President pro tempore of the United States Senate, and each member of the Illinois congressional delegation.

POM-13. A resolution adopted by the House of Representatives of the State of Illinois urging Congress to enact legislation relative to compelling lending institutions to provide mortgagors modifications to home loans before foreclosing on residential properties; to the Committee on Banking, Housing, and Urban Affairs.

HOUSE RESOLUTION NO. 45

Whereas, the United States continues to experience an unprecedented number of mortgage foreclosures and these, in turn,

have contributed to a real estate market that has declined in a precipitous fashion; and

Whereas, when a residential mortgagor defaults on his or her mortgage, it is common for the lending institution involved to obtain the property back from the mortgagor by way of receiving a deed in lieu of foreclosure or by foreclosing and then purchasing the property at a foreclosure judicial sale; and

Whereas, in recent years, it is not unusual for a lending institution to have a large inventory of foreclosed properties and this has often led to a lending institution repeatedly resorting to selling a foreclosed property at a "short sale" price, which means that the sale price for the individual home is significantly less than the mortgagor's purchase price or even the amount of the mortgagor's outstanding loan at the time of the foreclosure; and

Whereas, the credit rating of a person whose home has been foreclosed is often very low and this means that even if the person could afford a more modestly priced property than the foreclosed home, the former homeowner is unable to qualify for a loan under today's standards; and

Whereas, if a lending institution that expects to sell a foreclosed residential property at a "short sale" price were compelled to offer to the mortgagor modifications in the terms of the mortgagor's home mortgage loan, the mortgagor would, in many cases, be able to afford the home under the modified loan terms and remain in his or her home; in that case, the lending institution would avoid adding to its foreclosed properties inventory, the residential mortgagor might be able to remain in his or her home, the real estate market would be improved because fewer "short sale" properties would be depressing home prices on the market, neighborhood blight and crime would be reduced due to the decline in empty and vandalized homes, and all of these circumstances would tend to stem the tide of neighborhood deterioration that is due to the large number of foreclosures and vacancies; therefore, be it

Resolved, by the House of Representatives of the Ninety-Seventh General Assembly of the State of Illinois, That we urge Congress to pass legislation that would compel any lending institution, before foreclosing on a residential property occupied by a mortgagor, to provide the mortgagor with modifications to the home loan that are reasonable for the mortgagor and that include, but are not limited to, an interest rate reduction, a term extension, or other changes to the elements of the home loan, provided that the homeowner is interested in remaining in the home and qualified for the modified loan terms; and be it further

Resolved, That suitable copies of this resolution be presented to President Barack Obama, the Speaker of the United States

House of Representatives, the President pro tempore of the United States Senate, and each member of the Illinois congressional delegation.

POM-14. A joint memorial adopted by the Legislature of the State of Washington relative to public access to the upper Stehekin Valley within the North Cascades National Park; to the Committee on Energy and Natural Resources.

SUBSTITUTE SENATE JOINT MEMORIAL 8004

Whereas, The United States Department of the Interior manages one-fifth of the land of the United States and offers unparalleled recreational opportunities throughout the nation, affirming the nation's intent to set aside certain areas of outstanding scenic and scientific value for the employment of present and future generations; and

Whereas, the National Park Service is a bureau of the United States Department of the Interior and manages the 394 units of the national park system. Annually, more than 500 million people visit the national parks and monuments, wildlife refuges, and recreational sites; and

Whereas, Tourism is an important component of the Washington state economy and is sustained, in part, by our national parks and forests, including Mount Rainier National Park, North Cascades National Park, and the Olympic National Park; and

Whereas, National parks provide significant economic benefits to local communities, many of which are almost solely dependent upon visitors to these parks; and

Whereas, the North Cascades National, Park honors Washington state's natural and cultural heritage and provides valuable educational and recreational opportunities for our citizens; and

Whereas, the primitive road to Cottonwood Camp was built over 100 years ago in the late 1800s and existed prior to the creation of the North Cascades National Park in 1968 and the Washington Parks Wilderness Act of 1988 (P.L. 100-668); and

Whereas, The road leading to Cottonwood Camp provides revered access to exceptional day hikes and fishing opportunities in the upper Stehekin Valley by the residents of eastern Washington, as well as for many people across this state and beyond; and

Whereas, the National Park Service developed a shuttle system utilizing this primitive road corridor to facilitate more than 2,500 people per year access to the upper Stehekin Valley from eastern Washington; and

Whereas, the upper portion of the road between Car Wash Falls and Cottonwood Camp has been closed for many years due to historical flooding events of the Stehekin river in two key areas, destroying a critical

link for hikers, horseback riders, and other recreationalists between the Lake Chelan National Recreation area, the Stephen Mather Wilderness trailheads, and the North Cascades National Park; and

Whereas, the closure of this primitive road has restricted access for the old and young alike to witness the grandeur of this special place in a day hike from eastern Washington; and

Whereas, allowing the National park Service to relocate and rebuild the upper Stehekin Valley Road on higher ground with no net loss of acreage to the park or the Wilderness would preserve the park's existing use as identified in the 1988 Washington Wilderness Act and would mitigate the negative environmental impact of the road washing out;

Now, therefore, Your Memorialists respectively pray that the United States Congress, the United States Department of the Interior, and the National Park Service work cooperatively with Washington state to ensure that all citizens have the continued opportunity to access the upper Stehekin Valley within the North Cascades National Park by reestablishing this primitive road to keep this essential recreational access corridor open: Be it

Resolved, that copies of this Memorial be immediately transmitted to the Honorable Barack Obama, President of the United States, the Secretary of the United States Department of the Interior, the Director of the National Park Service, the President of the United States Senate, the Speaker of the House of Representatives, and each member of Congress from the State of Washington.

POM-15. A resolution adopted by the Senate of the State of New Jersey urging Congress to create a post-deployment assistance program for veterans at Fort Monmouth; to the Committee on Veterans' Affairs.

SENATE RESOLUTION NO. 82

Whereas, since October 2001 approximately 1,600,000 Americans have been deployed for Operation Enduring Freedom and Operation Iraqi Freedom; and

Whereas, for the first time since the Vietnam War, American troops have been engaged in protracted and sustained ground combat and are under a continuous threat of insurgent attacks; and

Whereas, since the deployment of military personnel after September 11, 2001, 5,602 Americans have rendered the ultimate sacrifice in defense of our freedoms and 38,899 Americans have been wounded in combat as of July 22, 2010; and

Whereas, countless American soldiers have returned home with post-traumatic stress disorder due to the horrifying and life-

threatening experiences they endured during deployment; and

Whereas, post-traumatic stress disorder can lead to suicide, alcoholism, drug abuse, domestic violence, marital problems, anger management issues, violent behavior, insomnia, employment problems, and even criminal behavior; and

Whereas, the impact of deployment to a combat zone is not limited to the soldier, but can also have serious psychological ramifications for the soldier's spouse and children; and

Whereas, our nation is forever indebted to our veterans and their families for the tremendous sacrifices they have made to protect the freedoms that all Americans enjoy, and therefore it is our national responsibility to care for veterans and their family members who suffer from psychological conditions caused by deployment to a combat zone; and

Whereas, for over sixty years, the U.S. Military Academy Preparatory School at Fort Monmouth has trained some of America's bravest men and women for a life of service and dedication to our country; and

Whereas, based upon the recommendations of the Defense Base Closure and Realignment Commission of 2005, the Department of Defense has declared that the military facility at Fort Monmouth, including the U.S. Military Academy Preparatory School, is in surplus to federal needs and will be closed in 2011; and

Whereas, the school is an ideal place to house a federally funded program designed to assist veterans with post-deployment issues and provide them with the proper psychiatric, psychological, medical and social care that they so clearly deserve; and

Whereas, local veteran groups, such as Veterans Helping Veterans, are the ideal types of organizations to administer this program because of their similar experiences and their unique understanding of the stress and trauma caused by deployment to a combat zone: Now, therefore, be it

Resolved, by the Senate of the State of New Jersey:

1. The United States Congress and Department of Defense are respectfully urged to create a federally funded program that provides post-deployment assistance for veterans at the current U.S. Military Academy Preparatory School facility at Fort Monmouth.

2. Duly authenticated copies of this resolution, signed by the President of the Senate and attested by the Secretary of the Senate, shall be transmitted to the President and Vice-President of the United States, the Majority and Minority Leaders of the United States Senate, the Speaker and Minority Leader of the United States House of Representatives, every member of Congress

elected from this State, and the Secretary of Defense.

POM-16. A resolution adopted by the National Society of the Sons of the American Revolution relative to designating a permanent national memorial in Washington, D.C. honoring World War I service; to the Committee on Energy and Natural Resources.

POM-17. A resolution adopted by the National Society of the Sons of the American Revolution relative to a proposed Constitutional amendment giving Congress the power to protect the flag of the United States; to the Committee on the Judiciary.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. RUBIO (for himself and Mr. NELSON of Florida):

S. 1006. A bill to allow seniors to file their Federal income tax on a new Form 1040SR; to the Committee on Finance.

By Mr. INHOFE:

S. 1007. A bill to amend the Internal Revenue Code of 1986 to eliminate the taxable income limit on percentage depletion for oil and natural gas produced from marginal properties; to the Committee on Finance

By Mr. INHOFE:

S. 1008. A bill to amend the Internal Revenue Code of 1986 to permanently extend the depreciation rules for property used predominantly within an Indian reservation; to the Committee on Finance.

By Mr. RUBIO:

S. 1009. A bill to rescind certain Federal funds identified by States as unwanted and use the funds to reduce the Federal debt; to the Committee on Appropriations.

By Mr. CARPER:

S. 1010. A bill to amend the provisions of title 5, United States Code, relating to the methodology for calculating the amount of any Postal surplus or supplemental liability under the Civil Service Retirement System, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. LEAHY:

S. 1011. A bill to improve the provisions relating to the privacy of electronic communications; to the Committee on the Judiciary.

By Mr. SCHUMER (for himself and Mr. CRAPO):

S. 1012. A bill to amend the Internal Revenue Code of 1986 to repeal the excise tax on telephone and other communications services; to the Committee on Finance.

By Mr. BAUCUS (for himself, Mr. HATCH, Mr. ROCKEFELLER, and Mr. ENZI):

S. 1013. A bill to renew the authority of the Secretary of Health and Human Services to approve demonstration projects designed to test innovative strategies in State child welfare programs; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself, Mr. KYL, Mr. CORNYN, Ms. KLOBUCHAR, Mr. MCCAIN, Mrs. HUTCHISON, and Mr. FRANKEN):

S. 1014. A bill to provide for additional Federal district judgeships; to the Committee on the Judiciary.

By Mr. LAUTENBERG (for himself and Mr. AKAKA):

S. 1015. A bill to amend the Elementary and Secondary Education Act of 1965 to establish a partnership program in foreign languages; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BINGAMAN (for himself, Mr. CRAPO, Mr. KERRY, Ms. SNOWE, Mr. CARDIN, and Mr. GRASSLEY):

S. 1016. A bill to amend the Internal Revenue Code of 1986 to permanently modify the limitations on the deduction of interest by financial institutions which hold tax-exempt bonds, and for other purposes; to the Committee on Finance.

By Mr. SANDERS:

S. 1017. A bill to amend title 38, United States Code, to increase assistance for disabled veterans who are temporarily residing in housing owned by a family member, and for other purposes; to the Committee on Veterans' Affairs.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. INHOFE (for himself and Mr. COBURN):

S. Res. 186. A resolution honoring the 100th anniversary of the United States Army Field Artillery School at Fort Sill, Oklahoma; considered and agreed to.

By Mr. CARDIN (for himself, Ms. MURKOWSKI, and Mr. BEGICH):

S. Res. 187. A resolution supporting national minority health awareness in order to bring attention to the severe health disparities faced by minority populations such as American Indians and Alaska Natives, Asians, Blacks or African Americans, Hispanics or Latinos, and Native Hawaiians and other Pacific Islanders; considered and agreed to.

ADDITIONAL COSPONSORS

S. 20

At the request of Mr. HATCH, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 20, a bill to

protect American job creation by striking the job-killing Federal employer mandate.

S. 28

At the request of Mr. ROCKEFELLER, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 84

At the request of Mr. VITTER, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 84, a bill to amend the Internal Revenue Code of 1986 to allow refunds of Federal motor fuel excise taxes on fuels used in mobile mammography vehicles.

S. 146

At the request of Mr. BAUCUS, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 186

At the request of Mrs. BOXER, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 186, a bill to provide for the safe and responsible redeployment of United States combat forces from Afghanistan.

S. 227

At the request of Ms. COLLINS, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 258

At the request of Mr. MENENDEZ, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 258, a bill to amend the Internal Revenue Code of 1986 to eliminate oil and gas company preferences.

S. 412

At the request of Mr. LEVIN, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 425

At the request of Mr. UDALL of Colorado, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 425, a bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders.

S. 468

At the request of Mr. MCCONNELL, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 468, a bill to amend the Federal Water Pollution Control Act to clarify the authority of the Administrator to disapprove specifications of disposal sites for the discharge of, dredged or fill material, and to clarify the procedure under which a higher review of specifications may be requested.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 501

At the request of Mr. THUNE, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 501, a bill to establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

S. 519

At the request of Mr. REID, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 519, a bill to further allocate and expand the availability of hydroelectric power generated at Hoover Dam, and for other purposes.

S. 584

At the request of Ms. MIKULSKI, the name of the Senator from Maine [Ms. COLLINS] was withdrawn as a cosponsor of S. 584, a bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the profession of social work, and for other purposes.

S. 598

At the request of Mrs. FEINSTEIN, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 606

At the request of Mr. CASEY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 606, a bill to amend the Federal Food, Drug, and Cosmetic Act to improve the priority review voucher incentive program relating to tropical and rare pediatric diseases.

S. 617

At the request of Mr. REID, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 617, a bill to require the Secretary of the Interior to convey

certain Federal land to Elko County, Nevada, and to take land into trust for the Te-moak Tribe of Western Shoshone Indians of Nevada, and for other purposes.

S. 657

At the request of Mr. CARDIN, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 657, a bill to encourage, enhance, and integrate Blue Alert plans throughout the United States in order to disseminate information when a law enforcement officer is seriously injured or killed in the line of duty.

S. 690

At the request of Mr. FRANKEN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 690, a bill to establish the Office of the Homeowner Advocate.

S. 729

At the request of Mr. REID, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 729, a bill to validate final patent number 27-2005-0081, and for other purposes.

S. 737

At the request of Mr. MORAN, the names of the Senator from Maine [Ms. COLLINS], the Senator from South Dakota [Mr. THUNE] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of S. 737, a bill to replace the Director of the Bureau of Consumer Financial Protection with a 5-person Commission, to bring the Bureau into the regular appropriations process, and for other purposes.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 792

At the request of Mr. PRYOR, the names of the Senator from North Dakota [Mr. HOEVEN] and the Senator from Louisiana [Ms. LANDRIEU] were added as cosponsors of S. 792, a bill to authorize the waiver of certain debts relating to assistance provided to individuals and households since 2005.

S. 855

At the request of Ms. STABENOW, the names of the Senator from Montana [Mr. TESTER], the Senator from Minnesota [Mr. FRANKEN] and the Senator from South Carolina [Mr. GRAHAM] were added as cosponsors of S. 855, a bill to make available such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-

emergency personnel and the curtailment of Government activities and services.

S. 951

At the request of Mrs. MURRAY, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Rhode Island [Mr. REED] were added as cosponsors of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 953

At the request of Mr. MCCONNELL, the names of the Senator from Utah [Mr. HATCH], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Texas [Mrs. HUTCHISON] and the Senator from South Dakota [Mr. THUNE] were added as cosponsors of S. 953, a bill to authorize the conduct of certain lease sales in the Outer Continental Shelf, to amend the Outer Continental Shelf Lands Act to modify the requirements for exploration, and for other purposes.

At the request of Mr. HOEVEN, his name was added as a cosponsor of S. 953, *supra*.

S. 954

At the request of Mr. DURBIN, his name was added as a cosponsor of S. 954, a bill to promote the strengthening of the Haitian private sector.

S. 955

At the request of Mr. KERRY, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 955, a bill to provide grants for the renovation, modernization or construction of law enforcement facilities.

S. 958

At the request of Mr. CASEY, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 963

At the request of Mr. CARPER, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 963, a bill to reduce energy costs, improve energy efficiency, and expand the use of renewable energy by Federal agencies, and for other purposes.

S. 982

At the request of Ms. AYOTTE, the names of the Senator from Kansas [Mr. ROBERTS], the Senator from Nebraska [Mr. JOHANNES] and the Senator from Texas [Mrs. HUTCHISON] were added as cosponsors of S. 982, a bill to reaffirm the authority of the Department of Defense to maintain United States Naval Station, Guantanamo Bay, Cuba, as a location for the detention of unprivileged enemy belligerents held by the

Department of Defense, and for other purposes.

S. 991

At the request of Ms. MIKULSKI, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 991, a bill to ensure efficient performance of agency functions.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1002

At the request of Mr. SCHUMER, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from Ohio [Mr. PORTMAN] were added as cosponsors of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the names of the Senator from Nebraska [Mr. JOHANNES], the Senator from Florida [Mr. NELSON] and the Senator from Colorado [Mr. UDALL] were added as cosponsors of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 174

At the request of Mr. LIEBERMAN, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of Senate Resolution 174, a resolution expressing the sense of the Senate that effective sharing of passenger information from inbound international flight manifests is a crucial component of our national security and that the Department of Homeland Security must maintain the information sharing standards required under the 2007 Passenger Name Record Agreement between the United States and the European Union.

SENATE RESOLUTION 176

At the request of Ms. MIKULSKI, the names of the Senator from Maine [Ms. COLLINS] and the Senator from Maryland [Mr. CARDIN] were added as cosponsors of Senate Resolution 176, a resolution expressing the sense of the Senate that the United States Postal Service should issue a semipostal

stamp to support medical research relating to Alzheimer's disease.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LIEBERMAN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 17, 2011, at 10 a.m., to conduct a hearing entitled "Oversight and Reauthorization of the Export-Import Bank of the United States."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on May 17, 2011, at 10 a.m., in room SD-366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on May 17, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Financing 21st Century Infrastructure."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 17, 2011, at 9:30 a.m., to hold a hearing entitled, "Strategic Implications of Pakistan and the Region."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 17, 2011, at 2:15 p.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on May 17, 2011, at 2:30 p.m., in room SD-430 of the Senate Dirksen Office Building, to conduct a hearing entitled "A Nation Prepared: Strengthening Medical and Public Health Preparedness and Response."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on May 17, 2011, at 3:30 p.m.

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on May 17,

2011, at 10:30 a.m., to conduct a hearing entitled, "Addressing the U.S. Postal Service's Financial Crisis."

SUBCOMMITTEE ON IMMIGRATION,
REFUGEES, AND BORDER SECURITY

The Committee on the Judiciary, Subcommittee on Immigration, Refugees, and Border Security, be authorized to meet during the session of the Senate on May 17, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Improving Security and Facilitating Commerce at America's Northern Border and Ports of Entry."

EXECUTIVE SESSION

Pursuant to the order of Thursday, May 12, 2011,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall Vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, May 12, 2011,

The Senate resumed its legislative session.

RECESS

Pursuant to the order of yesterday,

At 12:47 p.m.,

The PRESIDING OFFICER (Mr. THUNE in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

MOTION TO PROCEED TO
CONSIDER BILL S. 940

Pursuant to the order of yesterday,

On motion by Mr. REID that the Senate proceed to consider the bill (S. 940) to reduce the Federal budget deficit by closing big oil tax loopholes, and for other purposes.

The question being on agreeing to the motion to proceed.

MOTION TO PROCEED TO
CONSIDER BILL S. 953

Pursuant to the order of yesterday,

On motion by Mr. REID that the Senate proceed to consider the bill (S. 953) to authorize the conduct of certain lease sales in the Outer Continental Shelf, to amend the Outer Continental Shelf Lands Act to modify the requirements for exploration, and for other purposes.

The question being on agreeing to the motion to proceed.

MOTION TO PROCEED TO
CONSIDER BILL S. 940

Pursuant to the order of yesterday,

The question recurring on agreeing to the motion to proceed to consider bill S. 940.

After debate,

On motion by Mr. MENENDEZ,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

The question being taken.

It was determined in the negative---
yeas... 52, nays... 48

[Rollcall Vote No. 72 Leg.]

YEAS --- 52

Akaka, Baucus, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 48

Alexander, Ayotte, Barrasso, Begich, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Landrieu, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to (the motion not having received 60 yeas votes, as pursuant to the order of yesterday).

Pursuant to the order of yesterday,

The motion, not having received 60 yeas votes, was withdrawn.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

HONORING THE 100TH
ANNIVERSARY OF THE U.S. ARMY
FIELD ARTILLERY SCHOOL

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) laid before the Senate the resolution (S. Res. 186) honoring the 100th anniversary of the United States Army Field Artillery School at Fort Sill, Oklahoma,

submitted today by Mr. INHOFE (for himself and Mr. COBURN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING MINORITY HEALTH
AWARENESS

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 187) supporting national minority health awareness in order to bring attention to the severe health disparities faced by minority populations such as American Indians and Alaska Natives, Asians, Blacks or African Americans, Hispanics or Latinos, and Native Hawaiians and other Pacific Islanders, submitted today by Mr. CARDIN (for himself, Ms. MURKOWSKI, and Mr. BEGICH), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE PRESIDING
OFFICER

THE PRESIDENT'S EXPORT COUNCIL

The PRESIDING OFFICER, pursuant to Executive Order No. 12131, renewed by Executive Order 13446, reappointed Mr. CRAPO and Mr. CORNYN to the President's Export Council.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 10:30 a.m., with Senators permitted to speak for 10 minutes each therein for debate only; that the time therein be equally divided and controlled for

debate between the two leaders, or their designees; and that, at 10:30 a.m., the Senate resume consideration of the motion to proceed to consider bill S. 953.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 7:32 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, MAY 18, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 18, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1744. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics) transmitting, pursuant to law, a report from the Counterproliferation Program Review Committee entitled "Report on Activities and Programs for Countering Proliferation and NBC Terrorism" (DCN OSS 2011-0847); to the Committee on Armed Services.

EC-1745. A communication from the Assistant Secretary of Defense (Reserve Affairs), Department of Defense, transmitting, pursuant to law, a report relative to the modernization priority assessments provided by the Chiefs of the Reserve and National Guard Components; to the Committee on Armed Services.

EC-1746. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-1747. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-1748. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Plum Pox Virus; Update of Quarantined Areas" (Docket No. APHIS-2010-0089) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1749. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Corporate Credit Unions" (RIN3133-AD74) received in the Office of the President of the Senate on May 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1750. A communication from the President of the United States, transmitting, pursuant to law, a report on the continuation of the national emergency that was originally declared in Executive Order 13047 of May 20, 1997, with respect to Burma; to the Committee on Banking, Housing, and Urban Affairs.

EC-1751. A communication from the Chairman and President of the Export-Import Bank, transmitting a legislative proposal; to the Committee on Banking, Housing, and Urban Affairs.

EC-1752. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Procedures for Submitting to the Department of Energy Trade Secrets and Commercial or Financial Information That is Privileged or Confidential" (RIN1990-AA36) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Energy and Natural Resources.

EC-1753. A communication from the Assistant Secretary of Land and Minerals Management, Bureau of Ocean Energy Management, Regulation, and Enforcement, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Renewable Energy Alternate Uses of Existing Facilities on the Outer Continental Shelf - Acquire a Lease Noncompetitively" (RIN1010-AD71) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Energy and Natural Resources.

EC-1754. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Version One Regional Reliability Standards for Facilities Design, Connections, and Maintenance; Protection and Control; and Voltage and Reactive" (Docket No. RM09-9-000; Order No. 751) received in the Office of the President of the Senate on May 17, 2011; to the Committee on Energy and Natural Resources.

EC-1755. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Electric Reliability Organization Interpretations of Interconnection Reliability Operations and Coordination and Transmission Operations Reliability Standards" (RIN1902-AE23) received in the Office of the President of the Senate on May 17, 2011; to the Committee on Energy and Natural Resources.

EC-1756. A communication from the Secretary of Energy, transmitting, pursuant to law, the Department's May 2011 Strategic Plan; to the Committee on Energy and Natural Resources.

EC-1757. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "An Approach for Using Probabilistic Risk Assessment in Risk-Informed Decisions on Plant-Specific Changes to the Licensing Basis" (Regulatory Guide 1.174, Revision 2) received during adjournment of the Senate in the Office of the President of the Senate on May 13, 2011; to the Committee on Environment and Public Works.

EC-1758. A communication from the Director of Congressional Affairs, Nuclear

Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "An Approach for Plant-Specific, Risk-Informed Decisionmaking: Technical Specifications" (Regulatory Guide 1.177, Revision 1) received during adjournment of the Senate in the Office of the President of the Senate on May 13, 2011; to the Committee on Environment and Public Works.

EC-1759. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the extension of waiver authority for Turkmenistan; to the Committee on Finance.

EC-1760. A communication from the Fiscal Assistant Secretary, Department of the Treasury, transmitting, pursuant to law, the annual reports that appeared in the March 2011 Treasury Bulletin; to the Committee on Finance.

EC-1761. A communication from the Board of Trustees of the Federal Hospital Insurance and Federal Supplementary Medical Insurance Trust Funds, transmitting, pursuant to law, the Board's 2011 Annual Report; to the Committee on Finance.

EC-1762. A communication from the Board of Trustees of the Federal Old-Age and Survivors Insurance and Federal Disability Insurance Trust Funds, transmitting, pursuant to law, the Board's 2011 Annual Report; to the Committee on Finance.

EC-1763. A communication from the Assistant General Counsel for Regulatory Services, Office of Elementary and Secondary Education, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Enhanced Assessment Instruments Notice of Final Priorities, Requirements, Definitions, and Selection Criteria" (CFDA No. 84.368) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1764. A communication from the Director, Directorate of Standards and Guidance, Occupational Safety and Health Administration, transmitting, pursuant to law, the report of a rule entitled "General Working Conditions in Shipyard Employment (29 CFR part 1915, subpart F)" (RIN1218-AB50) received during adjournment of the Senate in the Office of the President of the Senate on May 13, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1765. A communication from the Chief Privacy Officer, Privacy Office, Department of Homeland Security, transmitting, pursuant to law, a report entitled "Privacy Office Second Quarter Fiscal Year 2011 Report to Congress"; to the Committee on Homeland Security and Governmental Affairs.

EC-1766. A communication from the District of Columbia Auditor, transmitting,

pursuant to law, a report entitled, "Auditor's Review of the Operations and Administration of the Office of Public Education Facilities Modernization"; to the Committee on Homeland Security and Governmental Affairs.

EC-1767. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "International Terrorism Victim Expense Reimbursement Program Report to Congress 2009"; to the Committee on the Judiciary.

EC-1768. A communication from the Management and Program Analyst, Citizenship and Immigration Services, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Requiring Residents Who Live Outside the United States to File Petitions According to Form Instructions" (RIN1615-AB93) received in the Office of the President of the Senate on May 17, 2011; to the Committee on the Judiciary.

EC-1769. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Visas: Documentation of Nonimmigrants Under the Immigration and Nationality Act, as Amended" (RIN1400-AC87) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Foreign Relations.

EC-1770. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Canada for Telephonics APS-508 Radar System for the CP-140 Program in the amount of \$25,000,000 or more; to the Committee on Foreign Relations.

EC-1771. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to the United Kingdom for development and support of Data Terminal Equipment for the Bowman ComBat Infrastructure and Platform Battlefield Information System Application (BISA) Program in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-1772. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Traffic Separation Schemes: In

the Approaches to Portland, ME; in the Approaches to Boston, MA; in the Approaches to Narragansett Bay, RI and Buzzards Bay, MA; in the Approaches to Chesapeake Bay, VA, and in the Approaches to the Cape Fear River, NC" ((RIN1625-AB55)(Docket No. USCG-2010-0718)) received during adjournment of the Senate in the Office of the President of the Senate on May 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1773. communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Traffic Separation Schemes: In the Strait of Juan de Fuca and its Approaches; in Puget Sound and its Approaches; and in Haro Strait, Boundary Pass, and the Strait of Georgia" ((RIN1625-AA48)(Docket No. USCG-2002-12702)) received during adjournment of the Senate in the Office of the President of the Senate on May 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1774. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulations; Rainy River, Ranier, MN" ((RIN1625-AA09)(Docket No. USCG-2010-1055)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1775. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Curtis Creek, Baltimore, MD" ((RIN1625-AA09)(Docket No. USCG-2010-1103)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1776. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Buffalo Bayou, mile 4.3, Houston, Harris County, TX" ((RIN1625-AA09)(Docket No. USCG-2011-0100)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1777. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Duluth Ship Canal, Duluth-Superior Harbor, MN" ((RIN1625-AA09)-(Docket No. USCG-2010-1030)) received in the Office of the President of the Senate on

May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1778. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulation for Marine Event; Temporary Change of Dates for Recurring Marine Event in the Fifth Coast Guard District" ((RIN1625-AA08)(Docket No. USCG-2010-1094)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1779. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations and Safety Zones; Recurring Events in Northern New England" ((RIN1625-AA08)(Docket No. USCG-2010-0110)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1780. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulation; Hydroplane Races within the Captain of the Port Puget Sound Area of Responsibility" ((RIN1625-AA08)(Docket No. USCG-2009-0996)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1781. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Anchorage Regulations; Port of New York" ((RIN1625-AA01)(Docket No. USCG-2008-1082)) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1782. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Inflatable Personal Flotation Devices" ((RIN1625-AB60)(Docket No. USCG-2011-0076)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1783. A communication from the Commander, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Great Lakes Pilotage: 2011 Annual Review and Adjustment" ((RIN1625-AB48)(Docket No. USCG-2010-0517)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1784. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Ninth Coast Guard District Sector Realignment; Northern Lake Michigan and Lake Huron" ((RIN1625-ZA29)(Docket No. USCG-2009-0929)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1785. A communication from the President of the United States, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Syria that was originally declared in Executive Order 13338 of May 11, 2004 and expanded in Executive Order 13572 of April 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment in the nature of a substitute:

S. 99. A bill to promote the production of molybdenum-99 in the United States for medical isotope production, and to condition and phase out the export of highly enriched uranium for the production of medical isotopes (Rept. No. 112-17).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with amendments:

S. 398. A bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes (Rept. No. 112-18).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment:

S. 629. A bill to improve hydropower, and for other purposes (Rept. No. 112-19).

By Mr. KERRY, from the Committee on Foreign Relations, without amendment and with a preamble:

S. Con. Res. 15. A concurrent resolution supporting the goals and ideals of World Malaria Day, and reaffirming United States leadership and support for efforts to combat malaria as a critical component of the President's Global Health Initiative.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

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

S. 1018. A bill to amend title 10, United States Code, and the Ike Skelton National

Defense Authorization Act for Fiscal Year 2011 to provide for implementation of additional recommendations of the Defense Task Force on Sexual Assault in the Military Services; to the Committee on Armed Services.

By Mr. SANDERS (for himself and Mr. WEBB):

S. 1019. A bill to amend the Elementary and Secondary Education Act of 1965 in order to support secondary school reentry programs; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KOHL (for himself and Mr. ENZI):

S. 1020. A bill to amend the Internal Revenue Code of 1986 to modify the rules relating to loans made from a qualified employer plan, and for other purposes; to the Committee on Finance.

By Mr. COBURN (for himself and Mr. CARPER):

S. 1021. A bill to limit the amount expended by the Department of Defense for printing and reproduction costs; to the Committee on Appropriations.

By Mr. REID:

S. 1022. A bill to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until December 31, 2014, and for other purposes; read the first time.

By Mr. DURBIN (for himself, Ms. COLLINS, and Mr. KERRY):

S. 1023. A bill to authorize the President to provide assistance to the Government of Haiti to end within 5 years the deforestation in Haiti and restore within 30 years the extent of tropical forest cover in existence in Haiti in 1990, and for other purposes; to the Committee on Foreign Relations.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. KIRK:

S. Res. 188. A resolution opposing State bailouts by the Federal Government; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. CRAPO (for himself, Ms. KLOBUCHAR, Mr. RISCH, and Mr. FRANKEN):

S. Res. 189. A resolution recognizing and honoring Harmon Killebrew and expressing the condolences of the Senate to his family on his death; considered and agreed to.

By Mr. LUGAR (for himself and Mr. COATS):

S. Res. 190. A resolution recognizing the 100th anniversary of the Indianapolis 500 Mile Race; considered and agreed to.

ADDITIONAL COSPONSORS

S. 48

At the request of Mr. INOUE, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 48, a bill to amend the Public Health Service Act to provide for the participation of pharmacists in National Health Services Corps programs, and for other purposes.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 245

At the request of Mr. CORKER, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 245, a bill to reduce Federal spending in a responsible manner.

S. 486

At the request of Mr. WHITEHOUSE, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 486, a bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes.

S. 489

At the request of Mr. REED, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 491

At the request of Mr. PRYOR, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

S. 547

At the request of Mrs. MURRAY, the names of the Senator from North Dakota [Mr. CONRAD] and the Senator from Montana [Mr. TESTER] were added as cosponsors of S. 547, a bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education.

S. 555

At the request of Mr. FRANKEN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 555, a bill to end discrimination based on actual or perceived sexual orientation or gender identity in public schools, and for other purposes.

S. 565

At the request of Mr. KERRY, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 565, a bill to establish an employment-based immigrant visa for alien entrepreneurs who have received significant capital from investors to establish a business in the United States.

S. 567

At the request of Mr. CONRAD, the names of the Senator from Maryland [Ms. MIKULSKI], the Senator from New Mexico [Mr. UDALL] and the Senator from Iowa [Mr. GRASSLEY] were added as cosponsors of S. 567, a bill to amend the small, rural school achievement program and the rural and low-income school program under part B of title VI of the Elementary and Secondary Education Act of 1965.

S. 596

At the request of Mr. WYDEN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 596, a bill to establish a grant program to benefit victims of sex trafficking, and for other purposes.

S. 604

At the request of Mr. WYDEN, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 604, a bill to amend title XVIII of the Social Security Act to provide for the coverage of marriage and family therapist services and mental health counselor services under part B of the Medicare program, and for other purposes.

S. 615

At the request of Mr. VITTER, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 615, a bill to improve the accountability and transparency in infrastructure spending by requiring a life-cycle cost analysis of major infrastructure projects, providing the flexibility to use alternate infrastructure type bidding procedures to reduce project costs, and requiring the use of design standards to improve efficiency and save taxpayer dollars.

S. 658

At the request of Ms. KLOBUCHAR, the names of the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Washington [Mrs. MURRAY], the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Washington [Ms. CANTWELL] were added as cosponsors of S. 658, a bill to provide for the preservation by the Department of Defense of documentary evidence of the Department of Defense on incidents of sexual assault and sexual harassment in the military, and for other purposes.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats

from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 701

At the request of Mr. BENNET, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 701, a bill to amend section 1120A(c) of the Elementary and Secondary Education Act of 1965 to assure comparability of opportunity for educationally disadvantaged students.

S. 707

At the request of Mr. DURBIN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 712

At the request of Mr. DEMINT, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 712, a bill to repeal the Dodd-Frank Wall Street Reform and Consumer Protection Act.

S. 722

At the request of Mr. WYDEN, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 726

At the request of Mr. RUBIO, the names of the Senator from New Hampshire [Ms. AYOTTE], the Senator from Oklahoma [Mr. COBURN], the Senator from Wisconsin [Mr. JOHNSON] and the Senator from Kentucky [Mr. PAUL] were added as cosponsors of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 755

At the request of Mr. WYDEN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 798

At the request of Mr. TESTER, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 800

At the request of Mr. HARKIN, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 838

At the request of Mr. TESTER, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 838, a bill to

amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 906

At the request of Mr. WICKER, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 946

At the request of Mr. BAUCUS, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 946, a bill to establish an Office of Rural Education Policy in the Department of Education.

S. 954

At the request of Mr. LUGAR, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 954, a bill to promote the strengthening of the Haitian private sector.

S. 979

At the request of Mr. DURBIN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 979, a bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Great Basin Deserts in the State of Utah for the benefit of present and future generations of people in the United States.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1000

At the request of Mrs. SHAHEEN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1000, a bill to promote energy savings in residential and commercial buildings and industry, and for other purposes.

S. 1009

At the request of Mr. RUBIO, the names of the Senator from New Hampshire [Ms. AYOTTE], the Senator from Wyoming [Mr. BARRASSO], the Senator from Oklahoma [Mr. COBURN], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Utah [Mr. LEE], the Senator from Louisiana [Mr. VITTER] and the Senator from Kentucky [Mr. PAUL] were added as cosponsors of S. 1009, a bill to rescind certain Federal funds identified by States as unwanted and use the funds to reduce the Federal debt.

S. 1014

At the request of Mrs. FEINSTEIN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1014, a bill to provide for additional Federal district judgeships.

SENATE RESOLUTION 180

At the request of Mr. LIEBERMAN, the names of the Senator from Michigan [Mr. LEVIN] and the Senator from Arkansas [Mr. PRYOR] were added as cosponsors of Senate Resolution 180, a resolution expressing support for peaceful demonstrations and universal freedoms in Syria and condemning the human rights violations by the Assad regime.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. WARNER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 18, 2011, at 2:30 p.m., to hold a European Affairs subcommittee hearing entitled, "Administration Priorities for Europe in the 112th Congress."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on May 18, 2011, at 2:20 p.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 18, 2011, at 9:45 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 18, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Improving Efficiency and Ensuring Justice in the Immigration Court System."

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on May 18, 2011. The committee will meet in room 418 of the Russell Senate Office Building beginning at 10 a.m.

SUBCOMMITTEE ON PUBLIC LANDS AND FORESTS

The Subcommittee on Public Lands and Forests be authorized to meet during the session of the Senate on May 18, 2011, at 2:30 p.m., in room SD-366 of the Dirksen Senate Office Building.

SUBCOMMITTEE ON READINESS AND MANAGEMENT SUPPORT

The Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on May 18, 2011, at 10 a.m.

SUBCOMMITTEE ON SCIENCE AND SPACE

The Subcommittee on Science and Space of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on May 18, 2011, at 10:30 a.m. in room 253 of the Russell Senate Office Building, to conduct a hearing entitled, "Contributions of Space to National Imperatives."

SUBCOMMITTEE ON SEAPOWERS

The Subcommittee on Seapower of the Committee on Armed Services be authorized to meet during the session of the Senate on May 18, 2011, at 2:30 p.m.

SUBCOMMITTEE ON SECURITIES, INSURANCE, AND INVESTMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Securities, Insurance, and Investment, be authorized to meet during the session of the Senate on May 18, 2011, at 9:30 a.m., to conduct a hearing entitled "The State of the Securitization Markets."

HOUSE BILL PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 754. An act to authorize appropriations for fiscal year 2011 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

MOTION TO PROCEED TO CONSIDER BILL S. 953

Pursuant to the order of yesterday, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate the motion, made by Mr. REID on yesterday, that the Senate proceed to consider the bill (S. 953) to authorize the conduct of certain lease sales in the Outer Continental Shelf, to amend the Outer Continental Shelf Lands Act to modify the requirements for exploration, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

After debate,

On motion by Mr. ROCKEFELLER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

The question being taken.

It was determined in the negative--- yeas... 42, nays... 57

[Rollcall Vote No. 73 Leg.]

YEAS --- 42

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Thune, Toomey, Wicker.

NAYS --- 57

Akaka, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, DeMint, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to.

Pursuant to the order of Monday, May 16, 2011,

The motion to proceed, not having received 60 yeas votes, was withdrawn.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That the Senate proceed to executive session to consider the nomination of Goodwin Liu, of California, to be United States Circuit Judge for the Ninth Circuit; that on tomorrow, following morning business, the Senate resume consideration of the nomination; that the time until 2 p.m. be equally divided and controlled in the usual form for debate thereon; and that, upon conclusion of debate, the Senate vote on the motion to bring to a close debate on the nomination, as pursuant to the order of yesterday.

EXECUTIVE SESSION

Pursuant to the foregoing order,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

EXPRESSING THE SENSE OF THE SENATE ON SHARING OF PASSENGER INFORMATION FROM INBOUND INTERNATIONAL FLIGHT MANIFESTS

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the resolution (S. Res. 174) expressing the sense of the Senate that effective sharing of passenger information from inbound international flight manifests is a crucial component of our national security and that the Department of Homeland Security must maintain the information sharing standards required under the 2007 Passenger Name Record Agreement between the United States and the European Union.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

The question being on agreeing to the accompanying preamble.

On motion by Mr. REID (for Mr. LIEBERMAN) to amend the preamble, in various clauses, by striking certain words and inserting other words (being amendment No. 320).

The amendment was agreed to.

The preamble, as amended, was agreed to.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING AND HONORING HARMON KILLEBREW

On the request of Mr. REID,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) laid before the Senate the resolution (S. Res. 189) recognizing and honoring Harmon Killebrew and expressing the condolences of the Senate to his family on his death, submitted today by Mr. CRAPO (for himself, Ms. KLOBUCHAR, Mr. RISCH, and Mr. FRANKEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE 100TH ANNIVERSARY OF THE INDIANAPOLIS 500 MILE RACE

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 190) recognizing the 100th anniversary of the Indianapolis 500 Mile Race, submitted today by Mr. LUGAR (for himself and Mr. COATS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMITTEE DISCHARGED; BILL REFERRED

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Environment and Public Works be discharged from the further consideration of the bill (S. 840) to establish customs user fees for commercial trucks transporting foreign municipal solid waste, and for other purposes; and that it be referred to the Committee on Finance.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1022) to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until December 31, 2014, and for other purposes, introduced today by Mr. REID, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein, for debate only; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half

therein; and that, following morning business, the Senate proceed to executive session to resume consideration of the nomination of Goodwin Liu, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:34 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, MAY 19, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Reverend Dr. Robert K. Schomp, Pastor of Bethany Christian Church, Tulsa, Oklahoma, offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 19, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1022) to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until December 31, 2014, and for other purposes, introduced on yesterday by Mr. REID, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

JOURNAL OF THE SENATE

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1786. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Naval Air Station Corpus Christi Air Show, Oso Bay, Corpus Christi, TX" ((RIN1625-AA00)(Docket No. USCG-2011-0139)) received in the Office of the President of the Senate on May 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1787. A communication from the Associate Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Implementation of Section 224 of the Act; A National Broadband Plan for Our Future" (RIN3060-AJ64) received on May 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1788. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Cable Union, WI" ((RIN2120-AA66)(Docket No. FAA-2010-1169)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1789. A communication from the Senior Program Analyst, Federal Aviation

Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Kokomo, IN" ((RIN2120-AA66)(Docket No. FAA-2010-0605)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1790. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Carizzo Springs, Glass Ranch Airport, TX" ((RIN2120-AA66)-(Docket No. FAA-2010-0877)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1791. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Point Lookout, MO" ((RIN2120-AA66)(Docket No. FAA-2010-1172)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1792. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Bedford, IN" ((RIN2120-AA66)(Docket No. FAA-2010-1026)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1793. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Hamilton Sundstrand Propellers Model 247F Propellers" ((RIN2120-AA64)-(Docket No. FAA-2009-0113)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1794. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Dassault-Aviation Model FALCON 7X Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-1306)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1795. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness

Directives; Dassault-Aviation Model FALCON 7X Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-1207)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1796. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A340-200, -300, -500, and -600 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0386)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1797. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; DG Flugzeugbau GmbH Glaser-Dirks Model DG-808C Gliders" ((RIN2120-AA64)(Docket No. FAA-2011-0409)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1798. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-300, A340-200, and A340-300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1309)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1799. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model DC-9-14, DC-9-15, and DC-9-15F Airplanes; and DC-9-20, DC-9-30, DC-9-40, and DC-9-50 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0958)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1800. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-600-2B19 (Regional Jet Series 100 and 440) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0436)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1801. A communication from the Senior Program Analyst, Federal Aviation

Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Sisma Aero Seat 9140, 9166, 9173, 9174, 9184, 9188, 9196, 91B7, 91B8, 91C0, 91C2, 91C4, 91C5, and 9301 Series Passenger Seat Assemblies; and Sisma Aero Seat 9501311-05, 9501301-06, 9501311-15, 9501301-16, 9501441-30, 9501441-33, 9501311-55, 9501301-56, 9501441-83, 9501441-95, 9501311-97, and 9501301-98 Passenger Seat Assemblies; Installed on Various Transport Category Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0027)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1802. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Reims Aviation S.A. Model F406 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0058)) received in the Office of the President of the Senate on May 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1803. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast (NE) Multispecies Fishery; Framework Adjustment 45" (RIN0648-BA27) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1804. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; 2011 Sector Operations Plans and Contracts, and Allocation of Northeast Multispecies Annual Catch Entitlements" (RIN0648-XY55) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1805. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; 2011 Atlantic Bluefish Specifications; Regulatory Amendment" (RIN0648-BA26) received in the Office of the President of the Senate on

May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1806. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Summer Flounder Fishery; Quota Transfer" (RIN0648-XA371) received in the Office of the President of the Senate on May 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1807. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Opening Directed Fishing for Pacific Cod by Catcher Vessels Less than 60 Feet" (RIN0648-XA405) received in the Office of the President of the Senate on May 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1808. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Reopening of Commercial Harvest of Vermillion Snapper in the South Atlantic" (RIN0648-XA360) received in the Office of the President of the Senate on May 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1809. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Reallocation of Pacific Cod in the Bering Sea" (RIN0648-XA404) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1810. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Pacific Cod by Catcher Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA364) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1811. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "2011 Accountability Measures for the Commercial and Recreational Harvest of Greater Amberjack" (RIN0648-XA353) received in the Office of the President of the Senate on May 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1812. A communication from the Administrator, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, a report entitled "National Airspace System Capital Investment Plan Fiscal Years 2012-

2016; to the Committee on Commerce, Science, and Transportation.

EC-1813. A communication from the Secretary of Commerce, transmitting, pursuant to law, the National Oceanic and Atmospheric Administration (NOAA) Chesapeake Bay Office Biennial Report to Congress; to the Committee on Commerce, Science, and Transportation.

EC-1814. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Swine Hides and Skins, Bird Trophies, and Ruminant Hides and Skins; Technical Amendment" ((RIN0579-AC11)-(Docket No. APHIS-2006-0113)) received in the Office of the President of the Senate on May 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1815. A communication from the Chief, Planning and Regulatory Affairs Branch, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Direct Certification and Certification of Homeless, Migrant and Runaway Children for Free School Meals" (RIN0584-AD60) received in the Office of the President of the Senate on May 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1816. A communication from the Deputy Director, Court Services and Offender Supervision Agency for the District of Columbia, transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Court Services and Offender Supervision Agency; to the Committee on Appropriations.

EC-1817. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the Department's purchases from foreign entities for Fiscal Year 2010; to the Committee on Armed Services.

EC-1818. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury, transmitting, pursuant to law, a report relative to a vacancy in the position of Assistant Secretary (Economic Policy), received on May 18, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1819. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Federal Home Loan Bank Investments" (RIN2590-AA32) received in the Office of the President of the Senate on May 18, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1820. A communication from the Associate General Counsel of the National Credit Union Administration, transmitting,

pursuant to law, the report of a rule entitled "Truth in Savings" (RIN3133-AD72) received in the Office of the President of the Senate on May 18, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1821. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Freedom of Information Act Implementation" (RIN2590-AA44) received in the Office of the President of the Senate on May 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1822. A communication from the President of the United States, transmitting, pursuant to law, a report relative to the continuation of the national emergency with respect to the stabilization of Iraq; to the Committee on Banking, Housing, and Urban Affairs.

EC-1823. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-1824. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Singapore; to the Committee on Banking, Housing, and Urban Affairs.

EC-1825. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month report on the national emergency that was originally declared in Executive Order 13159 relative to the risk of nuclear proliferation created by the accumulation of weapons-usable fissile material in the territory of the Russian Federation; to the Committee on Banking, Housing, and Urban Affairs.

EC-1826. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Montana Regulatory Program" (Docket No. MT-031-FOR) received in the Office of the President of the Senate on May 19, 2011; to the Committee on Energy and Natural Resources.

EC-1827. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Alabama Regulatory Program" (Docket No. AL-076-FOR) received in the Office of the President of the Senate on May 19, 2011; to the Committee on Energy and Natural Resources.

EC-1828. A communication from the Acting Assistant Secretary, National Park Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Historic Preservation Certifications for Federal Income Tax

Incentives" (RIN1024-AD65) received in the Office of the President of the Senate on May 19, 2011; to the Committee on Energy and Natural Resources.

EC-1829. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Treatment of Property Used to Acquire Parent Stock or Securities in Certain Triangular Reorganizations Involving Foreign Corporations" (RIN1545-BG96) received in the Office of the President of the Senate on May 19, 2011; to the Committee on Finance.

EC-1830. A communication from the Director of the Advance Pricing Agreement Program, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Announcement and Report Concerning Advance Pricing Agreements" (Announcement 2011-22) received on May 19, 2011; to the Committee on Finance.

EC-1831. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Listing of Color Additives Exempt From Certification; Reactive Blue 69" ((21 CFR Part 73)(Docket No. FDA-2009-C-0543)) received in the Office of the President of the Senate on May 19, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1832. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Health, United States, 2010"; to the Committee on Health, Education, Labor, and Pensions.

EC-1833. A communication from the Chairman of the National Credit Union Administration, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1834. A communication from the Secretary, Smithsonian Institution, transmitting, pursuant to law, a report relative to the Institution's audited financial statements for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-1835. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-59 "Closing of a Portion of Anacostia Avenue N.E., abutting Parcel 170/14 S.O. 11-3689, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-1836. A communication from the Assistant Attorney General, Office of

Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "International Terrorism Victim Expense Reimbursement Program Report to Congress 2009"; to the Committee on the Judiciary.

REPORTS OF A COMMITTEE

The following reports of a committee were submitted:

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 350. A bill to require restitution for victims of criminal violations of the Federal Water Pollution Control Act, and for other purposes.

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 623. A bill to amend chapter 111 of title 28, United States Code, relating to protective orders, sealing of cases, disclosures of discovery information in civil actions, and for other purposes.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 890. A bill to establish the supplemental fraud fighting account, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 1024. A bill to designate the Organ Mountains and other public land as components of the National Wilderness Preservation System and the National Landscape Conservation System in the State of New Mexico, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. LEAHY (for himself and Mr. GRAHAM):

S. 1025. A bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes; to the Committee on Armed Services.

By Mr. ENZI (for himself, Mr. JOHNSON of South Dakota, Mr. GRASSLEY, and Mr. TESTER):

S. 1026. A bill to amend the Packers and Stockyards Act, 1921, to prohibit the use of certain anti-competitive forward contracts; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. BARRASSO (for himself, Mr. ENZI, Mr. LEE, and Mr. HATCH):

S. 1027. A bill to provide for the rescission of certain instruction memoranda of the Bureau of Land Management, to amend the Mineral Leasing Act to provide for the determination of the impact of proposed policy modifications, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CORNYN (for himself and Mr. KYL):

S. 1028. A bill to increase transparency regarding debt instruments of the United States held by foreign governments, to assess the risks to the United States of such holdings, and for other purposes; to the Committee on Finance.

By Mr. UDALL of Colorado (for himself and Mr. BROWN of Massachusetts):

S. 1029. A bill to amend the Public Utility Regulatory Policies Act of 1978 to provide electric consumers the right to access certain electric energy information, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. SNOWE (for herself, Mr. COBURN, Mr. ENZI, Ms. AYOTTE, Mr. MORAN, Mr. THUNE, Mr. BARRASSO, Mr. COATS, and Mr. ISAKSON):

S. 1030. A bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. COBURN (for himself, Mr. BURR, and Mr. CHAMBLISS):

S. 1031. A bill to empower States with programmatic flexibility and financial predictability to improve their Medicaid programs and State Children's Health Insurance Programs by ensuring better health care for low-income pregnant women, children, and families, and for elderly individuals and disabled individuals in need of long-term care services and supports, whose income and resources are insufficient to meet the costs of necessary medical services; to the Committee on Finance.

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 1032. A bill to provide for additional Federal district judgeships; to the Committee on the Judiciary.

By Mr. WYDEN:

S. 1033. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the City of Hermiston, Oregon, water recycling and reuse project, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. SCHUMER (for himself, Mrs. GILLIBRAND, Mr. LIEBERMAN, Mr. CARDIN, Ms. MIKULSKI, and Mr. CARPER):

S. 1034. A bill to amend the Internal Revenue Code of 1986 to equalize the exclusion from gross income of parking and transportation fringe benefits and to provide for a common cost-of-living adjustment, and for other purposes; to the Committee on Finance.

By Mr. CARPER (for himself, Ms. COLLINS, and Mr. LAUTENBERG):

S. 1035. A bill to amend the Internal Revenue Code of 1986 to include automated fire sprinkler systems as section 179 property and classify certain automated fire sprinkler systems as 15-year property for purposes of depreciation; to the Committee on Finance.

By Mr. CARDIN (for himself and Mr. VITTER):

S. 1036. A bill to amend title 40, United States Code, to ensure that job opportunities for people who are blind and people with significant disabilities are met by requiring the application of the Javits-Wagner-O'Day Act to certain lease agreements entered into by the Federal Government for private buildings or improvements; to the Committee on Environment and Public Works.

By Mrs. HUTCHISON (for herself and Mr. CORNYN):

S. 1037. A bill to amend the Intermodal Surface Transportation Efficiency Act of 1991 with respect to the identification of high priority corridors and the inclusion of certain route segments on the Interstate System, and for other purposes; to the Committee on Environment and Public Works.

By Mr. REID (for himself and Mr. MCCONNELL):

S. 1038. A bill to extend the expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until June 1, 2015, and for other purposes; read twice.

By Mr. CARDIN (for himself, Mr. MCCAIN, Ms. AYOTTE, Mr. BEGICH, Mr. BLUMENTHAL, Mr. DURBIN, Mr. JOHANNES, Mr. KIRK, Mr. KYL, Mr. LIEBERMAN, Mr. RUBIO, Mrs. SHAHEEN, Mr. WHITEHOUSE, and Mr. WICKER):

S. 1039. A bill to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes; to the Committee on Foreign Relations.

By Mr. LIEBERMAN (for himself and Mr. MCCAIN):

S. 1040. A bill to enhance public safety by making more spectrum available to public safety entities, to facilitate the development of a public safety broadband network, to provide standards for the spectrum needs of

public safety entities, and for other purposes; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. JOHNSON of South Dakota:

S. Res. 191. A resolution designating June 2011 as "National Aphasia Awareness Month" and supporting efforts to increase awareness of aphasia; to the Committee on the Judiciary.

By Mr. UDALL of Colorado (for himself, Mr. BURR, Mr. BINGAMAN, and Ms. MURKOWSKI):

S. Res. 192. A resolution designating May 21, 2011, as "National Kids to Parks Day"; considered and agreed to.

By Mr. MERKLEY (for himself and Mr. WYDEN):

S. Res. 193. A resolution honoring the bicentennial of the City of Astoria; considered and agreed to.

By Mr. SESSIONS:

S. Con. Res. 18. A concurrent resolution setting forth the President's budget request for the United States Government for fiscal year 2012, and setting forth the appropriate budgetary levels for fiscal years 2013 through 2021; to the Committee on the Budget.

By Mr. TOOMEY:

S. Con. Res. 19. A concurrent resolution setting forth the congressional budget for the United States Government for fiscal year 2012 and setting forth the appropriate budgetary levels for fiscal years 2013 through 2021; to the Committee on the Budget.

By Mr. PAUL:

S. Con. Res. 20. A concurrent resolution setting forth the congressional budget for the United States Government for fiscal year 2012 and setting forth the appropriate budgetary levels for fiscal years 2013 through 2016; to the Committee on the Budget.

ADDITIONAL COSPONSORS

S. 165

At the request of Mr. VITTER, the names of the Senator from South Dakota [Mr. THUNE] and the Senator from Nebraska [Mr. NELSON] were added as cosponsors of S. 165, a bill to amend the Public Health Services Act to prohibit certain abortion-related discrimination in governmental activities.

S. 214

At the request of Mr. MENENDEZ, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 214, a bill to amend the Oil Pollution Act of 1990 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 251

At the request of Mr. VITTER, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 251, a bill to prohibit the provision of Federal funds to State and local governments for payment of obligations, to prohibit the Board of Governors of the Federal Reserve System from financially assisting State and local governments, and for other purposes.

S. 312

At the request of Mrs. HUTCHISON, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 312, a bill to amend the Patient Protection and Affordable Care Act to repeal certain limitations on health care benefits.

S. 319

At the request of Ms. SNOWE, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 319, a bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the importation of prescription drugs, and for other purposes.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 406

At the request of Mr. WYDEN, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 406, a bill to modify the Foreign Intelligence Surveillance Act of 1978 to require specific evidence for access to business records and other tangible things, and provide appropriate transition procedures, and for other purposes.

S. 542

At the request of Mr. BEGICH, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 542, a bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents.

S. 547

At the request of Mrs. MURRAY, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 547, a bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education.

S. 570

At the request of Mr. TESTER, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from

tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 618

At the request of Mr. RUBIO, his name was added as a cosponsor of S. 618, a bill to promote the strengthening of the private sector in Egypt and Tunisia.

S. 623

At the request of Mr. KOHL, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 623, a bill to amend chapter 111 of title 28, United States Code, relating to protective orders, sealing of cases, disclosures of discovery information in civil actions, and for other purposes.

S. 632

At the request of Mr. SCHUMER, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 632, a bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to extend the authorized period for rebuilding of certain overfished fisheries, and for other purposes.

S. 696

At the request of Mr. TESTER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 696, a bill to amend title 38, United States Code, to treat Vet Centers as Department of Veterans Affairs facilities for purposes of payments or allowances for beneficiary travel to Department facilities, and for other purposes.

S. 705

At the request of Mr. CARPER, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 705, a bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 720

At the request of Mr. THUNE, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 720, a bill to repeal the CLASS program.

S. 723

At the request of Mr. VITTER, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 723, a bill to amend section 301 of the Immigration and Nationality Act to clarify those classes of individuals born in the United States who are nationals and citizens of the United States at birth.

S. 833

At the request of Mr. WHITEHOUSE, the names of the Senator from Michigan [Ms. STABENOW] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of S. 833, a bill to provide grants to States to ensure that all students in the middle grades are taught an academically rigorous

curriculum with effective supports so that students complete the middle grades prepared for success in secondary school and postsecondary endeavors, to improve State and district policies and programs relating to the academic achievement of students in the middle grades, to develop and implement effective middle grades models for struggling students, and for other purposes.

S. 838

At the request of Mr. TESTER, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 866

At the request of Mr. TESTER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 913

At the request of Mr. ROCKEFELLER, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 913, a bill to require the Federal Trade Commission to prescribe regulations regarding the collection and use of personal information obtained by tracking the online activity of an individual, and for other purposes.

S. 949

At the request of Mrs. SHAHEEN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 949, a bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes.

S. 979

At the request of Mr. DURBIN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 979, a bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Great Basin Deserts in the State of Utah for the benefit of present and future generations of people in the United States.

S. 982

At the request of Ms. AYOTTE, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 982, a bill to reaffirm the authority of the Department of Defense to maintain United States Naval Station, Guantanamo Bay, Cuba, as a location for the detention of unprivileged enemy belligerents held by the Department of Defense, and for other purposes.

S. 1002

At the request of Mr. SCHUMER, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1023

At the request of Mr. DURBIN, the names of the Senator from Indiana [Mr. LUGAR], the Senator from Vermont [Mr. LEAHY], the Senator from New Mexico [Mr. BINGAMAN], the Senator from Vermont [Mr. SANDERS], the Senator from Ohio [Mr. BROWN] and the Senator from Maryland [Mr. CARDIN] were added as cosponsors of S. 1023, a bill to authorize the President to provide assistance to the Government of Haiti to end within 5 years the deforestation in Haiti and restore within 30 years the extent of tropical forest cover in existence in Haiti in 1990, and for other purposes.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the names of the Senator from Delaware [Mr. CARPER] and the Senator from Oregon [Mr. WYDEN] were added as cosponsors of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 172

At the request of Mrs. FEINSTEIN, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of Senate Resolution 172, a resolution recognizing the importance of cancer research and the contributions made by scientists and clinicians across the United States who are dedicated to finding a cure for cancer, and designating May 2011, as "National Cancer Research Month".

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 184

At the request of Mr. DURBIN, his name was added as a cosponsor of Senate Resolution 184, a resolution recognizing the life and service of the Honorable Hubert H. Humphrey, distinguished former Senator from the State of Minnesota and former Vice President of the United States, upon the 100th anniversary of his birth.

SENATE RESOLUTION 188

At the request of Mr. KIRK, the names of the Senator from Maine [Ms. COLLINS], the Senator from Indiana [Mr. COATS], the Senator from New Hampshire [Ms. AYOTTE], the Senator from Idaho [Mr. RISCH], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Wyoming [Mr. BARRASSO], the Senator from Florida [Mr. RUBIO], the Senator from Kansas [Mr. ROBERTS], the Senator from Idaho [Mr. CRAPO], the Senator from Alabama [Mr. SHELBY], the Senator from Maine [Ms. SNOWE], the Senator from Mississippi [Mr. WICKER], the Senator from Tennessee [Mr. ALEXANDER] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of Senate Resolution 188, a resolution opposing State bailouts by the Federal Government.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on May 19, 2011, at 9:30 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 19, 2011, at 1:30 p.m. to conduct a hearing entitled "Ten Years After 9/11: Is Intelligence Reform Working? Part II."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 19, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on May 19, 2011, at 10 a.m., in room SD-366 of the Dirksen Senate Office Building.

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on May 19,

2011, at 10 a.m. to conduct a hearing entitled "Small Business Recovery: Progress Report on Small Business Jobs Act of 2010 Implementation."

SELECT COMMITTEE ON
INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on May 19, 2011, at 2:30 p.m.

AFRICAN AFFAIRS SUBCOMMITTEE

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 19, 2011, at 3:30 p.m., to hold an African Affairs subcommittee hearing entitled, "Next Steps in Cote d'Ivoire."

SUBCOMMITTEE ON CONSUMER
PROTECTION, PRODUCT SAFETY, AND
INSURANCE

The Subcommittee on Consumer Protection, Product Safety, and Insurance of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on May 19, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building, to conduct a hearing entitled, "Consumer Privacy and Protection in the Mobile Marketplace."

SUBCOMMITTEE ON SECURITIES,
INSURANCE, AND INVESTMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Securities, Insurance, and Investment, be authorized to meet during the session of the Senate on May 19, 2011, at 10 a.m., to conduct a hearing entitled "Public Transportation: Priorities and Challenges for Reauthorization."

SUBCOMMITTEE ON WATER AND
POWER

The Subcommittee on Water and Power be authorized to meet during the session of the Senate on May 19, 2011, at 2:30 p.m., in room SD-366 of the Dirksen Senate Office Building.

COMMITTEE DISCHARGED;
CONCURRENT RESOLUTIONS
PLACED ON CALENDAR

The following concurrent resolutions were discharged from the Committee on the Budget pursuant to Section 300 of the Congressional Budget Act, and placed on the calendar:

S. Con. Res. 18. A concurrent resolution setting forth the President's budget request for the United States Government for fiscal year 2012, and setting forth the appropriate budgetary levels for fiscal years 2013 through 2021.

S. Con. Res. 19. A concurrent resolution setting forth the congressional budget for the United States Government for fiscal year 2012 and setting forth the appropriate budgetary levels for fiscal years 2013 through 2021.

S. Con. Res. 20. A concurrent resolution setting forth the congressional budget for the United States Government for fiscal year

2012 and setting forth the appropriate budgetary levels for fiscal years 2013 through 2016.

EXECUTIVE SESSION

Pursuant to the order of yesterday, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. DURBIN,

The Senate resumed its legislative session.

MOTION TO PROCEED TO
CONSIDER BILL S. 1038

By unanimous consent, on the request of Mr. REID,

Ordered, That it be in order for him to move to proceed to consider bill S. 1038, introduced by him on today.

Under the authority of the foregoing order,

On motion by Mr. REID that the Senate proceed to consider the bill (S. 1038) to extend the expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until June 1, 2015, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 1038:

HARRY REID, DIANNE FEINSTEIN, BILL NELSON, AMY KLOBUCHAR, JEFF BINGAMAN, RICHARD BLUMENTHAL, MARK R. WARNER, S. WHITEHOUSE, BEN CARDIN, KAY R. HAGAN, KENT CONRAD, CHUCK SCHUMER, JOE MANCHIN, SHERROD BROWN, MARK PRYOR, JEANNE SHAHEEN, J. LIEBERMAN, K. E. GILLIBRAND.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived; that, following morning business on Monday, May 23, 2011, the Senate resume consideration of the motion to proceed to consider bill S. 1038; that time for debate on the motion be equally divided and controlled between the two leaders, or their designees; and that, at 5 p.m., the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed.

SMALL BUSINESS ADDITIONAL
TEMPORARY EXTENSION ACT

By unanimous consent, on the request of Mr. DURBIN,

The Senate proceeded to consider the bill (S. 990) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

The question being on the passage of the bill.

On motion by Mr. DURBIN for Ms. LANDRIEU (for herself and Ms. SNOWE) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 321, in the nature of a substitute).

The amendment (in the nature of a substitute) was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE LIFE AND
SERVICE OF HUBERT H.
HUMPHREY

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 184) recognizing the life and service of the Honorable Hubert H. Humphrey, distinguished former Senator from the State of Minnesota and former Vice President of the United States, upon the 100th anniversary of his birth.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That he be added as cosponsor of the resolution.

The question being on agreeing to the resolution.

On motion by Mr. DURBIN (for Mr. SESSIONS) to amend the resolution on page 4, by striking lines 10 and 14 (being amendment No. 322).

The amendment was agreed to.

The question being on agreeing to the resolution, as amended.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL KIDS
TO PARKS DAY"

On the request of Mr. DURBIN,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 192) designating May 21, 2011, as "National Kids to Parks Day", submitted today by Mr. MARK UDALL (for himself, Mr. BURR, Mr. BINGAMAN, and Ms. MURKOWSKI), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING THE BICENTENNIAL OF THE CITY OF ASTORIA

On the request of Mr. DURBIN,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 193) honoring the bicentennial of the City of Astoria, submitted today by Mr. MERKLEY (for himself and Mr. WYDEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, MAY 23, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, May 23, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 3 p.m., with Senators permitted to speak for 10 minutes each therein; and that, following morning business, the Senate resume consideration of the motion to proceed to consider bill S. 1038, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 6:40 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, May 23, 2011.

MONDAY, MAY 23, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, May 23, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Thursday, May 19, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, May 19, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, May 19, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

REPORT ON ISSUANCE OF EXECUTIVE ORDER RELATIVE TO THE NATIONAL EMERGENCY DECLARED WITH RESPECT TO IRAN -- PM 9

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) (IEEPA), I hereby report that I have issued an Executive Order (the "order") that takes additional steps with respect to the national emergency declared in Executive Order 12957 of March 15, 1995, and implements the existing statutory requirements of the Iran Sanctions Act of 1996 (Public Law 104-172) (50 U.S.C. 1701 note) (ISA), as amended by, inter alia, the Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010 (Public Law 111-195) (CISADA).

In Executive Order 12957, the President found that the actions and policies of the Government of Iran threaten the national security, foreign policy, and economy of the United States. To deal with that threat, the President in Executive Order 12957 declared a national emergency and imposed prohibitions on certain transactions with respect to the development of Iranian petroleum resources. To further respond to that threat, Executive Order 12959 of May 6, 1995, imposed comprehensive trade and financial sanctions on Iran. Executive Order 13059 of August 19, 1997, consolidated and clarified the previous orders. To take additional steps with respect to the national emergency declared in Executive Order 12957 and to implement section 105(a) of CISADA, I issued Executive Order 13553 on September 28, 2010, to impose sanctions on officials of the Government of Iran and other persons acting on behalf of the Government of Iran determined to be responsible for or complicit in certain serious human rights abuses.

In CISADA, which I signed into law on July 1, 2010, the Congress found that the illicit nuclear activities of the Government of Iran, along with its development of unconventional weapons and ballistic missiles and its support for international terrorism, threaten the security of the United States. To address the potential connection between Iran's illicit nuclear program and its energy sector, CISADA amended ISA to expand the types of activities that are sanctionable under that Act. ISA now requires that sanctions be imposed or waived for persons that are determined to have made certain investments in Iran's energy sector or to have engaged in certain activities relating to Iran's refined petroleum sector. In addition

to expanding the types of sanctionable energy-related activities, CISADA added new sanctions that can be imposed pursuant to ISA.

This order is intended to implement the statutory requirements of ISA. Certain ISA sanctions require action by the private sector, and the order will further the implementation of those ISA sanctions by providing authority under IEEPA to the Secretary of the Treasury to take certain actions with respect to those sanctions. The order states that the Secretary of the Treasury, in consultation with the Secretary of State, shall take the following actions necessary to implement the sanctions selected, imposed, and maintained on a person by the President or by the Secretary of State, pursuant to authority that I have delegated: with respect to section 6(a)(3) of ISA, prohibit any United States financial institution from making loans or providing credits to the person consistent with section 6(a)(3) of ISA; with respect to section 6(a)(6) of ISA, prohibit any transactions in foreign exchange that are subject to the jurisdiction of the United States and in which the person has any interest; with respect to section 6(a)-(7) of ISA, prohibit any transfers of credit or payments between financial institutions or by, through, or to any financial institution, to the extent that such transfers or payments are subject to the jurisdiction of the United States and involve any interest of the person; with respect to section 6(a)(8) of ISA, block all property and interests in property that are in the United States, that come within the United States, or that are or come within the possession or control of any United States person, including any overseas branch, of the person, and provide that such property and interests in property may not be transferred, paid, exported, withdrawn, or otherwise dealt in; or with respect to section 6(a)(9) of ISA, restrict or prohibit imports of goods, technology, or services, directly or indirectly, into the United States from the person.

I have delegated to the Secretary of the Treasury the authority, in consultation with the Secretary of State, to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by IEEPA and the relevant provisions of ISA, and to employ all powers granted to the United States Government by the relevant provision of ISA as may be necessary to carry out the purposes of the order. All executive agencies of the United States Government are directed to take all appropriate measures within their authority to carry out the provisions of the order.

I am enclosing a copy of the Executive Order I have issued.

BARACK OBAMA.

THE WHITE HOUSE, May 23, 2011.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1837. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Brucellosis in Swine; Add Texas to List of Validated Brucellosis-Free States" (Docket No. APHIS-2011-0005) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1838. A communication from the Chief of Planning and Regulatory Affairs, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Geographic Preference Option for the Procurement of Unprocessed Agricultural Products in Child Nutrition Programs" (RIN0584-AE03) received in the Office of the President of the Senate on May 19, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1839. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the operations of the National Defense Stockpile (NDS); to the Committee on Armed Services.

EC-1840. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report entitled "Department of Defense Evaluation of the TRICARE Program Fiscal Year (FY) 2011 Report to Congress"; to the Committee on Armed Services.

EC-1841. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Removal and Modifications for Persons Listed Under Russia on the Entity List" (RIN0694-AF24) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1842. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Conformance Period for Entities Engaged in Prohibited Proprietary Trading or Private Equity Fund or Hedge Fund Activities" ((RIN7100-AD58)(12 CFR 225)) received in the Office of the President of the Senate on May 22, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1843. A communication from the Assistant Administrator for Fisheries, Office

of Protected Resources, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking and Importing Marine Mammals; Military Training Activities Conducted Within the Gulf of Alaska Temporary Maritime Activities Area" (RIN0648-BA14) received in the Office of the President of the Senate on May 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1844. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Revisions to Requirements for Major Sources Locating in or Impacting a Nonattainment Area in Allegheny County" (FRL No. 9308-9) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1845. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Illinois; Missouri; Saint Louis Nonattainment Area; Determination of Attainment of the 1997 Annual Fine Particle Standard" (FRL No. 9309-6) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1846. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Industrial, Commercial, and Institutional Boilers and Process Heaters and Commercial and Industrial Solid Waste Incineration Units" (FRL No. 9308-6) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1847. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Mojave Desert Air Quality Management District" (FRL No. 9308-3) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1848. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to

law, the report of a rule entitled "Land Disposal Restrictions: Site-Specific Treatment Variance for Hazardous Selenium-Bearing Waste Treated by U.S. Ecology Nevada in Beatty, NV and Withdrawal of Site-Specific Treatment Variance for Hazardous Selenium-Bearing Waste Treatment Issued to Chemical Waste Management in Kettleman Hills, CA" (FRL No. 9310-2) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1849. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Outer Continental Shelf Air Regulations Consistency Update for California" (FRL No. 9304-4) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1850. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Placer County Air Pollution Control District and Ventura County Air Pollution Control District" (FRL No. 9303-9) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1851. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Adoption of Control Techniques Guidelines for Paper, Film, and Foil Surface Coating Processes" (FRL No. 9309-3) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1852. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval of the Clean Air Act, Section 112(I), Authority for Hazardous Air Pollutants: Perchloroethylene Air Emission Standards for Dry Cleaning Facilities: State of Maine Department of Environmental Protection" (FRL No. 9285-8) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1853. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Confidentiality Determinations for Data Required Under the Mandatory Greenhouse Gas Reporting Rule and Amendments to Special Rules Governing Certain Information Obtained Under the Clean Air Act" (FRL No. 9311-2) received during adjournment of the Senate in the Office of the President of the Senate on May 20, 2011; to the Committee on Environment and Public Works.

EC-1854. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to the Anacostia River Watershed Restoration Plan (ARP); to the Committee on Environment and Public Works.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. GRAHAM:

S. 1041. A bill to ensure the equitable treatment of swimming pool enclosures outside of hurricane season under the National Flood Insurance Program; to the Committee on Banking, Housing, and Urban Affairs.

By Ms. MURKOWSKI:

S. 1042. A bill to amend title XVIII of the Social Security Act to establish a Medicare payment option for patients and physicians or practitioners to freely contract, without penalty, for Medicare fee-for-service items and services, while allowing Medicare beneficiaries to use their Medicare benefits; to the Committee on Finance.

By Mr. GRAHAM (for himself and Mr. CHAMBLISS):

S. 1043. A bill to amend the Energy Independence and Security Act of 2007 to promote energy security through the production of petroleum from oil sands, and for other purposes; to the Committee on Energy and Natural Resources.

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

S. 1044. A bill to amend title 10, United States Code, to authorize the Defense Commissary Agency to conduct a pilot program at military institutions to be closed or subject to an adverse realignment under a base closure law under which a commissary store may sell additional types of merchandise; to the Committee on Armed Services.

By Ms. LANDRIEU (for herself and Mr. COCHRAN):

S. 1045. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require that group and individual health insurance coverage and group health plans provide coverage for treatment of a minor child's congenital or developmental deformity or disorder due to trauma, burns, infection, tumor, or disease; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INHOFE (for himself and Mr. BOOZMAN):

S. 1046. A bill to require the detention at United States Naval Station, Guantanamo Bay, Cuba, of high-value enemy combatants who will be detained long-term; to the Committee on Armed Services.

By Mr. UDALL of Colorado:

S. 1047. A bill to amend the Reclamation Projects Authorization and Adjustment of 1992 to require the Secretary of the Interior, acting through the Bureau of Reclamation, to take actions to improve environmental conditions in the vicinity of the Leadville Mine Drainage Tunnel in Lake County, Colorado, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. MENENDEZ (for himself, Mr. LIEBERMAN, Mr. KYL, Mr. CASEY, Mrs. GILLIBRAND, Ms. COLLINS, and Mr. KIRK):

S. 1048. A bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes; to the Committee on Foreign Relations.

By Mr. KYL (for himself, Mr. BARRASSO, Mr. BURR, Mr. COBURN, and Mr. ROBERTS):

S. 1049. A bill to lower health premiums and increase choice for small business; to the Committee on Finance.

By Mr. PAUL:

S. 1050. A bill to modify the Foreign Intelligence Surveillance Act of 1978 and to require judicial review of National Security Letters and Suspicious Activity Reports to prevent unreasonable searches and for other purposes; read the first time.

By Mr. PAUL:

S.J. Res. 13. A joint resolution declaring that a state of war exists between the Government of Libya and the Government and people of the United States, and making provision to prosecute the same; read the first time.

By Mr. PAUL:

S.J. Res. 14. A joint resolution declaring that the President has exceeded his authority under the War Powers Resolution as it pertains to the ongoing military engagement in Libya; read the first time.

SUBMISSION OF CONCURRENT
AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MCCAIN (for himself, Mr. KERRY, Mr. LIEBERMAN, Mr. LEVIN, Mr. GRAHAM, Mrs. FEINSTEIN, and Mr. CHAMBLISS):

S. Res. 194. A resolution expressing the sense of the Senate on United States military operations in Libya; to the Committee on Foreign Relations.

By Mr. BROWN of Massachusetts (for himself and Mr. KERRY):

S. Res. 195. A resolution commemorating the 150th anniversary of the founding of the Massachusetts Institute of Technology in Cambridge, Massachusetts; considered and agreed to.

By Mr. TOOMEY (for himself, Mr. DEMINT, Mr. VITTER, Mr. COBURN, Mr. BURR, Mr. RISCH, Mr. RUBIO, Mr. JOHNSON of Wisconsin, and Mr. LEE):

S. Con. Res. 21. A concurrent resolution setting forth the congressional budget for the United States Government for fiscal year 2012 and setting forth the appropriate budgetary levels for fiscal years 2013 through 2021; to the Committee on the Budget.

ADDITIONAL COSPONSORS

S. 89

At the request of Mr. VITTER, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 89, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 248

At the request of Mr. WYDEN, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 248, a bill to allow an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 366

At the request of Mrs. GILLIBRAND, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 367

At the request of Mr. BROWN of Massachusetts, the name of the Senator from

Oregon [Mr. WYDEN] was added as a cosponsor of S. 367, a bill to amend the Internal Revenue Code of 1986 to allow the work opportunity credit to small businesses which hire individuals who are members of the Ready Reserve or National Guard, and for other purposes.

S. 382

At the request of Mr. UDALL of Colorado, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 382, a bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other permits.

S. 406

At the request of Mr. WYDEN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 406, a bill to modify the Foreign Intelligence Surveillance Act of 1978 to require specific evidence for access to business records and other tangible things, and provide appropriate transition procedures, and for other purposes.

S. 437

At the request of Mr. NELSON of Florida, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 437, a bill to amend the Internal Revenue Code of 1986 to require the Secretary of the Treasury to provide each individual taxpayer a receipt for an income tax payment which itemizes the portion of the payment which is allocable to various Government spending categories.

S. 463

At the request of Mr. BEGICH, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 463, a bill to amend part B of title II of the Elementary and Secondary Education Act of 1965 to promote effective STEM teaching and learning.

S. 491

At the request of Mr. PRYOR, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

S. 506

At the request of Mr. CASEY, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 555

At the request of Mr. FRANKEN, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 555, a bill to end discrimination based on actual or perceived sexual orientation or gender

identity in public schools, and for other purposes.

S. 613

At the request of Mr. HARKIN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 613, a bill to amend the Individuals with Disabilities Education Act to permit a prevailing party in an action or proceeding brought to enforce the Act to be awarded expert witness fees and certain other expenses.

S. 641

At the request of Mr. DURBIN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 649

At the request of Mrs. GILLIBRAND, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 649, a bill to expand the research and awareness activities of the National Institute of Arthritis and Musculoskeletal and Skin Diseases and the Centers for Disease Control and Prevention with respect to scleroderma, and for other purposes.

S. 668

At the request of Mr. CORNYN, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 696

At the request of Mr. TESTER, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 696, a bill to amend title 38, United States Code, to treat Vet Centers as Department of Veterans Affairs facilities for purposes of payments or allowances for beneficiary travel to Department facilities, and for other purposes.

S. 737

At the request of Mr. MORAN, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 737, a bill to replace the Director of the Bureau of Consumer Financial Protection with a 5-person Commission, to bring the Bureau into the regular appropriations process, and for other purposes.

S. 750

At the request of Mr. DURBIN, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 750, a bill to reform the financing of Senate elections, and for other purposes.

S. 752

At the request of Mrs. FEINSTEIN, the names of the Senator from Hawaii [Mr. AKAKA] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 812

At the request of Mr. BENNET, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 812, a bill to build capacity and provide support at the leadership level for successful school turnaround efforts.

S. 866

At the request of Mr. TESTER, the names of the Senator from South Dakota [Mr. JOHNSON] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 881

At the request of Ms. LANDRIEU, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 881, a bill to amend the Consumer Credit Protection Act to assure meaningful disclosures of the terms of rental-purchase agreements, including disclosures of all costs to consumers under such agreements, to provide substantive rights to consumers under such agreements, and for other purposes.

S. 906

At the request of Mr. WICKER, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 946

At the request of Mr. BAUCUS, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 946, a bill to establish an Office of Rural Education Policy in the Department of Education.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 983

At the request of Mr. NELSON of Florida, the name of the Senator from Minnesota [Ms.

KLOBUCHAR] was added as a cosponsor of S. 983, a bill to amend the Internal Revenue Code of 1986 to disallow a deduction for amounts paid or incurred by a responsible party relating to a discharge of oil.

S. 1004

At the request of Mr. HARKIN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 1004, a bill to support Promise Neighborhoods.

S. 1023

At the request of Mr. DURBIN, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 1023, a bill to authorize the President to provide assistance to the Government of Haiti to end within 5 years the deforestation in Haiti and restore within 30 years the extent of tropical forest cover in existence in Haiti in 1990, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Tennessee [Mr. CORKER] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1034

At the request of Mr. SCHUMER, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of S. 1034, a bill to amend the Internal Revenue Code of 1986 to equalize the exclusion from gross income of parking and transportation fringe benefits and to provide for a common cost-of-living adjustment, and for other purposes.

S. 1039

At the request of Mr. CARDIN, the names of the Senator from New Mexico [Mr. UDALL] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 1039, a bill to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. SCHUMER, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died

while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 13

At the request of Mr. ISAKSON, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of Senate Concurrent Resolution 13, a concurrent resolution honoring the service and sacrifice of members of the United States Armed Forces who are serving in, or have served in, Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn.

SENATE CONCURRENT RESOLUTION 17

At the request of Mr. MENENDEZ, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of Senate Concurrent Resolution 17, a concurrent resolution expressing the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO).

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the names of the Senator from California [Mrs. FEINSTEIN] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 172

At the request of Mrs. FEINSTEIN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of Senate Resolution 172, a resolution recognizing the importance of cancer research and the contributions made by scientists and clinicians across the United States who are dedicated to finding a cure for cancer, and designating May 2011, as "National Cancer Research Month".

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

MOTION TO PROCEED TO CONSIDER BILL S. 1038

Pursuant to the order of Thursday, May 19, 2011, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate the motion, made by Mr. REID on Thursday, May 19, 2011, that the Senate proceed to consider the bill (S. 1038) to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until June 1, 2015, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

After debate,

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate the motion, presented by Mr. REID on Thursday, May 19, 2011, to bring to a close debate on the motion to proceed to consider bill S. 1038.

Pursuant to the order of Thursday, May 19, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The hour of 5 p.m. having passed,

Pursuant to the order of Thursday, May 19, 2011, as modified,

The question being taken.

It was determined in the affirmative--- yeas... 74, nays... 8

[Rollcall Vote No. 75 Leg.]

YEAS --- 74

Akaka, Ayotte, Barrasso, Bingaman, Blumenthal, Boozman, Boxer, Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Collins, Conrad, Coons, Cornyn, Crapo, DeMint, Enzi, Feinstein, Franken, Gillibrand, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McConnell, Menendez, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Portman, Reed, Reid, Roberts, Rockefeller, Schumer, Sessions, Shaheen, Snowe, Stabenow, Thune, Toomey, Udall (CO), Udall (NM), Warner, Webb, Wicker, Wyden.

NAYS --- 8

Baucus, Begich, Heller, Merkley, Murkowski, Paul, Sanders, Tester.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to proceed.

COMMITTEE DISCHARGED; CONCURRENT RESOLUTION PLACED ON THE CALENDAR

The following concurrent resolution was discharged from the Committee on the Budget pursuant to section 300 of the Congressional Budget Act, and placed on the calendar:

S. Con. Res. 21. Concurrent resolution setting forth the congressional budget for the United States Government for fiscal year 2012 and setting forth the appropriate budgetary levels for fiscal years 2013 through 2021.

COMMEMORATING THE 150TH ANNIVERSARY OF THE FOUNDING OF M.I.T.

On the request of Mr. MANCHIN,

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) laid before the Senate the resolution (S. Res. 195) commemorating the 150th anniversary of the founding of the Massachusetts Institute of Technology in Cambridge, Massachusetts, submitted today by Mr. SCOTT BROWN (for himself and Mr. KERRY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. MANCHIN,

The PRESIDING OFFICER laid before the Senate the bill (S. 1050) to modify the Foreign Intelligence Surveillance Act of 1978 and to require judicial review of National Security Letters and Suspicious Activity Reports to prevent unreasonable searches and for other purposes, introduced today by Mr. PAUL, and at the desk; which was read the first time.

Mr. MANCHIN asked unanimous consent that the bill be read the second time.

Mr. MANCHIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

JOINT RESOLUTION READ THE FIRST TIME

On the request of Mr. MANCHIN,

The PRESIDING OFFICER laid before the Senate the joint resolution (S.J. Res. 13) declaring that a state of war exists between the Government of Libya and the Government and people of the United States, and making provision to prosecute the same, introduced today by Mr. PAUL, and at the desk; which was read the first time.

Mr. MANCHIN asked unanimous consent that the joint resolution be read the second time.

Mr. MANCHIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

JOINT RESOLUTION READ THE FIRST TIME

On the request of Mr. MANCHIN,

The PRESIDING OFFICER laid before the Senate the joint resolution (S.J. Res. 14) declaring that the President has exceeded his authority under the War Powers Resolution as it pertains to the ongoing military engagement in Libya, introduced today by Mr. PAUL, and at the desk; which was read the first time.

Mr. MANCHIN asked unanimous consent that the joint resolution be read the second time.

Mr. MANCHIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

AUTHORITY FOR APPOINTMENT OF COMMITTEE OF ESCORT

By unanimous consent, on the request of Mr. MANCHIN,

Ordered, That the PRESIDENT of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort His Excellency Benjamin Netanyahu, Prime Minister of Israel, into the Chamber of the House of Representatives for a joint meeting at 11 a.m. on tomorrow.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. MANCHIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then resume consideration of the motion to proceed to consider bill S. 1038.

Ordered further, That time in adjournment be counted against time for debate pursuant to rule XXII of the Standing Rules of the Senate.

ADJOURNMENT

By unanimous consent, on the request of Mr. MANCHIN,

At 7:02 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, MAY 24, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 24, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

Pursuant to the order of yesterday,

MOTION TO PROCEED TO CONSIDER BILL S. 1038

The ACTING PRESIDENT pro tempore laid before the Senate the motion, made by Mr. REID on Thursday, May 19, 2011, that the Senate proceed to consider the bill (S. 1038) to extend the expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until June 1, 2015, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1050) to modify the Foreign Intelligence Surveillance Act of 1978 and to require judicial review of National Security Letters and Suspicious Activity Reports to prevent unreasonable searches and for other purposes, introduced on yesterday by Mr. PAUL, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

JOINT RESOLUTION READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (S.J. Res. 13) declaring that a state of war exists between the Government of Libya and the Government and people of the United States, and making provision to prosecute the same, introduced on yesterday by Mr. PAUL, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would be placed on the calendar.

JOINT RESOLUTION READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (S.J. Res. 14) declaring that the President has exceeded his authority under the War Powers Resolution as it pertains to the ongoing military engagement in Libya, introduced on yesterday by Mr. PAUL, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would be placed on the calendar.

MOTION TO PROCEED TO CONSIDER BILL S. 1038

The Senate resumed consideration of the motion to proceed to consider bill S. 1038.

The question being on agreeing to the motion.

On motion by Mr. REID to lay the pending motion on the table.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative---
yeas... 74, nays... 13

[Rollcall Vote No. 76 Leg.]

YEAS --- 74

Akaka, Alexander, Ayotte, Barrasso, Baucus, Bennet, Blumenthal, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cardin, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Franken, Gillibrand, Graham, Grassley, Harkin, Hatch, Hoeven, Inhofe, Inouye, Isakson, Johanns, Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Lautenberg, Levin, Lugar, Manchin, McCain, McConnell, Menendez, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Rockefeller, Rubio, Sessions, Shelby, Snowe, Stabenow, Thune, Toomey, Vitter, Warner, Webb, Whitehouse, Wicker.

NAYS --- 13

Begich, Bingaman, Cantwell, Heller, Lee, Merkley, Murkowski, Sanders, Shaheen, Tester, Udall (CO), Udall (NM), Wyden.

Mr. PAUL, when his name was called, answered "present".

So the motion was agreed to.

HOUSE AMENDMENT TO BILL S. 990

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the bill (S. 990) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

On motion by Mr. REID that the Senate concur in the amendment (in the nature of a substitute) of the House of Representatives to the bill, with an amendment (Numbered 347, in the nature of a substitute).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to concur

with amendment No. 347; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to concur in the House amendment (in the nature of a substitute) to bill S. 990 with an amendment (Numbered 347):

HARRY REID, JACK REED, CARL LEVIN, JEANNE SHAHEEN, MARK R. WARNER, RICHARD BLUMENTHAL, KENT CONRAD, K. E. GILLIBRAND, DIANNE FEINSTEIN, BILL NELSON, JAY ROCKEFELLER, J. LIEBERMAN, B. A. MIKULSKI, CHUCK SCHUMER, DEBBIE STABENOW, TOM CARPER, MARK PRYOR.

On motion by Mr. REID to amend the amendment (in the nature of a substitute), contained in the pending motion to concur, at the appropriate place, by inserting certain words (being amendment No. 348).

On motion by Mr. REID to refer the House amendment (in the nature of a substitute) to the Committee on Small Business and Entrepreneurship with instructions to report back forthwith with an amendment (Numbered 349).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

On motion by Mr. REID to amend instructions contained in the pending motion to refer, by striking "3" and inserting "2" (being amendment No. 350).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment, by striking "2" and inserting "1" (being amendment No. 351).

AIRPORT AND AIRWAY EXTENSION ACT

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1893) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1855. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to the Common Features Project; to the Committee on Environment and Public Works.

EC-1856. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to Israel to support the production and integration of hulls, rolling bodies, suspensions, subsystems and electrical systems for the Merkava Armored Personnel Carrier in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-1857. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Foreign Relations.

EC-1858. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Foreign Relations.

EC-1859. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "The American Dream Belongs to Everyone"; to the Committee on Health, Education, Labor, and Pensions.

EC-1860. A communication from the General Counsel, Federal Retirement Thrift Investment Board, transmitting, pursuant to law, the report of a rule entitled "Court Orders and Legal Processes Affecting Thrift Savings Plan Accounts" (5 CFR Part 1653) received in the Office of the President of the

Senate on May 23, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1861. A communication from the Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1862. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the third quarter fiscal year 2010 quarterly report of the Department's Office of Privacy and Civil Liberties; to the Committee on the Judiciary.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-18. A joint resolution adopted by the Legislature of the State of Utah urging Congress to support and preserve the Navajo Code Talkers' legacy and their substantial contribution to the nation; to the Committee on Armed Services.

HOUSE JOINT RESOLUTION NO. 9

Whereas, the few, living Navajo Code Talkers are undertaking a multi-year project to build an educational, historical, and humanitarian facility that will bring pride to Native American and non-native American communities alike;

Whereas, this project will educate both young and old and conserve the instruments of freedom gifted to the American people by an awe-inspiring group of young Navajo men who served the country during World War II;

Whereas, during World War II, these modest young Navajo men fashioned from the Navajo language the only unbreakable code ever recorded in military history;

Whereas, these Navajo radio operators transmitted the code throughout the dense jungles and exposed beachheads of the Pacific Theater from 1942 to 1945, passing over 800 error-free messages in 48 hours at Iwo Jima alone;

Whereas, the bravery and ingenuity of these young Navajo men gave the United States and Allied Forces the upper hand they so desperately needed in the Pacific, hastened the war's end, and assured victory for the United States;

Whereas, after being sworn to secrecy for 23 years after World War II, these young Navajo men eventually came to be known as Navajo Code Talkers and were honored by President George W. Bush more than 50 years after the war with congressional gold and silver medals in 2001;

Whereas, the Navajo Code Talkers are now in their eighties and, with fewer than 50 remaining from the original 400, the urgency to capture and share their stories and memorabilia from their service in World War II is critical;

Whereas, these American treasures and revered elders of the Navajo Nation have come together to tell their story, one that has never been heard, from their own hearts and in their own words;

Whereas, the Navajo Code Talkers' heroic story of an ancient language, valiant people, and a decisive victory that changed the path of modern history is the greatest story never told;

Whereas, the Navajo Code Talkers ultimately envision a lasting memorial, the Navajo Code Talkers' Museum and Veterans Center, on donated private land;

Whereas, the Navajo Code Talkers' mission is to create a place where their service will inspire others to achieve excellence and instill core values of pride, discipline, and honor in all those who visit the Center; and

Whereas, through the lead efforts of the Navajo Code Talkers' Foundation and many partners and individuals, the Navajo Code Talkers' legacy, history, language, and code will be preserved to benefit all future generations: Now, therefore, be it

Resolved, That the Legislature of the state of Utah urges the United States Congress, the Department of the Interior, the Department of Defense, the Department of Veterans Affairs, the Department of Health and Human Services, the Department of Agriculture, the State Department, and the Department of Energy to support and preserve the Navajo Code Talkers' remarkable legacy; be it further

Resolved, That a copy of this resolution be presented to the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, the Secretary of the Interior, the Secretary of Defense, the Secretary of Veterans Affairs, the Secretary of Health and Human Services, the Secretary of Agriculture, the Secretary of State, the Secretary of Energy, and to the members of Utah's congressional delegation.

POM-19. A concurrent resolution adopted by the Legislature of the State of Utah urging Congress to implement policies and programs to protect American children from employment related identity theft; to the Committee on Banking, Housing, and Urban Affairs.

HOUSE CONCURRENT RESOLUTION NO. 1

Whereas, according to the Chief Actuary of the Social Security Administration, millions of people pay payroll taxes with fraudulent Social Security numbers;

Whereas, pedophiles, criminals, deadbeat parents, and many others obtain jobs by using fraudulent documents to hide their true identities;

Whereas, according to the Federal Trade Commission, employment related identity theft accounts for 13% of total identity theft cases in the United States;

Whereas, investigations by the Utah Department of Workforce Services, the Social Security Administration, and the Utah Attorney General's Office have identified thousands of Utah children under age 13 and on public assistance who have had their Social Security numbers fraudulently used by others to obtain jobs;

Whereas, investigations by the Utah Department of Workforce Services, the Social Security Administration, and the Utah Attorney General's Office have identified 1,626 employers paying wages to individuals with Social Security numbers of children who are under 12;

Whereas, these children suffer serious harm, including the destruction of their good names and their credit histories;

Whereas, these children are saddled with arrest records, income tax liabilities on income earned under their stolen Social Security numbers, and compromised medical records with life threatening consequences;

Whereas, current federal laws and regulations prohibit the Department of Workforce Services from sharing information with law enforcement and the Department of Homeland Security about individuals wrongfully using Social Security numbers belonging to children and other American citizens and legal residents;

Whereas, the Social Security Administration does not inform or assist Americans whose Social Security numbers are being used unlawfully;

Whereas, the Social Security Administration assigns numbers being unlawfully used to newborn infants and other new recipients of Social Security numbers; and

Whereas, the Internal Revenue Service does not inform Americans whose Social Security numbers are being used unlawfully about this identity theft as long as taxes are paid on the income earned under the fraudulently obtained numbers: Now, therefore, be it

Resolved, That the Legislature of the State of Utah, the Governor concurring therein, urges the United States Congress to protect American children from employment related identity theft by requiring federal agencies to report the fraudulent use of these Social Security numbers to the victims, the appropriate law enforcement agencies, and the Department of Homeland Security; be it further

Resolved, That the Legislature and the Governor urge the United States Congress to

require federal agencies to assist the victims of child identity theft in recovering their identities, including issuing new Social Security numbers, when appropriate; be it further

Resolved, That the Legislature and the Governor urge the United States Congress to require federal agencies to discontinue issuing Social Security numbers to children and other individuals when those numbers are already being used unlawfully; and be it further

Resolved, That a copy of this resolution be sent to the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, and to the members of Utah's congressional delegation.

POM-20. A joint resolution adopted by the Legislature of the State of Utah urging Congress to lift the freeze on longer combination vehicles, so that states may conduct test programs to evaluate routes, configurations, and operating conditions; to the Committee on Commerce, Science, and Transportation.

SENATE JOINT RESOLUTION

Whereas, the American West encompasses a huge land mass of approximately 2.4 million square miles, or over two-thirds of the entire nation;

Whereas, the vast distances across the West clearly illustrate the need for efficient surface freight movement of goods throughout this area;

Whereas, one of the most significant ways to improve freight system performance is through the use of more efficient truck and truck combinations;

Whereas, the efficiency of the United States' freight transportation has fallen far behind other developed nations;

Whereas, Canada, Mexico, and the European Union have embraced up-to-date truck configurations;

Whereas, operation of these more productive vehicles, more commonly known as longer combination vehicles (LCVs), has been frozen in the United States by federal law since 1991;

Whereas, in a study requested by the Western Governor's Association, the Federal Highway Administration found that limited increase in the use of LCVs in 13 western states would reduce heavy truck vehicle miles traveled in 2010 by 25%, reduce fuel consumption and emissions by 12%, save shippers \$2 billion a year, reduce pavement costs by as much as 4% over 20 years, and reduce highway noise by 10%;

Whereas, a recent study in Ontario found the widespread use of LCVs there would eliminate 750,000 truck trips per year, remove 2,800 trucks per day from the roads in and around Toronto, and reduce greenhouse gases by 151 kilotons per year;

Whereas, a Canadian federal government study indicated that LCVs have 60% fewer crashes than single trailer vehicles; and

Whereas, the Western States provide an excellent test case for size capacity increases since LCVs are already in use on many western highways: Now, therefore, be it

Resolved, That the Legislature of the state of Utah strongly urges the United States Congress to lift the freeze on longer combination vehicles in the states of Colorado, Idaho, Kansas, Montana, Nebraska, Nevada, North Dakota, Oklahoma, Oregon, South Dakota, Utah, Washington, and Wyoming, giving these states the flexibility to establish and operate pilot test programs to evaluate longer combination vehicle routes, configurations, and operating conditions; and be it further

Resolved, That copies of this resolution be sent to the President of the United States, the United States Secretary of Transportation, the United States Senate Committee on Commerce, Science, and Transportation, the United States House Committee on Transportation and Infrastructure, and to the members of Utah's congressional delegation.

POM-21. A concurrent resolution adopted by the Legislature of the State of Utah recognizing Utah native Philo T. Farnsworth as the inventor of television; to the Committee on Commerce, Science, and Transportation.

SENATE CONCURRENT RESOLUTION NO. 9

Whereas, few inventors have impacted the world as much as has Utah native Philo T. Farnsworth;

Whereas, Philo T. Farnsworth has deep roots in Beaver, Utah, where he was born August 19, 1906, in a log cabin;

Whereas, when he was 12, Philo T. Farnsworth's family moved to a farm in Rigby, Idaho, where he was fascinated by the electricity that powered his new home;

Whereas, Farnsworth was intrigued by mechanical and electrical technology and managed to convert his mother's hand-powered washing machine to an electric-powered appliance;

Whereas, as a youth living in Beaver, Utah, Farnsworth won a national contest for a theft-proof car lock;

Whereas, at the age of 14, Philo T. Farnsworth startled one of his high school teachers by sharing with him a diagram of an Electronic Image Dissector, a key component in his eventual invention of television;

Whereas, at age 16, Farnsworth's father died of pneumonia and Farnsworth had to care for his mother and four siblings;

Whereas, after spending a few years in the United States Navy, Farnsworth was honorably discharged and once again pursued his interest in electronics;

Whereas, Farnsworth found investors who were not only willing to help him pursue his work in electronics but also provided a laboratory in Los Angeles where Farnsworth was able to conduct important experiments;

Whereas, before relocating to California, Farnsworth married Elma "Pem" Gardner, the sister of a close friend of his;

Whereas, within a few months after arriving in California, Farnsworth's success led him to apply for several patents for his designs and models;

Whereas, on September 7, 1927, at a laboratory in San Francisco, Farnsworth's image dissector camera tube transmitted its first image, a straight line;

Whereas, in 1928, Farnsworth gave the first demonstration of his television system to the press, and after several improvements, gave his first demonstration to the public in 1934;

Whereas, Farnsworth formed his own company, prevailed in key patent lawsuits against competitors, and developed other important inventions, including a process for sterilizing milk using radio waves and a fog-penetrating beam for ships and airplanes;

Whereas, in 1938, Farnsworth established the Farnsworth Television and Radio Corporation, which was in turn purchased by International Telephone and Telegraph (ITT) in 1951;

Whereas, while in the employ of ITT, Farnsworth developed many more inventions, including a defense early warning signal, submarine detection devices, radar calibration equipment, an infrared telescope, and a PPI Projector, which allowed safe control of air traffic from the ground and was a forerunner of today's air traffic control system;

Whereas, later in life, the Farnsworths relocated to Utah, where Philo passed away in 1971;

Whereas, for many years after his death, Elma Farnsworth worked hard to help her deceased husband retain his rightful place in history;

Whereas, crediting his wife's contribution to his life's work, Farnsworth once stated, "My wife and I started this TV";

Whereas, in 1999, Time Magazine included Farnsworth in the "Time 100: The Most Important People of the Century";

Whereas, the log cabin where Philo T. Farnsworth was born has been restored and can be visited by the public; and

Whereas, a statue of Philo T. Farnsworth is one of two statues representing the state of Utah in the National Statuary Hall Collection in the United States Capitol, a second statue of Farnsworth stands in the Utah State Capitol, and a third statue stands in his hometown of Beaver: Now, therefore, be it

Resolved, that the Legislature of the state of Utah, the Governor concurring therein, recognize the life and contributions of Philo T. Farnsworth, Utah native, the inventor of

television and of many other inventions that have benefitted millions of people around the world; and be it further

Resolved, that a copy of this resolution be sent to the President of the United States, the members of Utah's congressional delegation, the Farnsworth family, the Utah Travel Council, AAA, the tourism directors of each county in Utah, Beaver County, and Beaver City.

POM-22. A concurrent resolution adopted by the Legislature of the State of Utah urging the federal government to protect the communications spectrum that allows Utah's translator system to provide free television access across the state; to the Committee on Commerce, Science, and Transportation.

SENATE CONCURRENT RESOLUTION NO. 4

Whereas, the President of the United States has directed the Chairman of the Federal Communications Commission (FCC) to consider removing channels 32 to 51 from the current FCC channels 14 to 51 Television Broadcast Authorization;

Whereas, this action would devastate off-air television reception to urban areas and also cause disruption to off-air viewers nationwide;

Whereas, according to FCC records as listed in FCC MD Docket No. 03-185 (FCC 10-172), page 26, dated September 17, 2010, 4,518 television translator stations, 567 Class A LPTV stations, 2,227 LPTV stations, and 11 TV Booster stations are now on file;

Whereas, according to FCC records, over 4,500 television translator stations presently provide free over-the-air television to rural communities throughout the nation;

Whereas, if this channel repacking were to become a reality, many of these translator stations would no longer remain in operation, requiring viewers to subscribe to either cable or satellite programming;

Whereas, Utah has 649 of these television translator stations, and the state's rural viewers would be forced to either pay for subscription television or have no television reception;

Whereas, after 40 years of analog broadcasting, the United States Congress mandated the broadcasting industry to make a conversion from analog to digital operation;

Whereas, supplying the general public with free over-the-air digital television broadcast signals has been encouraged by elected officials and the FCC;

Whereas, since the mandate, all TV Translator and LPTV licensees in the state of Utah have planned, acquired necessary funding, provided engineering, labor, construction, travel, new and upgraded buildings, air-conditioning, new towers, crane services, and extensive FCC licensing to help make the DTV transition possible;

Whereas, through cooperation of the state's counties, the University of Utah, the state of Utah, and the Federal Communications Commission, the DTV transition has been made possible;

Whereas, the state of Utah has supported the DTV transition through four CIB grants since 2005 in the amount of nearly \$9,000,000;

Whereas, the University of Utah has supported the DTV transition with a recent federal grant of approximately \$2,000,000;

Whereas, Congress developed and funded the coupon program at \$1,500,000,000 for a digital to analog converter box program;

Whereas, the NTIA, a division of the federal government, currently offers all TV translator and LPTV licensees a reimbursement program for the digital to analog conversion;

Whereas, small rural cable companies are beginning to use digital TV translator signals for their systems free of charge instead of paying for satellite feeds;

Whereas, repacking would cause eight Salt Lake City primary television stations to find new channels, causing unaffordable consequences to both urban and rural communities in the state of Utah;

Whereas, it would be impossible to continue the "Utah Daisy Chain" rural digital television translator services if the proposed block of television channels were reclaimed by the FCC, and this action would have a negative local economic impact to the affected counties;

Whereas, broadcasters are required by the FCC to participate in the National Emergency Alert System and are also required to make regular tests to assure their systems are always ready to broadcast any local warnings, including flood conditions, high wind warnings, and bad road conditions, and these warnings are automatically retransmitted through television translator stations to also alert rural viewers;

Whereas, closed captioning for the deaf is also a mandatory requirement of primary broadcast stations and automatically passes through television translators to rural viewers;

Whereas, if these viewers do not have access to any local free over-the-air broadcast signals, they proceed without local warnings or closed captioning for the deaf;

Whereas, counties in Utah are presently licensed with the FCC for 649 digital television translators, or 35%, of the nation's digital television translator licenses;

Whereas, an additional 173 applications are waiting for final approval at the FCC, and when they are awarded, additional digital channels will be available to the remaining few underserved rural Utah communities;

Whereas, the FCC recently passed a rule to allow anyone to operate unlicensed signals on unused channels within the present television

bands, while the FCC still requires television translator stations to be licensed in these same bands;

Whereas, these unlicensed devices will cause interference to existing digital television services nationwide, and many television translator viewers will possibly be vulnerable with unacceptable interference because they receive their home signals far beyond the FCC protected contours; and

Whereas, the federal government should ensure that rural communities in Utah and throughout the nation are not forced to either pay for subscription television service or go without television: Now, therefore, be it

Resolved, That the Legislature of the state of Utah, the Governor concurring therein, strongly urge the President of the United States and the Federal Communications Commission (FCC) to not remove channels 32 to 51 from the current existing FCC channels 14 to 51 Television Broadcast Authorization because of its negative impact on off-air television reception in urban areas and to off-air viewers nationwide, including rural viewers, who would be forced to either pay for subscription television or go without television service; and be it further

Resolved, That a copy of this resolution be sent to the President of the United States, the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, the Chairman of the Federal Communications Commission and each commission member, and to the members of Utah's congressional delegation.

POM-23. A resolution adopted by the House of Representatives of the State of Illinois urging Congress to withhold funding to the Department of the Interior's Office of Surface Mining, Reclamation, and Enforcement; to the Committee on Energy and Natural Resources.

HOUSE RESOLUTION NO. 270

Whereas, The Department of the Interior's Office of Surface Mining, Reclamation, and Enforcement (OSMRE) is considering new sweeping regulations that would cut surface mining production and jobs by 21-30%, cut underground coal mining jobs up to 50%, and risk eliminating over 66,000 direct and indirect jobs nationwide; and

Whereas, Beginning in 2003, OSMRE conducted a 5-year process, including public hearings, the submission of thousands of public comments, and preparation of an environmental impact statement, that culminated in final regulations adding significant new environmental protections regarding the placement of excess spoil and clarifying its regulations relating to stream buffer zones pursuant to the Surface Mining Control and Reclamation Act (SMCRA); and

Whereas, The Secretary of the Interior attempted to avoid a public rulemaking

process by asking a court to vacate the 2008 OSMRE stream buffer zone rule without public comment as required under the Administrative Procedure Act, but was rebuked by a federal court which ruled that the Secretary may not repeal the stream buffer zone rule without going through a rulemaking process that includes public notice and comment; and

Whereas, OSMRE, in its own words, admitted that before any public comments were even received on its proposals, it had "already decided to change the (stream buffer zone) rule following the change in administrations on January 20, 2009"; the Office is calling the new rule the "stream protection rule", and it is much broader in scope than the 2008 stream buffer zone rule; and

Whereas, OSMRE has failed to justify why a new stream protection rule is necessary or to explain the problem that the Office is attempting to fix, and such concerns have been echoed by the Interstate Mining Compact Commission, an organization representing state mining regulators with substantial expertise in SMCRA regulation; and

Whereas, OSMRE is inappropriately rushing to complete the rulemaking because of a unilateral settlement agreement with environmental groups, and is committing such flagrant violations of the required National Environmental Policy Act process that 8 of the state cooperating agencies have written to the Office objecting to its quality, completeness and accuracy, as well as calling the document "nonsensical and difficult to follow", and ultimately threatening to pull out of the process; and

Whereas, The coal mining industry is critical to the economic and social well being of the citizens of Illinois, accounting for over 3,500 direct workers and another 24,500 indirect jobs that have an impact of over \$1 billion on the State's economy: Therefore, be it

Resolved, by the House of Representatives of the Ninety-Seventh General Assembly of the State of Illinois, that we express serious concern about the scope, justification, and substance of the OSMRE's stream protection rule, as well as about the procedure and process that have been used to adopt that rule; and be it further

Resolved, That we call upon OSMRE to immediately suspend work on the environmental impact statement and the stream protection rule until such time as the Office:

(1) clearly and publicly articulates why the 2008 regulation has not been implemented and provides specific details regarding each of its provisions and why the Office believes that they are insufficient;

(2) provides scientific data and other objective information to justify each and every provision of the new proposal;

(3) explains why the Office is contradicting its own annual state inspection reports which indicate good environmental performance and refute the need for this new rule;

(4) justifies why a more limited approach would not achieve the objectives of the Office; and

(5) surveys all of the state regulatory authorities to determine whether they agree that such significant regulatory changes are necessary; and be it further

Resolved, That we also urge Congress to oppose this unwarranted effort by the present Presidential Administration by withholding any further funding for OSMRE for the stream protection rule and environmental impact statement until such time as the Office justifies the need for new rules; and be it further

Resolved, That suitable copies of this resolution be sent to President Barack Obama, the President pro tempore of the United States Senate, the Speaker of the United States House of Representatives, the Secretary of the Department of the Interior, and each member of the Illinois congressional delegation.

POM-24. A concurrent resolution adopted by the Legislature of the State of Utah urging Congress to honor longstanding commitments to multiple use public lands management; to the Committee on Energy and Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. 12

Whereas, the wise multiple use of the public lands in Utah and in the Western United States is necessary for economic stability, is critical to the state's future, and is an important part of Utah's culture and heritage;

Whereas, prudent application of sustainable multiple use principles allows the state's renewable and abundant natural resources to be of value to all Americans, while protecting the many unique and sensitive parts of the state;

Whereas, the federal government controls two of every three acres of the state of Utah, second only to Nevada among the Contiguous 48 states;

Whereas, the multiple use management of the lands held in common in Utah has contributed to the well being of the state and nation through energy development, mineral development, production of food and fiber, and recreational opportunities;

Whereas, the creation of new wealth is tied directly to the land and the judicious development of the state's natural resources;

Whereas, ownership and private property rights are the catalyst to increasing wealth

and improving society's standard of living, and is a belief central to capitalism and a successful free enterprise system;

Whereas, risk and investment capital seek market opportunities that exhibit political and policy stability, the hallmarks of Utah's business climate, but are adversely affected by the political posturing and disregard for state input related to management of 23,000,000 acres of land administered by the United States Department of Interior's Bureau of Land Management;

Whereas, Revised Statute 2477, effective for more than 100 years and purposely protected in the Federal Land Policy Management Act of 1976, provided for the development of Utah's natural resources;

Whereas, the Taylor Grazing Act of 1934 established the legal obligation and responsibility of the federal government to safeguard livestock grazing rights as part of the cultural and social fabric of the West, ultimately upheld as the "chiefly valuable for grazing doctrine";

Whereas, generations of economically viable livestock grazing operations in Utah have been forged to families combining private and public land resources that ultimately contribute to local economies and are the catalyst for preserving open space in many rapidly developing areas;

Whereas, management of the unreserved federal lands administered by the Interior Department are obligated under the Federal Land Policy Management Act (FLPMA) to incorporate into agency management plans "consistency" in partnership with state and local planning;

Whereas, a fundamental principle espoused by the nation's Founders called for equality among the states and is referred to as the "Equal Footing Doctrine," a principle that calls for each state to enter the Union equal in their sovereign power;

Whereas, the Interior Department's "Treasured Landscapes" internal planning document reveals an agency bias, and outside influences identified as much as 130,000,000 acres of Bureau of Land Management (BLM)-administered lands for special "Wild Lands" designation;

Whereas, the "Treasured Landscapes" internal document also recommends that the Secretary of the Interior circumvent congressional mandates related to wilderness designations, calling for wilderness protection through Presidential Proclamations;

Whereas, on December 23, 2010, the Secretary of the Interior announced Secretarial Order 3310, calling for a re-inventory of Bureau of Land Management lands with "wilderness characteristics" under a new Secretarial definition of "Wild Lands" and diverting funds from critical agency needs;

Whereas, the BLM has inventoried lands with wilderness characteristics, following the National Environmental Policy Act requirements, as part of the agency's Resource Management Planning process;

Whereas, Secretarial Order 3310 seeks to establish new wilderness study areas in Utah and throughout the West based on the new Wild lands definition and BLM inventory guidance providing the BLM broader authority to stop energy development, livestock grazing, mineral extraction, and recreational activities;

Whereas, jobs generated through multiple use activities on the public lands provide family sustaining, well paying jobs to hundreds of thousands of Utahns and are the economic backbone of Utah's rural communities;

Whereas, in recent testimony before Congress's House Natural Resources Committee, the Director of the BLM indicated that he lacked the statutory authority to implement the policies of Secretarial Order 3310; and

Whereas, the Secretary of the Interior's decision to withdraw from the 2003 Utah—Interior Settlement Agreement is an insult to Utahns, and Secretarial Order 3310 is a violation of the spirit and the letter of the Wilderness Act of 1964, ultimately undermining the goodwill and collaborative efforts currently underway in Utah to find mutually agreeable land use solutions: Now, therefore, be it

Resolved, That the Legislature of the state of Utah, the Governor concurring therein, urge the United States Secretary of the Interior to honor the 2003 Settlement Agreement and abandon the "Wild Lands" wilderness re-inventory; be it further

Resolved, That the Legislature and the Governor urge the United States Congress to honor the longstanding commitment to multiple use management of public lands in Utah and the Western United States; and be it further

Resolved, That a copy of this resolution be sent to the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, the United States Secretary of the Interior, the President of the United States, and to the members of Utah's congressional delegation.

POM-25. A joint resolution adopted by the Legislature of the State of Utah urging Congress to relinquish to the state of Utah all right, title, and jurisdiction in those lands that were committed to the purposes of this state by terms of its enabling act compact with them and that now reside within the state as public lands managed by the Bureau of Land Management that were reserved by Congress after the date of Utah statehood; to the Committee on Energy and Natural Resources.

HOUSE JOINT RESOLUTION NO. 39

Whereas, under the United States Constitution, the American states reorganized to form a more perfect union, yielding up certain portions of their sovereign powers to the elected officers of the government of their union, yet retaining the residuum of sovereignty for the purpose of independent internal self-governance;

Whereas, the aims of the Constitutional Convention provided that state governments would clearly retain all the rights of sovereignty and independence which they before had and which were not exclusively delegated to the United States Congress;

Whereas, among the rights of sovereignty held most jealously by the states was the right of sovereignty over the land within their respective borders;

Whereas, in due time, the American states came to own vast tracts of land as federal territories;

Whereas, by compact between the original states, territorial lands were divided into "suitable extents of territory" and upon attaining a certain population, were to be admitted into the union upon "an equal footing" as members possessing "the same rights of sovereignty, freedom and independence" as the original states;

Whereas, the federal trust respecting public lands was established eight years before the Constitution by the Continental Congress and by the states which accepted the terms of the trust;

Whereas, the federal trust respecting public lands was subsequently codified within the text of at least five clauses of the Constitution and is the foundation upon which the Constitution and the American union of states were erected for the benefit of every state without prejudice;

Whereas, the federal trust respecting public lands obligates the United States, through their agent, Congress, to extinguish both their governmental jurisdiction, and their title on the public lands that are held in trust by the United States for the states in which they are located;

Whereas, for, as long as the United States retains title in and jurisdiction over federal public lands in the state of Utah, the state is denied the same complete and independent sovereignty and jurisdiction that was expressly retained by the original states, and its citizens are denied the political right to establish or administer their own republican self-governance as is their right, under the Equal Footing Clause;

Whereas, Utah, by terms of its enabling act compact, disclaimed all right and title in the public lands within its borders;

Whereas, "right and title" are elements of proprietorship, and "right and title" are neither sovereignty nor jurisdiction;

Whereas, Utah is entitled, under the Equal Footing Doctrine, to the same rights of

sovereignty, freedom, and independence as the original states;

Whereas, Section 3 of Utah's Enabling Act, with respect to disposition of public land, reads: "And said Convention shall provide by ordinance irrevocable with the consent, of the United States and the people of said State ... that until the title (to the unappropriated public lands) have been extinguished by the United States, the same shall be and remain subject to the disposition of the United States";

Whereas, by these words the United States may only shelter public lands from the obligation of disposal by the consent of the state of Utah;

Whereas, with the passage of the Federal Land Policy and Management Act (FLPMA) of 1976, the United States shifted from a policy of disposal of public lands and extinguishment of the Federal title to one of retention of public lands and their management in perpetuity through the United States Bureau of Land Management (BLM);

Whereas, the BLM now claims jurisdiction of over 22,600,000 acres of public land in Utah, which is nearly twice as much land as the 11,512,000 acres of land in private ownership;

Whereas, the BLM was directed to manage the public lands for multiple use and sustained yield and to afford Utah and other Western States a share of the revenues from the production of the natural resources on public lands, including revenues from timbering, oil and gas production, and mining;

Whereas, the state and federal partnership of public lands management has been eroded by an oppressive and over-reaching federal management agenda that has adversely impacted the sovereignty and the economies of the state of Utah and local governments;

Whereas, Sections 6, 7, 8, and 12 of Utah's Enabling Act provided for land grants to fund critical public functions such as primary and secondary education, public buildings, and water development;

Whereas, federal courts, including the United States Supreme Court, have recognized this land grant as the establishment of a trust, even a "solemn contract" between the United States and the state of Utah, with the United States in the role as settlor of the trust and the state of Utah in the role of trustee;

Whereas, as settlor of the trust, the United States has an obligation to pursue actions and policies that support the trustee in its efforts to fulfill the purposes of the trust;

Whereas, federal land-management actions, even when applied exclusively to the federal lands, directly impact the ability of the state of Utah to manage its trust lands in accordance with the mandate of the Utah Enabling Act and to meet its obligation to the beneficiaries of the trust;

Whereas, the United States Department of the Interior has arbitrarily and illegally affected private contracts by cancelling duly awarded oil and gas leases at the time of public auction, the validity of which were subsequently upheld by a federal court of competent jurisdiction;

Whereas, in October of 2008, the BLM completed six of its fundamental documents for the allocation of resource use and conservation on BLM lands, called Resource Management Plans, after up to eight years of study, public participation, and the expenditure of millions of dollars;

Whereas, the BLM evaluated the allocation of all multiple-use activities in these plans, including the primary multiple-uses of grazing, timber, minerals, recreation, and conservation, and made definitive allocation decisions at the conclusion of the process;

Whereas, the BLM's failure to act affirmatively on these definitive allocation decisions has created uncertainty in the future of public land use in Utah and has caused capital to flee the state;

Whereas, during the process of finalizing the six Resource Management Plans, the BLM refused to consider state and local government acknowledgments of R.S. 2477 rights-of-way, or other evidence of the existence of R.S. 2477 rights-of-way, which led to the closure of many R.S. 2477 rights-of-way in the Grand Staircase-Escalante National Monument;

Whereas, the Congress of the United States recently passed the Omnibus Public Land Management Act of 2009, which included the designation of lands as wilderness and national conservation areas in Washington County, Utah, and released all other lands to the general multiple-use mandate of the BLM;

Whereas, the United States Department of the Interior has arbitrarily created a new category of lands, denominated "Wild Lands," and has superimposed these mandatory protective management provisions upon BLM operations and planning decisions in violation of the provisions of the Federal Land Policy and Management Act, the provisions of the Administrative Procedures Act, and Presidential Executive Order 13563 concerning openness in policymaking;

Whereas, the new Wild Lands provisions threaten to reopen the issue of wilderness in Washington County, in violation of the resolution of the issue through Congressional action;

Whereas, the creation of a new Wild Lands category, and the immediate effect of its mandatory restrictive provisions, has arbitrarily undermined the effectiveness of the six recently completed Resource Management Plans of the BLM in eastern and southern Utah, is contrary to the multiple-use mandate outlined by FLPMA and other federal law, and threatens to derail

efforts underway locally to seek certainty in land use allocation decisions through Congressional actions, such as that recently completed in Washington County;

Whereas, other proposals to make use of the important natural resources of the state, such as phosphate and beneficial range improvement proposals, are how under threat from these ill-conceived Wild. Lands provisions;

Whereas, the United States Department of the Interior has failed to enunciate a valid source of statutory or constitutional authority for the imposition of the restrictive Wild Lands provisions;

Whereas, the cumulative effect of the Wild Lands provisions, the illegal decision to withdraw validly granted and gas leases, the duplicative Master Leasing Plan process, and the United States Department of Interior's disdain for the use of public review processes, has led to the demise of a robust and viable oil and gas leasing program in Utah, which negates an important revenue source to the state, and eventually jobs for the citizens of Utah;

Whereas, the BLM has demonstrated a chronic inability to handle the proliferation of wild horses and burros on the public lands, to the detriment of the rangeland resource;

Whereas, the United States Department of Agriculture has repeatedly tried to impose severe restrictive management provisions on lands defined as inventoried roadless areas, in violation of Congressional authorities, as reviewed by a federal court of competent jurisdiction.

Whereas, the United States Army Corps of Engineers is proposing to extend its jurisdiction to regulate the waters of the United States to areas traditionally dry, except during severe weather events, in violation of the common definition of jurisdictional waters;

Whereas, in 1996, the President of the United States abused the intent of the Antiquities Act by the creation of the Grand Staircase Escalante National Monument without any consultation with state and local authorities or citizens;

Whereas, the BLM's Resource Management Plan for the Kanab Field Office eliminated the filming of movies and filming for commercial purposes within the Grand Staircase-Escalante National Monument, thereby eliminating a source of economic opportunity for Kane County through the loss of use of its iconic "Little Hollywood" film site and other locations;

Whereas, bureaucrats within the United States Department of the Interior are assembling information to prepare for further designations without consultation;

Whereas, the United States Fish and Wildlife Service is making decisions concerning various species on BLM lands under the provisions of the Endangered

Species Act without serious consideration of state wildlife management activities and protections designed to prevent the need for a listing, or recognizing the ability to delist a species, thereby affecting the economic vitality of the state and local regions;

Whereas, the BLM has not authorized all necessary rangeland improvement projects involving the removal of pinyon-juniper and other climax vegetation, thereby reducing the biological diversity of the range, reducing riparian viability and water quality, and reducing the availability of forage for both livestock and wildlife;

Whereas, differences of opinion about the appropriate use of the public lands has created a massive logjam in the advancement of any proposal for use of the public lands, whether for energy production, recreation, conservation, timber production, or similar uses;

Whereas, the states have been instrumental in convening groups of stakeholders to consider protection for and responsible use of federal lands;

Whereas, efforts in Washington County, Utah, the Owyhee region of Idaho, and the Front Range region in Montana have involved many various stakeholders, including ranchers, energy officials, environmental groups, and state and local government officials in an effort to achieve agreement on proposals for wilderness and other congressionally established conservation units, lands available for local privatization of lands, and areas available for traditional multiple-use;

Whereas, these efforts led to congressional approval of a jointly prepared proposal in Washington County, Utah, and to other proposals currently pending before Congress;

Whereas, the state is willing to sponsor, evaluate, and advance these locally driven efforts in a more efficient manner than the federal government, to the benefit of all users, including recreation, conservation, and the responsible development of energy, grazing, timber, and other economic industries;

Whereas, citizens of the state of Utah have a love of the land and have demonstrated responsible stewardship of lands within state jurisdiction;

Whereas, the state of Utah has a proven regulatory structure to manage public lands for multiple use and sustained yield;

Whereas, federal land management policies are eroding the fundamental pillars of sovereignty, freedom, and independence upon which all states and the state of Utah founded under the Equal Footing clause;

Whereas, by means provided under the Constitution, damaged states may assert their rightful claim to the public lands within their borders and restore the constitutional design for the benefit of present and future generations; and

Whereas, Utah fully reserves and asserts all sovereign and constitutional claims to its public lands: Now, therefore, be it

Resolved, That the Legislature of the state of Utah calls on the United States, through their agent, Congress, to relinquish to the state of Utah all right, title, and jurisdiction in those lands that were committed to the purposes of this state by terms of its enabling act compact with them and that now reside within the state as public lands managed by the Bureau of Land Management that were reserved by Congress after the date of Utah statehood; and be it further

Resolved, That a copy of this resolution be sent to the Secretary of the United States Department of Interior, to the United States Director of the Federal Bureau of Land Management, to the Majority Leader of the United States Senate, to the Speaker of the United States House of Representatives, and to the members of Utah's Congressional delegation.

POM-26. A joint resolution adopted by the Legislature of the State of Utah urging Congress to adopt legislation relative to public lands; to the Committee on Energy and Natural Resources.

HOUSE JOINT RESOLUTION NO. 21

Whereas, for purposes of this resolution:

(1) "Federally owned land" means all land held in the name of the United States or any agency of the United States, including land held in trust, United States military reservations, Indian reservations, and any other land used for federal purposes.

(2) (a) "Unappropriated public lands" means all land under the management and control of the Bureau of Land Management or United States Forest Service.

(b) "Unappropriated public lands" do not include lands which are:

- (i) held in trust;
- (ii) located within a United States military reservation;
- (iii) a unit of the National Park System;
- (iv) a Wildlife Refuge;
- (v) a Wilderness Area designated by Congress; or
- (vi) a National Historic Site.

(3) "Western States" means Alaska, Arizona, California, Colorado, Hawaii, Idaho, Montana, New Mexico, Nevada, Oregon, Utah, Washington, and Wyoming.

Whereas, Western States, as a group, are falling behind in education funding as measured from 1979 to 2007 by growth of real per pupil expenditures of 56% compared to 92% in the remaining states;

Whereas, 11 of the 17 states with the lowest real growth in per pupil expenditures are Western States;

Whereas, one effect of less funding for public education in the West is higher pupil-per-teacher ratios;

Whereas, nine of the 12 states with the largest pupil-per-teacher ratios are Western States;

Whereas, on average, the 13 Western States have 3.7 more students per classroom than the remaining 37 states;

Whereas, between 2012 and 2018, the rate of enrollment growth in Western States is projected to increase 9%, while the rate of enrollment growth in other states is projected to increase by only 3.3%;

Whereas, state and local taxes of Western States, as a percentage of personal income, are as high as or higher than other states;

Whereas, despite the fact that Western States tax at a comparable rate and allocate nearly as much of their budgets to public education as other states, Western States have lower real growth in per pupil expenditures and have higher pupil-per-teacher ratios;

Whereas, the federal government is the source of and has the potential to solve the problem because of the enormous amount of federally owned land in Western States;

Whereas, all states east of an imaginary vertical line from Montana to New Mexico have, on average, 4.1% of their land federally owned, while the Western States on average have 51.9% of their land federally owned;

Whereas, many of the Acts enabling the people of American West territories to form their constitutions and state governments and providing for the admission of those states into the Union on equal footing with the original states, included a common provision of which the following example is typical: "That five per centum of the proceeds of the sales of public land lying within said state, which shall be sold by the United States subsequent to the admission of said State into the Union, after deducting all the expenses incident to the same, shall be paid to the said state, to be used as a permanent fund, the interest of which only shall be expended for the support of the common schools within said state.";

Whereas, the plan language of these enabling acts proclaims that the public land shall be sold by the United States subsequent to the admission of the states into the Union;

Whereas, the United States honored this language by selling public land within the Western States until the passage of the Federal Land Policy and Management Act of 1976, wherein Congress declared that the policy of the United States was to retain public land in federal ownership and management;

Whereas, the United States has broken its solemn compact with the Western States and breached its fiduciary duty to the school children who are designated beneficiaries of the sale of public land under the terms of the respective enabling Acts of many Western States;

Whereas, the current shortfall in funding public education in the Western States

requires immediate Congressional action to remedy this discriminatory federal land policy and prevent the further disadvantaging of the school children of the Western States; and

Whereas, the most efficient and cost effective remedy now available to the United States is to grant to the Western States 5% of the remaining federally owned land located within each state and authorize each state to select land from the unappropriated public land of the United States within the boundaries of each state to satisfy the grant: Now, therefore, be it

Resolved, that the Legislature of the state of Utah urges Congress to adopt legislation that would include the following provisions:

(1) instead of receiving, for the support of the common schools, 5% of the proceeds of the sales of federally owned land lying within the Western States which have not been sold by the United States, grants of land will be made to each Western State in the amount of land equal to 5% of the number of acres of federally owned land within the state;

(2) each Western State shall select from the unappropriated public lands within the borders of the, state in a manner determined by the legislature of the state, land equal in acreage to 5% of the federally owned land in the state;

(3) selection and transfer of land to Western States, shall not be considered a major federal action for the purposes of section 102(2)(C) of the National Environmental Policy Act of 1969;

(4)(a) all mineral, oil, and gas rights to the land selected by the Western States shall become the property of that Western State unless the federal lessee of the selected land is making royalty payments to the United States from production of minerals, oil, or gas, in which case that leasehold interest shall remain in the Ownership of the United States until the leasehold interest terminates; and

(b) after the leasehold interest described in Subsection (4)(a) terminates, the mineral oil, and gas rights shall become the property of the respective Western State;

(5) all land selected by each of the Western States shall be held in trust by a state educational agency empowered to sell or lease the land, the proceeds of which shall be used as a permanent fund, the interest of which shall be expended only for the support of public education; and

(6) Utah fully and unconditionally reserves all sovereign and constitutional claims to its public lands; and be it further

Resolved, that a copy of this resolution be sent to the Majority leader of the United States Senate, the Speaker of the United States House of Representatives, the President of the United States, and Utah's Congressional Delegation.

POM-27. A joint resolution adopted by the Legislature of the State of Utah urging

Congress to impose a moratorium on the promulgation of any new greenhouse gas (GHG) emissions regulation by the Environmental Protection Agency for a period of at least two years, except for the need to directly address an imminent health or environmental emergency; to the Committee on Environment and Public Works.

HOUSE JOINT RESOLUTION NO. 19

Whereas, concern is growing that with the failure of cap-and-trade legislation in Congress the United States Environmental Protection Agency (EPA) is attempting to reduce greenhouse gas (GHG) emissions through the adoption and implementation of regulations without Congressional approval;

Whereas, the EPA is proposing numerous new rules to regulate GHG emissions as pollutants through the Clean Air Act;

Whereas, the EPA has not performed any comprehensive study of the environmental benefits; its GHG regulation in terms of impacts on global climate;

Whereas, the EPA's regulatory activity of GHG has numerous and overlapping requirements that are likely to have major effects on the nation's economy, jobs, and U.S. competitiveness in worldwide markets;

Whereas, neither the EPA nor the current administration has undertaken any comprehensive study on the cumulative effect that regulating GHGs will have on the nation's economy, jobs, and U.S. competitiveness;

Whereas, state agencies are routinely required to identify the costs of their regulations and to justify those costs in light of the benefits;

Whereas, since the EPA has identified "taking action on climate change and improving air quality" its first strategic goal for the time frame of 2011-15, it should be required to identify the specific actions it intends to take to achieve these goals and to assess the cumulative effect of these actions on public health, climate change, and on the U.S. economy;

Whereas, the primary goal of government at the present time must be to promote economic, recovery and to foster a stable and predictable business environment that will lead to the creation of new jobs; and

Whereas, the public's health and welfare will suffer without significant new job creation and economic improvement since environmental improvement is most successful in a society that generates wealth: Now, therefore, be it

Resolved, That the Legislature of the state of Utah calls on Congress to adopt legislation prohibiting the United States Environmental Protection Agency (EPA) from regulating greenhouse gas (GHG) emissions without Congressional approval, including, if

necessary, not funding EPA greenhouse gas regulatory activities; be it further

Resolved, That the Legislature calls on Congress to impose a moratorium on, the promulgation of any new GHG regulation by the EPA for a period of at least-two years, except for the need to directly address an imminent health or environmental emergency; be it further

Resolved, That the Legislature calls on Congress to require the Administration to carry out a study identifying all regulatory activity that the EPA intends to undertake in furtherance of its goal of “taking action on climate change and improving air quality” and, provide an objective cost-benefit analysis and cumulative effect that EPA’s current and planned regulation will have on global climate, public health, the U.S. economy, jobs, and economic competitiveness in worldwide markets; be it further

Resolved, That the Legislature expresses its support for continuing improvements to the quality of the nation’s air and declares that such improvements can be made without damaging the economy as long as there is a full understanding of the costs and benefits of the regulations at issue; and be it further

Resolved, That a copy of this resolution be sent to the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, the President of the United States, the governor of each state outside of Utah, the Senate President or President pro tem and the Speaker of the House of each state legislature outside of Utah, and to the members of Utah’s Congressional Delegation.

POM-28. A concurrent resolution adopted by the Legislature of the State of Utah urging Congress to take action to maintain the integrity of the Endangered Species Act by exempting wolves from the Act in every state and allowing each state to protect its rural economies, game herds, livestock, and pets; to the Committee on Environment and Public Works.

SENATE CONCURRENT RESOLUTION NO. 15

Whereas, with a population of 60,000 in North America, wolves are no longer an endangered species;

Whereas, the agreed-upon recovery goals of 30 packs and 300 wolves in the northern Rocky Mountains has been exceeded since 2002;

Whereas, wolf populations currently exceed by more than 600% recovery goals agreed upon by all parties, yet extremist groups and courts block management as all parties had previously agreed upon;

Whereas, excessive wolf populations are causing tremendous negative impacts to game populations, livestock, and pets at the cost of tens of millions of dollars each year to

state economies, and the problem is growing exponentially;

Whereas, excessive wolf populations are costing rural economies many jobs;

Whereas, wolves are beginning to threaten and challenge people;

Whereas, the experiences of Montana, Wyoming, Idaho, and Minnesota prove that the administrative and legal process is broken and does not serve the people, private property, wildlife, or rural economies;

Whereas, the United States Fish and Wildlife Service has repeatedly failed to listen to Utah’s entire elected body of Governors, Senators, and bipartisan Congressman to include the entire state of Utah in the Northern Rockies population;

Whereas, the United States Fish and Wildlife Service only included a small portion of northern Utah in the potential delisting zone, leaving nearly the entire state of Utah as an endangered species classification with no hope or promise of a solution to the wolf problem for decades into the future;

Whereas, the United States Fish and Wildlife Service proposes to spend \$25,000,000 to monitor and watch wolf populations grow while they eliminate jobs and destroy game populations, livestock, and pets;

Whereas, the court system has failed to allow the United States Fish and Wildlife Service to delist wolves in spite of scientific data, costing over \$40,000,000 to gather, justifying delisting, with national experts inside and outside the government providing sworn testimony that wolves should be removed from the endangered species list;

Whereas, 32 state wildlife agencies have requested wolves to be removed from the Endangered Species Act through congressional action;

Whereas, state game and fish agencies are much better prepared and capable of managing wolves than the federal government;

Whereas, western states face many habitat conservation challenges, and the focus of investment of limited wildlife funds should be to protect habitats and abundant herds that provide hundreds of millions of dollars each year to rural economies and food for tens of thousands of families; and

Whereas, the state of Utah, in consultation with the United States Fish and Wildlife Service, and based on extensive professional wildlife management input and a two-year public process, has adopted a wolf management plan: now, therefore, be it

Resolved, that the Legislature of the state of Utah, the Governor concurring therein, urge the United States Congress to take action to maintain the integrity of the Endangered Species Act by exempting wolves from the Act in every state and allowing each state to

protect its rural economies, game herds, livestock, and pets; and be it further

Resolved, that a copy of this resolution be sent to the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, the Director of the United States Fish and Wildlife Service, the executive director of the Utah Department of Natural Resources, the United States Secretary of the Interior, members of Utah’s congressional delegation, and governors and presidents of the Senate in all 50 states.

POM-29. A concurrent resolution adopted by the Legislature of the State of Utah urging Congress to defend the democratic right of the Iranian people; to the Committee on Foreign Relations.

SENATE CONCURRENT RESOLUTION NO. 16

Whereas, the American people recognize and support the Iranian people in their century-long struggle for democracy, freedom, justice, and human rights;

Whereas, the government of the Islamic Republic’s crackdowns on democracy, support for terrorism, and pursuit of nuclear weapons pose a grave threat to the Iranian people as well as the security of the United States, Israel, and their allies in the Persian Gulf;

Whereas, since its establishment in 1979, the government of the Islamic Republic of Iran has engaged in numerous criminal and terrorist acts, including the arbitrary and unlawful judicial murder of thousands of Iranian political and religious dissidents as well as minors and juveniles;

Whereas, the Islamic Republic has also established a system of religious apartheid in which Iranian women are treated as second class citizens, and Iran’s minorities are persecuted for exercising their freedom of religion;

Whereas, in 2009, the government of the Islamic Republic of Iran staged a presidential election that was marred by fraud and violence in which President Mahmoud Ahmadinejad dismissed millions of Iranian voters demanding free and fair elections as “dust and dirt”;

Whereas, Iran’s Supreme Leader, Ali Khamenei, sanctified the rigged election by equating the fundamentals of religion with fraud, force, terrorism, and tyranny;

Whereas, since the fraudulent elections, grieving mothers and families searching for missing relatives and demanding the release of political prisoners have been denied justice;

Whereas, there has been a dramatic surge in death sentences carried out by the government of the Islamic Republic of Iran despite United Nations’ calls for a moratorium on executions;

Whereas, there has been a systematic crackdown on students, scholars, workers, teachers, clerics, and journalists for exercising their freedoms of speech and assembly;

Whereas, the American and Iranian people have been and remain steadfast friends and allies;

Whereas, over the past century, the American people's support for Iran's political and economic independence enabled the Iranian government to end the Soviet occupation of Northern Iran and led to the peaceful withdrawal of the Red Army from Iran in the aftermath of the Second World War;

Whereas, the United States played a pivotal role in Iran's economic development from 1946 to 1979, and American aid and assistance helped the Iranian people's efforts to eradicate poverty, famine, disease, and illiteracy;

Whereas, Iranian-Americans have emerged as a vital and vibrant force in American political, economic, and civic life;

Whereas, successive American presidents and statesmen have stood by the Iranian people in their struggle for justice, democracy, peace, and prosperity;

Whereas, the Iranian people's call for democracy and freedom has helped to light the torch of hope, liberty, dignity, and justice not only in Iran but throughout the Middle East and the Islamic world; and

Whereas, the liberation of humankind from under the yoke of fascism, communism, and other false ideologies that elevate the state above the individual depends on the moral conviction of free people everywhere to reject oppression, slavery, tyranny, and terrorism: Now therefore, be it

Resolved, That the Legislature of the state of Utah, the Governor concurring therein, declare that the people of Utah stand with the people of Iran in their struggle for freedom, justice, peace, and prosperity for Iran, and reaffirm the bonds of friendship between the people of Utah and the people of Iran; be it further

Resolved, That the Legislature and the Governor call on the government of the United States, as well as the international community and the Islamic world, to support the Iranian people by defending the democratic right of the Iranian people to choose their own government through free and fair elections, demanding that Iran's supreme leader recognize and respect the sovereignty of the Iranian people and that he cease abusing his religious and political standing by rigging elections and equating fraud and force with the fundamentals of religion and democracy, to protect Iran's civil society by demanding that the Iranian judiciary end the arbitrary arrest, detention, torture, and execution of Iranian citizens for defending the right to elect their own

government, determine their own destiny, and exercise their freedom of religion, to prevent Iran's leaders from using proceeds from the sale of oil to arm and finance private militias, terrorist groups, and other extremists responsible for committing acts of terrorism against the Iranian people as well as the United States and its allies in the Middle East, to deny Iran's leaders the capacity to hold the Iranian people and the rest of the world hostage by developing nuclear weapons and engaging in nuclear blackmail, and to help facilitate the Iranian people's struggle to transform Iran into a bastion of democracy, prosperity, and peace in the region; and be it further

Resolved, That a copy of this resolution be sent to the President of the United States, the United States Secretary of State, the Secretary General of the United Nations, the chairman of the United States Senate Committee on Foreign Relations, the chairman of the United States House of Representatives Committee on Foreign Affairs, and to the members of Utah's congressional delegation.

POM-30. A joint resolution adopted by the Legislature of the State of Utah urging Congress to take swift and decisive action to resolve the many pressing immigration issues facing the nation and the states; to the Committee on the Judiciary.

SENATE JOINT RESOLUTION NO. 12

Whereas, the national debate over immigration is creating great controversy throughout the United States;

Whereas, measures addressing immigration are also being extensively debated in state legislatures across the nation;

Whereas, since 1875, when the United States Supreme Court stated that "the passage of laws which concern the admission of citizens and subjects of foreign nations to our shores belongs to Congress, and not to the States" (Chy Lung v. Freeman, 92 U.S. 275), states have been severely restricted in their authority to pass legislation governing those individuals not lawfully present within their borders;

Whereas, the expectation of Utah's voters is that, on a subject like immigration, the state Legislature has front line responsibility, and Utah should have an impact on immigration policy within its own borders;

Whereas, in recent years, opportunities for the United States Congress to resolve many pressing immigration issues have failed and left states bearing the brunt of these problems as they impact the health, safety, and welfare of their citizens with little or no authority to act;

Whereas, Utah's congressional delegation should sponsor legislation to resolve the immigration policy stalemate; and

Whereas, if the United States Congress will not act decisively to address the nation's immigration policy challenges, it should grant the states the authority to resolve their unique immigration issues within their borders: Now, therefore, be it

Resolved, That the Legislature of the state of Utah recognizes that the United States Congress presently has assumed authority to make immigration policy in the United States; be it further

Resolved, That the Legislature of the state of Utah urges Utah's congressional delegation to sponsor and support legislation to resolve the immigration policy issues facing the nation; be it further

Resolved, That the Legislature strongly urges the United States Congress to take swift and decisive action to resolve the many pressing immigration issues facing the nation and the states; be it further

Resolved, That the Legislature of the state of Utah urges that if the United States Congress does not have the collective will to resolve the immigration issues facing the nation and the states, that Congress should act to grant authority to the states to resolve the immigration policy challenges within their own borders; be it further

Resolved, That the Legislature of the state of Utah calls upon its congressional delegation to advance legislation giving the state of Utah the authority to manage immigration policy and actions within its borders; and be it further

Resolved, That a copy of this resolution be sent to the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, to the members of Utah's congressional delegation, and all states.

POM-31. A concurrent resolution adopted by the Legislature of the State of Utah urging Congress to pass an amendment to the United States Constitution by October 1, 2011, requiring a balanced budget and send it to the states for ratification; to the Committee on the Judiciary.

HOUSE CONCURRENT RESOLUTION NO. 3

Whereas, for many years a persistent political issue facing Congress has been whether to require that the budget of the United States to be in balance;

Whereas, although a balanced federal budget has long been held as a political ideal, the accumulation of alarming deficits in recent years has heightened concern that immediate action to require a balance between revenues and expenditures at the national level is necessary if not critical to the financial well being of the United States;

Whereas, while financial and social ills are aggravated by ever increasing personal and family debt, spiraling national debt

aggravates ills that may not be immediately felt but are equally harmful to society;

Whereas, the national debt, which is approximately 14 trillion dollars, has increased by over 3 trillion dollars in the last two years alone;

Whereas, out of control deficits and the massive federal debt suggest that tough decisions lie ahead if the United States is to have control of its financial destiny;

Whereas, the leaders of this nation must be held accountable for the financial decisions they make and not be allowed to spend the nation into financial oblivion; and

Whereas, ratifying a proposed constitutional amendment requiring a balanced budget would clearly communicate to the federal government that the states, on behalf of their citizens, insist that their tax money be spent in a manner that demonstrates fiscal responsibility: Now, therefore, be it

Resolved, That the Legislature of the state of Utah, the Governor concurring therein, strongly urge the United States Congress to pass an amendment to the United States Constitution by October 1, 2011, requiring a balanced budget and send it to the states for ratification; be it further

Resolved, That the Legislature and the Governor urge that the United States Congress approve debt only in the event of a constitutional declaration of war; and be it further

Resolved, That a copy of this resolution be sent to the Majority Leader of the United States Senate, the Speaker of the United States House of Representatives, and to the members of Utah's congressional delegation.

POM-32. A concurrent resolution adopted by the Legislature of the State of Utah urging modification of the current design of the state flag to accurately reflect the description of the flag as approved by the Utah Legislature in 1913; to the Committee on the Judiciary.

HOUSE CONCURRENT RESOLUTION NO. 2

Whereas, the first Utah state flag was created in 1903 at the request of Governor Heber M. Wells;

Whereas, the Governor's request came by way of an invitation from the President of the St. Louis World's Fair to have a delegation from Utah travel to St. Louis and dedicate the site of the Utah Exhibit and have the state flag flown in a parade of the 45 states at the World's Fair;

Whereas, the Utah State Society of the Daughters of the Revolution responded to the Governor's request to sponsor the manufacture of the flag;

Whereas, the flag was presented to the Governor by the Society on March 31, 1903;

Whereas, alterations were made to the flag so that its appearance more closely reflected

the official state seal from which the design was taken;

Whereas, the Society enlisted Utah artist H.L.A. Culmer to help seamstress and flag maker Agnes Teudt Fernelius in finalizing the design of the flag;

Whereas, on May 1, 1903, the Utah delegation to the St. Louis World's Fair marched proudly alongside the state's new flag in the Parade of States;

Whereas, the flag was formally referred to as the Governor's flag or the Governor's regimental flag until 1911, when the Legislature formally adopted its design as the official state flag;

Whereas, a second flag was finished in early 1913 and presented by the state to the battleship U.S.S. Utah on June 25, 1913.

Whereas, that same year, Representative Annie Wells Cannon successfully introduced House Joint Resolution 1, which established the current flag design reflected in statute;

Whereas, Utah Code Section 63G-1-501 describes the flag as, "a flag of blue field, fringed, with gold borders, with the following device worked in natural colors on the center of the blue field:

The Center is a shield; above the shield and thereon an American eagle: with outstretched wings, the top of the shield pierced with six arrow's arranged crosswise; upon the shield under the arrows the word "Industry" and below the word "Industry" on the center of the shield, a beehive; on each side of the beehive, growing sego lilies; below the beehive, and near the bottom of the shield, the word "Utah," and below the word "Utah" and on the bottom of the shield, the figures "1847", with the appearance of being back of the shield there shall be two American flags on flagstuffs placed crosswise with the flag so draped that they will project beyond each side of the shield, the heads of the flagstuffs appearing in front of the eagle's wings and the bottom of each staff appearing over the face of the draped flag below the shield; below the shield and flags and upon the blue field, the figures "1896"; around the entire design, a narrow circle in gold";

Whereas, a third state flag was prepared in 1922 which mistakenly has the year 1847 beneath the shield instead of on the shield, and the error has been perpetuated to this day; and

Whereas, in the interest of accurately preserving a symbol of the state's rich history, and to follow the wording of Utah Code Section 63G-1-501, all new flags should be made to reflect the statutory flag description and all Utah flags currently in use or in stock should be utilized until unserviceable: now, therefore, be it

Resolved, That the Legislature of the state of Utah, the Governor concurring therein, recognize that Utah Code Section 63G-1-501 accurately reflects the 1913 description of the official state flag of Utah; be it further

Resolved, That the Legislature and the Governor urge manufacturers of the state flag to modify the current design of the official flag of the state of Utah to accurately reflect the description of the flag as approved by the Utah Legislature in 1913; be it further

Resolved, That the Legislature and the Governor urge that all Utah flags be prepared in honor of past generations and for the benefit of present and future generations; and be it further

Resolved, That a copy of this resolution be sent to Colonial Flag, Annin & Company, C.F. Flag, J.C. Schultz Enterprises, Inc./FlagSource, Valley Forge Flag, Flag Zone, Quinn Flags, and to the Dixie Flag Manufacturing Company and North American Vexillological Association.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CORNYN (for himself and Mr. BURR):

S. 1051. A bill to impose sanctions on individuals who are complicit in human rights abuses committed against nationals of Vietnam or their family members, and for other purposes; to the Committee on Foreign Relations.

By Mr. SCHUMER (for himself and Mr. VITTER):

S. 1052. A bill to amend the Public Health Service Act to create a National Childhood Brain Tumor Prevention Network to provide grants and coordinate research with respect to the causes of and risk factors associated with childhood brain tumors, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. STABENOW (for herself, Mr. COCHRAN, Mr. AKAKA, Mr. BENNET, Mr. BLUNT, Mr. BROWN of Ohio, Mr. CHAMBLISS, Mr. CONRAD, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. JOHNSON of South Dakota, Ms. KLOBUCHAR, Ms. LANDRIEU, Mr. UDALL of Colorado, and Mr. LEAHY):

S. 1053. A bill to amend the National Agricultural Research, Extension and Teaching Policy Act of 1977 to establish a grant program to promote efforts to develop, implement, and sustain veterinary services, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. LEAHY (for himself, Mr. BLUMENTHAL, and Mr. WHITEHOUSE):

S. 1054. A bill to address remedies in bankruptcy for negligent, reckless, or fraudulent assertion of claim; to the Committee on the Judiciary.

By Mrs. GILLIBRAND:

S. 1055. A bill to amend the Internal Revenue Code of 1986 to encourage teachers to pursue teaching science, technology, engineering, and mathematics subjects at elementary and secondary schools; to the Committee on Finance.

By Mr. HARKIN (for himself, Mr. CARPER, Mr. LAUTENBERG, Mr. BEGICH, Mr. LEAHY, Mr. LEVIN, Mr. WHITEHOUSE, Mr. SANDERS, Mr. FRANKEN, Mr. MERKLEY, Ms. KLOBUCHAR, and Mr. CARDIN):

S. 1056. A bill to ensure that all users of the transportation system, including pedestrians, bicyclists, transit users, children, older individuals, and individuals with disabilities, are able to travel safely and conveniently on and across federally funded streets and highways; to the Committee on Environment and Public Works.

By Mr. COBURN:

S. 1057. A bill to repeal the Volumetric Ethanol Excise Tax Credit; read the first time.

By Mr. PRYOR (for himself and Mr. MORAN):

S. 1058. A bill to amend the Public Health Service Act to ensure transparency and proper operation of pharmacy benefit managers; to the Committee on Health, Education, Labor, and Pensions.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. CARDIN (for himself, Ms. SNOWE, Mr. REID, Mrs. SHAHEEN, Mr. WHITEHOUSE, and Mr. MENENDEZ):

S. Res. 196. A resolution calling upon the Government of Turkey to facilitate the reopening of the Ecumenical Patriarchate's Theological School of Halki without condition or further delay; to the Committee on Foreign Relations.

By Ms. LANDRIEU (for herself, Ms. SNOWE, Mr. NELSON of Nebraska, Mr. KERRY, Ms. AYOTTE, Mrs. SHAHEEN, Mr. ENZI, Mr. CARDIN, and Mr. RISCH):

S. Res. 197. A resolution honoring the entrepreneurial spirit of small business concerns in the United States during National Small Business Week, which begins on May 15, 2011; considered and agreed to.

By Mr. BEGICH (for himself and Ms. MURKOWSKI):

S. Res. 198. A resolution congratulating the Alaska Aces hockey team on winning the 2011 Kelly Cup and becoming the East Coast Hockey League champions for the second time in team history; considered and agreed to.

By Mr. MCCAIN:

S. Con. Res. 22. A concurrent resolution expressing the sense of Congress that John Arthur "Jack" Johnson should receive a posthumous pardon for the racially motivated conviction in 1913 that diminished the athletic, cultural, and heroic significance of Jack Johnson and unduly tarnished his reputation; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 146

At the request of Mr. BEGICH, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

At the request of Mr. BAUCUS, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 146, *supra*.

S. 202

At the request of Mr. PAUL, the names of the Senator from Utah [Mr. HATCH] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 202, a bill to require a full audit of the Board of Governors of the Federal Reserve System and the Federal reserve banks by the Comptroller General of the United States before the end of 2012, and for other purposes.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 370

At the request of Mr. CASEY, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 370, a bill to require contractors to notify small business concerns that have been included in offers relating to contracts let by Federal agencies, and for other purposes.

S. 534

At the request of Mr. KERRY, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 738

At the request of Ms. STABENOW, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 738, a bill to

amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 758

At the request of Mr. FRANKEN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 758, a bill to establish a Science, Technology, Engineering, and Math (STEM) Master Teacher Corps program.

S. 809

At the request of Mr. DURBIN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 809, a bill to provide high-quality public charter school options for students by enabling such public charter schools to expand and replicate.

S. 815

At the request of Ms. SNOWE, the names of the Senator from Kansas [Mr. ROBERTS], the Senator from Michigan [Ms. STABENOW] and the Senator from Missouri [Mrs. MCCASKILL] were added as cosponsors of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 838

At the request of Mr. TESTER, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 847

At the request of Mr. LAUTENBERG, the names of the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 847, a bill to amend the Toxic Substances Control Act to ensure that risks from chemicals are adequately understood and managed, and for other purposes.

S. 855

At the request of Ms. STABENOW, the names of the Senator from Missouri [Mrs. MCCASKILL] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of S. 855, a bill to make available such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

S. 866

At the request of Mr. TESTER, the name of the Senator from New Mexico [Mr.

BINGAMAN] was added as a cosponsor of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 949

At the request of Mrs. SHAHEEN, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 949, a bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes.

S. 955

At the request of Mr. KERRY, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 955, a bill to provide grants for the renovation, modernization or construction of law enforcement facilities.

S. 960

At the request of Mr. KERRY, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 960, a bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home.

S. 964

At the request of Mr. ALEXANDER, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 964, a bill to amend the National Labor Relations Act to clarify the applicability of such Act with respect to States that have right to work laws in effect.

S. 982

At the request of Ms. AYOTTE, the names of the Senator from Indiana [Mr. COATS] and the Senator from North Carolina [Mr. BURR] were added as cosponsors of S. 982, a bill to reaffirm the authority of the Department of Defense to maintain United States Naval Station, Guantanamo Bay, Cuba, as a location for the detention of unprivileged enemy belligerents held by the Department of Defense, and for other purposes.

S. 983

At the request of Mr. NELSON of Florida, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 983, a bill to amend the Internal Revenue Code of 1986 to disallow a deduction for amounts paid or incurred by a responsible party relating to a discharge of oil.

S. 1006

At the request of Mr. RUBIO, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 1006, a bill to allow seniors to file their Federal income tax on a new Form 1040SR.

S. 1009

At the request of Mr. RUBIO, the names of the Senator from Indiana [Mr. COATS], the Senator from Wyoming [Mr. ENZI], the Senator from Oklahoma [Mr. INHOFE] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 1009, a bill to rescind certain Federal funds identified by States as unwanted and use the funds to reduce the Federal debt.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from New York [Mr. SCHUMER], the Senator from Texas [Mr. CORNYN], the Senator from Louisiana [Mr. VITTER], the Senator from Idaho [Mr. CRAPO] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Arkansas [Mr. BOOZMAN], the Senator from Kansas [Mr. MORAN], the Senator from Minnesota [Mr. FRANKEN], the Senator from Illinois [Mr. KIRK], the Senator from Maine [Ms. SNOWE], the Senator from Texas [Mr. CORNYN], the Senator from Kansas [Mr. ROBERTS], the Senator from Oklahoma [Mr. INHOFE] and the Senator from Ohio [Mr. BROWN] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BINGAMAN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 24, 2011, at 9 a.m., to hold a hearing entitled, "Al Qaeda, the Taliban and Other Extremist Groups in Afghanistan and Pakistan."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 24, 2011, at 2:30 p.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 24, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

PERMANENT SUBCOMMITTEE ON INVESTIGATIONS

The Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 24, 2011, at 2:30 p.m., to conduct a hearing entitled, "Stimulus Contractors Who Cheat on Their Taxes: What Happened?"

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on May 24, 2011, at 2:30 p.m.

SUBCOMMITTEE ON AIRLAND

The Subcommittee on Airland of the Committee on Armed Services be authorized to meet during the session of the Senate on Tuesday, May 24, 2011, at 2:30 p.m.

SUBCOMMITTEE ON AVIATION

OPERATIONS, SAFETY, AND SECURITY

The Subcommittee on Aviation Operations, Safety, and Security of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on May 24, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "Air Traffic Control Safety Oversight."

SUBCOMMITTEE ON CRIME AND TERRORISM

The Committee on the Judiciary, Subcommittee on Crime and Terrorism, be authorized to meet during the session of the Senate on May 24, 2011, at 9 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Responding to the Prescription Drug Epidemic: Strategies for Reducing Abuse, Misuse, Diversion, and Fraud."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:13 a.m., a message from the House of Representatives, delivered by Mrs. Cole, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1383. An act to temporarily preserve higher rates for tuition and fees for programs of education at non-public institutions of higher learning pursued by individuals enrolled in the Post-9/11 Educational Assistance Program of the Department of Veterans Affairs before the enactment of the Post-9/11 Veterans Educational Assistance

Improvement Act of 2010, and for other purposes.

H.R. 1407. An act to increase, effective as of December 1, 2011, the rates of compensation for veterans with service-connected disabilities and rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes.

H.R. 1627. An act to amend title 38, United States Code, to provide for certain requirements for the placement of monuments in Arlington National Cemetery, and for other purposes.

H.R. 1657. An act to amend title 38, United States Code, to revise the enforcement penalties for misrepresentation of a business concern as a small business concern owned and controlled by service-disabled veterans.

H.R. 1893. An act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

The message also announced that the Speaker has signed the following enrolled bill:

H.R. 793. An act to designate the facility of the United States Postal Service located at 12781 Sir Francis Drake Boulevard in Inverness, California, as the "Specialist Jake Robert Velloza Post Office".

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

At 1:53 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following act with an amendment, in which it requests the concurrence of the Senate:

S. 990. An act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1383. An act to temporarily preserve higher rates for tuition and fees for programs of education at non-public institutions of higher learning pursued by individuals enrolled in the Post-9/11 Educational Assistance Program of the Department of Veterans Affairs before the enactment of the Post-9/11 Veterans Educational Assistance Improvements Act of 2010, and for other purposes; to the Committee on Veterans' Affairs.

H.R. 1407. An act to increase, effective as of December 1, 2011, the rates of

compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes; to the Committee on Veterans' Affairs.

H.R. 1627. An act to amend title 38, United States Code, to provide for certain requirements for the placement of monuments in Arlington National Cemetery, and for other purposes; to the Committee on Veterans' Affairs.

H.R. 1657. An act to amend title 38, United States Code, to revise the enforcement penalties for misrepresentation of a business concern as a small business concern owned and controlled by veterans or as a small business concern owned and controlled by service-disabled veterans; to the Committee on Veterans' Affairs.

HONORING THE ENTREPRENEURIAL SPIRIT OF UNITED STATES SMALL BUSINESS CONCERNS DURING NATIONAL SMALL BUSINESS WEEK

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the resolution (S. Res. 197) honoring the entrepreneurial spirit of small business concerns in the United States during National Small Business Week, which begins on May 15, 2011, submitted today by Ms. LANDRIEU (for herself, Ms. SNOWE, Mr. BILL NELSON, Mr. KERRY, Ms. AYOTTE, Mrs. SHAHEEN, Mr. ENZI, Mr. CARDIN, and Mr. RISCH), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE ALASKA ACES HOCKEY TEAM ON WINNING THE 2011 KELLY CUP

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 198) congratulating the Alaska Aces hockey team on winning the 2011 Kelly Cup and becoming the East Coast Hockey League champions for the second time in team history, submitted today by Mr. BEGICH (for himself and Ms. MURKOWSKI), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (S. 1057) to repeal the Volumetric Ethanol Excise Tax Credit, introduced today by Mr. COBURN, and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of the House amendment (in the nature of a substitute) to bill S. 990.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 7:50 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, MAY 25, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 25, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

**BILL READ THE SECOND TIME AND
PLACED ON THE CALENDAR**

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1057) to repeal the Volumetric Ethanol Excise Tax Credit, introduced on yesterday by Mr. COBURN, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

**CERTAIN PROCEDURES DISPENSED
WITH**

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

**TRANSACTION OF MORNING
BUSINESS**

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

**EXECUTIVE AND OTHER
COMMUNICATIONS**

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1863. A communication from the President of the United States of America, transmitting, pursuant to law, the 2010 Annual Nuclear Weapons Stockpile Assessments from the Secretaries of Defense and Energy, the three national security laboratory directors, and the Commander, U.S. Strategic Command (DCN OSS No. 2011-0894); to the Committee on Armed Services.

EC-1864. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-047, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-1865. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the six-month periodic report on the national emergency with respect to the Western Balkans that was declared in Executive Order 13219 of June 26, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-1866. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the six-month periodic report on the national emergency with respect to North Korea that was declared in Executive Order 13466 of June 26, 2008; to the Committee on Banking, Housing, and Urban Affairs.

EC-1867. A communication from the Chief of the Border Securities Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Technical Amendment to List of User Fee Airports: Addition of Naples Municipal Airport, Naples, Florida" (CBP Dec. 11-12) received in the Office of the President of the Senate on May 24, 2011; to the Committee on Finance.

EC-1868. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Rate Increase Disclosure and Review" (RIN0938-AQ68) received in the Office of the President of the Senate on May 24, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1869. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting,

pursuant to law, the annual report covering defense articles and defense services that were licensed for export under Section 38 of the Arms Export Control Act during Fiscal Year 2010 (DCN OSS No. 2011-0937); to the Committee on Foreign Relations.

EC-1870. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Amendment to the International Traffic in Arms Regulations: Libya" (RIN1400-AC83) received in the Office of the President of the Senate on May 24, 2011; to the Committee on Foreign Relations.

EC-1871. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "Comparative Analysis of Actual Cash Collections to the Revised Revenue Estimate Through the 4th Quarter of Fiscal Year 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-1872. A communication from the Department of State, transmitting, pursuant to law, a report relative to foreign terrorist organizations (OSS Control No. 2011-0883); to the Committee on the Judiciary.

**INTRODUCTION OF BILLS AND
JOINT RESOLUTIONS**

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. THUNE (for himself, Mr. CASEY, Mr. BLUNT, Mr. LUGAR, Mr. FRANKEN, and Mr. SANDERS):

S. 1059. A bill to amend the Public Health Service Act to provide liability protections for volunteer practitioners at health centers under section 330 of such Act; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BLUMENTHAL:

S. 1060. A bill to improve education, employment, independent living services, and health care for veterans, to improve assistance for homeless veterans, and to improve the administration of the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BARRASSO (for himself, Mr. CRAPO, Mr. ENZI, Mr. HELLER, Mr. LEE, Mr. RISCH, Mr. THUNE, and Mr. HATCH):

S. 1061. A bill to amend title 5 and 28, United States Code, with respect to the award of fees and other expenses in cases brought against agencies of the United States, to require the Administrative Conference of the United States to compile, and make publically available, certain data relating to the Equal Access to Justice Act, and for other purposes; to the Committee on the Judiciary.

By Mr. PORTMAN:

S. 1062. A bill to enhance the administration of the United States Air Force Institute of Technology, and for other purposes; to the Committee on Armed Services.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 1063. A bill to allow for the harvest of gull eggs by the Huna Tlingit people within Glacier Bay National Park in the State of Alaska; to the Committee on Energy and Natural Resources.

By Mr. REED (for himself, Mr. SCHUMER, Mr. KERRY, Mr. LEAHY, and Mr. FRANKEN):

S. 1064. A bill to make effective the proposed rule of the Food and Drug Administration relating to sunscreen drug products, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CRAPO (for himself and Mr. RISCH):

S. 1065. A bill to settle land claims within the Fort Hall Reservation; to the Committee on Indian Affairs.

By Mr. CRAPO (for himself, Mr. NELSON of Nebraska, Ms. MURKOWSKI, and Mr. RISCH):

S. 1066. A bill to amend the Marine Mammal Protection Act of 1972 to allow importation of polar bear trophies taken in sport hunts in Canada before the date on which the polar bear was determined to be a threatened species under the Endangered Species Act of 1973; to the Committee on Commerce, Science, and Transportation.

By Mr. UDALL of Colorado (for himself, Mr. BINGAMAN, and Ms. MURKOWSKI):

S. 1067. A bill to amend the Energy Policy Act of 2005 to require the Secretary of Energy to carry out a research and development and demonstration program to reduce manufacturing and construction costs relating to nuclear reactors, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BROWN of Ohio (for himself and Mr. FRANKEN):

S. 1068. A bill to amend the Higher Education Act of 1965 to provide for temporary student loan debt conversion authority; to the Committee on Health, Education, Labor, and Pensions.

By Ms. CANTWELL (for herself, Mr. BLUNT, Mrs. MURRAY, and Mr. ROBERTS):

S. 1069. A bill to suspend temporarily the duty on certain footwear, and for other purposes; to the Committee on Finance.

By Mr. PAUL:

S. 1070. A bill to modify the Foreign Intelligence Surveillance Act of 1978 and to require judicial review of National Security Letters and Suspicious Activity Reports to

prevent unreasonable searches and for other purposes; to the Committee on the Judiciary.

By Mr. PAUL:

S. 1071. A bill to limit suspicious activity reporting requirements to requests from law enforcement agencies, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. PAUL:

S. 1072. A bill to provide for a good faith exemption from suspicious activity reporting requirements, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. PAUL:

S. 1073. A bill to require the Attorney General to establish minimization and destruction procedures governing the acquisition, retention, and dissemination by the Federal Bureau of Investigation of certain records; to the Committee on the Judiciary.

By Mr. PAUL:

S. 1074. A bill to remove the extension of the sunset date for section 215 of the USA PATRIOT Act; to the Committee on the Judiciary.

By Mr. PAUL:

S. 1075. A bill to provide judicial review of National Security Letters; to the Committee on the Judiciary.

By Mr. PAUL:

S. 1076. A bill to modify the roving wiretap authority of the Foreign Intelligence Surveillance Act of 1978; to the Committee on the Judiciary.

By Mr. PAUL:

S. 1077. A bill to require judicial review of Suspicious Activity Reports; to the Committee on the Judiciary.

By Ms. LANDRIEU:

S. 1078. A bill to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mrs. MURRAY (for herself and Ms. CANTWELL):

S. 1079. A bill to amend title 41, United States Code, and title 10, United States Code, to extend the number of years that multiyear contracts may be entered into for the purchase of advanced biofuel, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. GILLIBRAND:

S. 1080. A bill to provide veterans with individualized notice about available benefits, to streamline application processes for the benefits, to provide for automatic enrollment for veterans returning from combat zones into the Department of Veterans Affairs medical system, and for other purposes; to the Committee on Armed Services.

By Mr. PAUL:

S.J. Res. 15. A joint resolution declaring that a state of war exists between the Government of Libya and the Government and the people of the United States, and making provision to prosecute the same; to the Committee on Foreign Relations.

By Mr. PAUL:

S.J. Res. 16. A joint resolution declaring that the President has exceeded his authority under the War Powers Resolution as it pertains to the ongoing military engagement in Libya; to the Committee on Foreign Relations.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. REID (for himself, Mr. REED, and Mr. COCHRAN):

S. Res. 199. A resolution supporting the goals and ideals of "Crohn's and Colitis Awareness Week"; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 139

At the request of Mr. BAUCUS, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 139, a bill to provide that certain tax planning strategies are not patentable, and for other purposes.

S. 146

At the request of Mr. BAUCUS, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 376

At the request of Mr. COBURN, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 376, a bill to amend title 5, United States Code, to provide that persons having seriously delinquent tax debts shall be ineligible for Federal employment.

S. 434

At the request of Mr. COCHRAN, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 434, a bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education.

S. 491

At the request of Mr. PRYOR, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain

persons by honoring them with status as veterans under law, and for other purposes.

S. 534

At the request of Mr. KERRY, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 539

At the request of Mr. WHITEHOUSE, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 576

At the request of Mr. HARKIN, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 576, a bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education.

S. 613

At the request of Mr. HARKIN, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 613, a bill to amend the Individuals with Disabilities Education Act to permit a prevailing party in an action or proceeding brought to enforce the Act to be awarded expert witness fees and certain other expenses.

S. 643

At the request of Ms. STABENOW, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 643, a bill to amend title XIX of the Social Security Act to direct Medicaid EHR incentive payments to federally qualified health centers and rural health clinics.

S. 658

At the request of Ms. KLOBUCHAR, the names of the Senator from New Hampshire [Ms. AYOTTE] and the Senator from Maryland [Ms. MIKULSKI] were added as cosponsors of S. 658, a bill to provide for the preservation by the Department of Defense of documentary evidence of the Department of Defense on incidents of sexual assault and sexual harassment in the military, and for other purposes.

S. 705

At the request of Mr. CARPER, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 705, a bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

S. 742

At the request of Mr. BROWN of Ohio, the name of the Senator from Missouri [Mrs. McCASKILL] was added as a cosponsor of

S. 742, a bill to amend chapters 83 and 84 of title 5, United States Code, to set the age at which Members of Congress are eligible for an annuity to the same age as the retirement age under the Social Security Act.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 769

At the request of Mr. HARKIN, the names of the Senator from Vermont [Mr. LEAHY], the Senator from Oregon [Mr. WYDEN] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 769, a bill to amend title 38, United States Code, to prevent the Secretary of Veterans Affairs from prohibiting the use of service dogs on Department of Veterans Affairs property.

S. 818

At the request of Mr. KERRY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 818, a bill to amend title XVIII of the Social Security Act to count a period of receipt of outpatient observation services in a hospital toward satisfying the 3-day inpatient hospital requirement for coverage of skilled nursing facility services under Medicare.

S. 855

At the request of Ms. STABENOW, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 855, a bill to make available such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

S. 866

At the request of Mr. TESTER, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 892

At the request of Mr. BURR, the names of the Senator from Oklahoma [Mr. COBURN] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of S. 892, a bill to establish the Department of Energy and the Environment, and for other purposes.

S. 946

At the request of Mr. BAUCUS, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 946, a bill to establish an Office of Rural Education Policy in the Department of Education.

S. 960

At the request of Mr. KERRY, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 960, a bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 972

At the request of Mr. CARPER, the names of the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 972, a bill to amend titles 23 and 49, United States Code, to establish procedures to advance the use of cleaner construction equipment on Federal-aid highway and public transportation construction projects, to make the acquisition and installation of emission control technology an eligible expense in carrying out such projects, and for other purposes.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1035

At the request of Mr. CARPER, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 1035, a bill to amend the Internal Revenue Code of 1986 to include automated fire sprinkler systems as section 179 property and classify certain automated fire sprinkler systems as 15-year property for purposes of depreciation.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1049

At the request of Mr. KYL, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1049, a bill to lower health premiums and increase choice for small business.

S. 1056

At the request of Mr. HARKIN, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1056, a bill to ensure that all users of the transportation system, including pedestrians, bicyclists, transit users, children, older individuals, and individuals with disabilities, are able to travel safely and conveniently on and across federally funded streets and highways.

SENATE CONCURRENT RESOLUTION 4

At the request of Mr. LEVIN, his name was added as a cosponsor of Senate Concurrent Resolution 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

SENATE CONCURRENT RESOLUTION 13

At the request of Mr. REID, his name and the names of the Senator from Hawaii [Mr. AKAKA], the Senator from Tennessee [Mr. ALEXANDER], the Senator from New Hampshire [Ms. AYOTTE], the Senator from Wyoming [Mr. BARRASSO], the Senator from Montana [Mr. BAUCUS], the Senator from Colorado [Mr. BENNET], the Senator from New Mexico [Mr. BINGAMAN], the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Missouri [Mr. BLUNT], the Senator from California [Mrs. BOXER], the Senator from Ohio [Mr. BROWN], the Senator from Washington [Ms. CANTWELL], the Senator from Maryland [Mr. CARDIN], the Senator from Delaware [Mr. CARPER], the Senator from Pennsylvania [Mr. CASEY], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Indiana [Mr. COATS], the Senator from Oklahoma [Mr. COBURN], the Senator from Mississippi [Mr. COCHRAN], the Senator from Maine [Ms. COLLINS], the Senator from North Dakota [Mr. CONRAD], the Senator from Delaware [Mr. COONS], the Senator from Tennessee [Mr. CORKER], the Senator from Texas [Mr. CORNYN], the Senator from Idaho [Mr. CRAPO], the Senator from South Carolina [Mr. DEMINT], the Senator from Illinois [Mr. DURBIN], the Senator from Wyoming [Mr. ENZI], the Senator from California [Mrs. FEINSTEIN], the Senator from Minnesota [Mr. FRANKEN], the Senator from New York [Mrs. GILLIBRAND], the Senator from South Carolina [Mr. GRAHAM], the Senator from Iowa [Mr. GRASSLEY], the Senator from North Carolina [Mrs. HAGAN], the Senator from Iowa [Mr. HARKIN], the Senator from Utah [Mr. HATCH], the Senator from Nevada [Mr. HELLER], the Senator from North Dakota [Mr. HOEVEN], the Senator from Texas [Mrs. HUTCHISON], the Senator from Oklahoma [Mr. INHOFE], the Senator from Hawaii [Mr. INOUE], the Senator from Wisconsin [Mr. JOHNSON], the Senator from South Dakota

[Mr. JOHNSON], the Senator from Massachusetts [Mr. KERRY], the Senator from Illinois [Mr. KIRK], the Senator from Minnesota [Ms. KLOBUCHAR], the Senator from Wisconsin [Mr. KOHL], the Senator from Arizona [Mr. KYL], the Senator from Louisiana [Ms. LANDRIEU], the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Vermont [Mr. LEAHY], the Senator from Utah [Mr. LEE], the Senator from Michigan [Mr. LEVIN], the Senator from Connecticut [Mr. LIEBERMAN], the Senator from Indiana [Mr. LUGAR], the Senator from West Virginia [Mr. MANCHIN], the Senator from Arizona [Mr. MCCAIN], the Senator from Missouri [Mrs. MCCASKILL], the Senator from Kentucky [Mr. MCCONNELL], the Senator from New Jersey [Mr. MENENDEZ], the Senator from Oregon [Mr. MERKLEY], the Senator from Maryland [Ms. MIKULSKI], the Senator from Alaska [Ms. MURKOWSKI], the Senator from Nebraska [Mr. NELSON], the Senator from Florida [Mr. NELSON], the Senator from Kentucky [Mr. PAUL], the Senator from Ohio [Mr. PORTMAN], the Senator from Arkansas [Mr. PRYOR], the Senator from Rhode Island [Mr. REED], the Senator from Idaho [Mr. RISCH], the Senator from Kansas [Mr. ROBERTS], the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from Florida [Mr. RUBIO], the Senator from New York [Mr. SCHUMER], the Senator from Alabama [Mr. SESSIONS], the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Alabama [Mr. SHELBY], the Senator from Maine [Ms. SNOWE], the Senator from Michigan [Ms. STABENOW], the Senator from South Dakota [Mr. THUNE], the Senator from Pennsylvania [Mr. TOOMEY], the Senator from Colorado [Mr. UDALL], the Senator from New Mexico [Mr. UDALL], the Senator from Louisiana [Mr. VITTER], the Senator from Virginia [Mr. WARNER], the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Mississippi [Mr. WICKER] and the Senator from Oregon [Mr. WYDEN] were added as cosponsors of Senate Concurrent Resolution 13, a concurrent resolution honoring the service and sacrifice of members of the United States Armed Forces who are serving in, or have served in, Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Oklahoma [Mr. COBURN], the Senator from North Carolina [Mr. BURR] and the Senator from Arizona [Mr. KYL] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to

accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. WYDEN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on May 25, 2011, at 10 a.m. in room 406 of the Dirksen Senate Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on May 25, 2011, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "The U.S.-Panama Trade Promotion Agreement."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 25, 2011, at 10 a.m. to conduct a hearing entitled "How to Save Taxpayer Dollars: Case Studies of Duplication in the Federal Government."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 25, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Holding Criminals Accountable: Extending Criminal Jurisdiction to Government Contractors and Employees Abroad."

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on May 25, 2011, in room 418 of the Russell Senate Office Building beginning at 10 a.m.

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on May 25, 2011, at 2:30 p.m. to conduct a hearing entitled, "Assessing Efforts to Eliminate Improper Payments."

SUBCOMMITTEE ON FISCAL
RESPONSIBILITY AND ECONOMIC
GROWTH

The Subcommittee on Fiscal Responsibility and Economic Growth of the Committee on Finance be authorized to meet during the session of the Senate on May 25, 2011, at 2 p.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Spread of Tax Fraud by Identity Theft: A Threat to Taxpayers, A Drain on the Public Treasury."

SUBCOMMITTEE ON PUBLIC LANDS
AND FORESTS

The Subcommittee on Public Lands and Forests be authorized to meet during the session of the Senate on May 25, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

SUBCOMMITTEE ON SEAPOWERS

The Subcommittee on Seapower of the Committee on Armed Services be authorized to meet during the session of the Senate on May 25, 2011, at 2:30 p.m.

SUBCOMMITTEE ON SECURITIES,
INSURANCE AND INVESTMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Securities, Insurance, and Investment, be authorized to meet during the session of the Senate on May 25, 2011, at 9:30 a.m., to conduct a hearing entitled "Derivative Clearinghouses: Opportunities and Challenges."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 6:12 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 1893. An act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

NOTICES OF INTENT TO SUSPEND
THE RULES

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 363 on the House message to the bill (S. 990) to provide for an additional temporary extension of programs under the Small Business Act and

the Small Business Investment Act of 1958, and for other purposes.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 364 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 365 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 366 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 367 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 368 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 369 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 370 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 371 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 372 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted

notice in writing of his intent to move to suspend rule XXII, including germaneness and timeliness requirements, for the purpose of proposing and considering amendment No. 373 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness and timeliness requirements, for the purpose of proposing and considering amendment No. 374 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Mr. President, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness and timeliness requirements, for the purpose of proposing and considering amendment No. 375 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness and timeliness requirements, for the purpose of proposing and considering amendment No. 376 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness and timeliness requirements, for the purpose of proposing and considering amendment No. 377 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness and timeliness requirements, for the purpose of proposing and considering amendment No. 378 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness and timeliness requirements, for the purpose of proposing and considering amendment No. 379 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness and timeliness requirements, for the purpose of proposing and considering amendment No. 380 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness and timeliness requirements, for the purpose of proposing and considering amendment No. 381 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XXII, including germaneness

and timeliness requirements, for the purpose of proposing and considering amendment No. 382 on the House message to bill S. 990.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the joint resolution (S.J. Res. 15) declaring that a state of war exists between the Government of Libya and the Government and the people of the United States, and making provision to prosecute the same.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the joint resolution (S.J. Res. 16) declaring that the President has exceeded his authority under the War Powers Resolution as it pertains to the ongoing military engagement in Libya.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the bill (S. 1070) to modify the Foreign Intelligence Surveillance Act of 1978 and to require judicial review of National Security Letters and Suspicious Activity Reports to prevent unreasonable searches and for other purposes.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the bill (S. 1071) to limit suspicious activity reporting requirements to requests from law enforcement agencies, and for other purposes.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the bill (S. 1072) to provide for a good faith exemption from suspicious activity reporting requirements, and for other purposes.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the bill (S. 1073) to require the Attorney General to establish minimization and destruction procedures governing the acquisition, retention, and dissemination by the Federal Bureau of Investigation of certain records.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the bill (S. 1074) to remove the extension of the sunset date for section 215 of the USA PATRIOT Act.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the bill (S. 1075) to provide judicial review of National Security Letters.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the bill (S. 1076) to modify the roving wiretap authority of the Foreign Intelligence Surveillance Act of 1978.

Mr. PAUL, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend Rule XIV, paragraphs 3 and 4 for the purpose of moving to proceed to the bill (S. 1077) to require judicial review of Suspicious Activity Reports.

HOUSE AMENDMENT TO BILL S. 990

Pursuant to the order of yesterday, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the bill (S. 990) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes; and

The Senate resumed consideration of the House amendment (in the nature of a substitute).

The question being on agreeing to amendment No. 351, proposed by Mr. REID, to amendment No. 350, proposed by Mr. REID, to the instructions (designated amendment No. 349) contained in the motion, by Mr. REID, to refer the House amendment (in the nature of a substitute) to the Committee on Small Business and Entrepreneurship with instructions to report back forthwith.

By unanimous consent, on the request of Mr. WYDEN,

Ordered, That, at 2 p.m. on today, Mr. PAUL be recognized for debate only for one hour; that, following remarks by him, the Senate proceed to a further period for the transaction of morning business, for debate only, until 5 p.m.; that time therein be equally divided and controlled for debate between the two leaders, or their designees; and that the final 5 minutes therein be controlled by the majority leader, or his designee.

The question being on agreeing to amendment No. 351 to amendment No. 350 to the instructions (designated amendment No. 349) contained in the motion to refer the House amendment (in the nature of a

substitute) to the Committee on Small Business and Entrepreneurship.

Pending debate,

Mr. PAUL asked unanimous consent that it be in order for him to propose amendments Numbered 363, 365, and 368; that there be 1 hour for debate on each amendment; and that, upon conclusion of debate, the Senate vote on the question of agreeing to said amendments.

Mr. REID objected.

The question being on agreeing to amendment No. 351 to amendment No. 350 to the instructions (designated amendment No. 349) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on Small Business and Entrepreneurship.

Pending debate,

MOTION TO PROCEED TO CONSIDER CONCURRENT RESOLUTION H. CON. RES. 34

On motion by Mr. REID that the Senate proceed to consider the concurrent resolution (H. Con. Res. 34) establishing the budget for the United States Government for fiscal year 2012 and setting forth appropriate budgetary levels for fiscal years 2013 through 2021.

The question being on agreeing to the motion.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion to proceed.

The question being taken.

It was determined in the negative---
yeas... 40, nays... 57

[Rollcall Vote No. 77 Leg.]

YEAS --- 40

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Portman, Risch, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 57

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Pryor, Reed, Reid, Rockefeller, Sanders, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to.

MOTION TO PROCEED TO
CONSIDER CONCURRENT
RESOLUTION S. CON. RES. 18

On motion by Mr. McCONNELL that the Senate proceed to consider the concurrent resolution (S. Con. Res. 18) setting forth the President's budget request for the United States Government for fiscal year 2012, and setting forth the appropriate budgetary levels for fiscal years 2013 through 2021.

The question being on agreeing to the motion.

On motion by Mr. McCONNELL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion to proceed.

The question being taken.

It was determined in the negative---
yeas... 0, nays... 97

[Rollcall Vote No. 78 Leg.]

NAYS --- 97

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Rockefeller, Rubio, Sanders, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the motion was not agreed to.

MOTION TO PROCEED TO
CONSIDER CONCURRENT
RESOLUTION S. CON. RES. 21

On motion by Mr. McCONNELL that the Senate proceed to consider the concurrent resolution (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2012 and setting forth the appropriate budgetary levels for fiscal years 2013 through 2021.

The question being on agreeing to the motion.

On motion by Mr. McCONNELL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

By unanimous consent, on the request of Mr. McCONNELL,

Ordered, That the next vote be 10 minutes in duration.

The question being taken.

It was determined in the negative---

yeas... 42, nays... 55

[Rollcall Vote No. 79 Leg.]

YEAS --- 42

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 55

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to.

MOTION TO PROCEED TO
CONSIDER CONCURRENT
RESOLUTION S. CON. RES. 20

On motion by Mr. McCONNELL that the Senate proceed to consider the concurrent resolution (S. Con. Res. 20) setting forth the congressional budget for the United States Government for fiscal year 2012 and setting forth the appropriate budgetary levels for fiscal years 2013 through 2016.

The question being on agreeing to the motion.

On motion by Mr. McCONNELL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

By unanimous consent, on the request of Mr. McCONNELL,

Ordered, That the next vote be 10 minutes in duration.

The question being taken.

It was determined in the negative---
yeas... 7, nays... 90

[Rollcall Vote No. 80 Leg.]

YEAS --- 7

Coburn, DeMint, Hatch, Lee, McConnell, Paul, Vitter.

NAYS --- 90

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Heller, Hoeven, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, Menendez, Merkley,

Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Rockefeller, Rubio, Sanders, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

So the motion was not agreed to.

ORDER RELATIVE TO MOTION TO
CONCUR IN HOUSE AMENDMENT
TO BILL S. 990

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under rule XXII of the Standing Rules of the Senate in relation to the motion to bring to a close debate on the motion to concur in the amendment (in the nature of a substitute) of the House of Representatives to bill S. 990, with an amendment (Numbered 347, in the nature of a substitute) be waived; that, at 10 a.m. on tomorrow, the Senate vote on the question of agreeing to the said motion, without further intervening action or debate; and that, if the motion is agreed to, time for debate, pursuant to rule XXII of the Standing Rules of the Senate, be considered started at 1 a.m. on tomorrow.

HONORING THE SERVICE AND
SACRIFICE OF MEMBERS OF THE
UNITED STATES ARMED FORCES

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Armed Services be discharged from the further consideration of the concurrent resolution (S. Con. Res. 13) honoring the service and sacrifice of members of the United States Armed Forces who are serving in, or have served in, Operation Enduring Freedom, Operation Iraqi Freedom, and Operation New Dawn.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE MINORITY
LEADER

ADVISORY COMMITTEE ON THE
RECORDS OF CONGRESS

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) announced that the minority leader, pursuant to Public Law 101-509, had reappointed Terry Birdwhistell, of Kentucky, to the Advisory Committee on the Records of Congress.

AUTHORITY FOR SENATORS TO SUBMIT AMENDMENTS

By unanimous consent, on the request of Mr. REID,

Ordered, That Senators be authorized to “file” second-degree amendments relative to bill S. 990 until 9:40 a.m. on tomorrow.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of the House amendment to bill S. 990; and that time until 10 a.m. be equally divided and controlled for debate between the two leaders, or their designees.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:44 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, MAY 26, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 26, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

HOUSE AMENDMENT TO BILL S. 990

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the bill (S. 990) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes; and

The Senate resumed consideration of the House amendment (in the nature of a substitute).

The question being on agreeing to amendment No. 351, proposed by Mr. REID, to amendment No. 350, proposed by Mr. REID, to the instructions (designated amendment No. 349) contained in the motion, by Mr. REID, to refer the House amendment (in the nature of a substitute) to the Committee on Small Business and Entrepreneurship with instructions to report back forthwith.

Pending debate,

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate the motion, presented by Mr. REID on Tuesday, May 24, 2011, to bring to a close debate on the motion to concur, with amendment, in the House amendment (in the nature of a substitute) to bill S. 990.

Pursuant to the order of yesterday,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The ACTING PRESIDENT pro tempore stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 79, nays... 18

[Rollcall Vote No. 81 Leg.]

YEAS --- 79

Akaka, Alexander, Ayotte, Barrasso, Bennet, Blunt, Boozman, Boxer, Brown (MA), Burr, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Rockefeller, Rubio, Sessions, Shelby, Snowe, Stabenow, Thune, Toomey, Vitter, Warner, Webb, Whitehouse, Wicker.

NAYS --- 18

Baucus, Begich, Bingaman, Brown (OH), Cantwell, Cardin, Heller, Leahy, Lee, Merkley, Murkowski, Paul, Sanders, Shaheen, Tester, Udall (CO), Udall (NM), Wyden.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The motion having been agreed to,

The pending motion to refer the House amendment (in the nature of a substitute) to the Committee on Small Business and Entrepreneurship with instructions (designated amendment No. 349), and amendments Numbered 350 and 351 thereto, being inconsistent with cloture, fell.

The question being on agreeing to amendment No. 348, proposed by Mr. REID, to amendment No. 347 (in the nature of a substitute) contained in the motion by Mr. REID, that the Senate concur, with amendment, in the House amendment (in the nature of a substitute) to the bill.

SMALL BUSINESS ADDITIONAL TEMPORARY EXTENSION ACT

On the request of Mr. WYDEN,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1082) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes, introduced on today by Ms. LANDRIEU, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE AMENDMENT TO BILL
S. 990

The Senate resumed consideration of the House amendment (in the nature of a substitute) to bill S. 990.

The question being on agreeing to amendment No. 348 to amendment No. 347 (in the nature of a substitute) contained in the motion to concur, with amendment, in the House amendment (in the nature of a substitute) to the bill.

By unanimous consent, on the request of Mr. REID,

Ordered, That it be in order for Mr. PAUL to propose the following amendments, en bloc: amendment No. 363, relative to firearm records, and amendment No. 365, relative to suspicious activity records; that no other amendment be in order; that there be 60 minutes, equally divided and controlled, for debate between the majority leader and Mr. PAUL, or their designees; that neither amendment be divisible; that, upon conclusion of debate, the majority leader be recognized to make a motion to table; that, if the Senate fails to table an amendment with a minimum of 60 nay votes, the amendment be withdrawn.

Ordered further, That, upon disposition of the amendments, amendment No. 348 be withdrawn; that time for debate, pursuant to rule XXII of the Standing Rules of the Senate, be concluded; that the Senate then vote on question of agreeing to the motion to concur, with amendment, in the House amendment (in the nature of a substitute); that Budget Act points of order, and motions to waive in relation thereto, be in order; and that no other point of order or motion be in order.

The question being on agreeing to amendment No. 348 to amendment No. 347 (in the nature of a substitute), contained in the motion to concur, with amendment in the House amendment (in the nature of a substitute).

OBJECTION TO CONSIDERATION
OF BILL S. 1114

Mr. COONS asked unanimous consent that the chair lay before the Senate the bill (S. 1114) to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until May 31, 2011, and for other purposes, introduced on today by him, and at the desk; that the bill be read twice, considered, read the third time, and passed; and that a motion to reconsider be made and laid on the table, with no intervening action or debate.

Mr. CHAMBLISS objected.

HOUSE AMENDMENT TO BILL
S. 990

The Senate resumed consideration of the House amendment (in the nature of a substitute) to bill S. 990.

The question being on agreeing to amendment No. 348 to amendment No. 347 (in the nature of a substitute) contained in the motion to concur, with amendment, in the House amendment (in the nature of a substitute) to the bill.

The pending amendment was deemed laid aside,

The question being on agreeing to the motion to concur, with amendment, in the amendment of the House (in the nature of a substitute) to the bill.

Pursuant to the order of today,

On motion by Mr. PAUL (for himself and Mr. HELLER) to amend the pending amendment (in the nature of a substitute), at the appropriate place, by inserting certain words (being amendment No. 363).

The pending amendment was laid aside, by unanimous consent.

The question being on agreeing to the motion to concur, with amendment, in the amendment of the House (in the nature of a substitute) to the bill.

On motion by Mr. PAUL to amend the pending amendment (in the nature of a substitute), at the appropriate place, by inserting certain words (being amendment No. 365).

The question being on agreeing to amendment No. 365 to amendment No. 347 (in the nature of a substitute) to the House amendment (in the nature of a substitute) to the bill.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 363 to amendment No. 347 (in the nature of a substitute) to the House amendment (in the nature of a substitute) to the bill.

Pursuant to the order of today,

On motion by Mr. REID to lay the pending amendment on the table.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative---
yeas... 85, nays... 10

[Rollcall Vote No. 82 Leg.]

YEAS --- 85

Akaka, Alexander, Ayotte, Begich, Bennet, Bingaman, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johnson (SD), Johnson (WI), Kerry, Kirk,

Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Rockefeller, Sanders, Sessions, Shaheen, Snowe, Stabenow, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 10

Barrasso, Baucus, DeMint, Enzi, Heller, Lee, Moran, Paul, Shelby, Tester.

So the motion was agreed to.

Pursuant to the order of today,

The amendment was withdrawn (the motion to table the amendment not having received 60 nay votes, as pursuant to the order of today).

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 365 to amendment No. 347 (in the nature of a substitute) to the House amendment (in the nature of a substitute) to the bill.

Pursuant to the order of today,

On motion by Mr. REID to lay the pending amendment on the table.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative---
yeas... 91, nays... 4

[Rollcall Vote No. 83 Leg.]

YEAS --- 91

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Rockefeller, Sanders, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 4

DeMint, Heller, Lee, Paul.

So the motion was agreed to.

Pursuant to the order of today,

The amendment was withdrawn (the motion to table the amendment not having received 60 nay votes, as pursuant to the order of today).

Pursuant to the order of today,

The amendment No. 348 was withdrawn.

The question being on agreeing to the motion to concur in the House amendment (in the nature of a substitute) to the bill, with amendment No. 347 (in the nature of a substitute).

The question being taken.

It was determined in the affirmative---
yeas... 72, nays... 23

[Rollcall Vote No. 84 Leg.]

YEAS --- 72

Alexander, Ayotte, Barrasso, Bennet, Blunt, Boozman, Boxer, Brown (MA), Burr, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Corker, Cornyn, Crapo, DeMint, Enzi, Feinstein, Gillibrand, Graham, Grassley, Hagan, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Mikulski, Moran, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Rockefeller, Sessions, Shaheen, Shelby, Snowe, Stabenow, Thune, Toomey, Vitter, Warner, Webb, Whitehouse, Wicker.

NAYS --- 23

Akaka, Baucus, Begich, Bingaman, Brown (OH), Cantwell, Coons, Durbin, Franken, Harkin, Heller, Lautenberg, Leahy, Lee, Merkley, Murkowski, Murray, Paul, Sanders, Tester, Udall (CO), Udall (NM), Wyden.

So it was

Resolved, That the Senate concur in the House amendment (in the nature of a substitute) to the bill, with amendment No. 347 (in the nature of a substitute).

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business until 8 p.m., with Senators permitted to speak for 10 minutes each therein.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1873. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Fire-Resistant Fiber for Production of Military Uniforms" ((RIN0750-AH22)(DFARS Case 2011-D021)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Armed Services.

EC-1874. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the

approved retirement of Admiral Eric T. Olson, United States Navy, and his advancement to the grade of admiral on the retired list; to the Committee on Armed Services.

EC-1875. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, the National Defense Stockpile (NDS) Annual Materials Plan for Fiscal Year 2012 and the succeeding 4 years, Fiscal Years 2013 - 2016; to the Committee on Armed Services.

EC-1876. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Requests for Modification or Revocation of Toxic Substances Control Act Section 5 Significant New Use Notice Requirements; Revision to Notification Regulations" (FRL No. 8858-1) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Environment and Public Works.

EC-1877. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designations of Areas for Air Quality Planning Purposes; Alabama, Georgia, and Tennessee: Chattanooga; Determination of Attaining Data for the 1997 Annual Fine Particulate Standard" (FRL No. 9312-5) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Environment and Public Works.

EC-1878. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Permits for Construction and Major Modification of Major Stationary Sources of Air Pollution for the Prevention of Significant Deterioration" (FRL No. 9311-9) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Environment and Public Works.

EC-1879. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Determination of Attainment for the Pittsburgh-Beaver Valley 8-Hour Ozone Nonattainment Area" (FRL No. 9313-1) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Environment and Public Works.

EC-1880. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Extension of Attainment Date for the Charlotte-Gastonia-Rock Hill, North Carolina-South Carolina 1997 8-Hour Ozone Moderate Nonattainment Area" (FRL No. 9312-9) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Environment and Public Works.

EC-1881. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Adoption of Control Techniques Guidelines for Flat Wood Paneling Surface Coating Process" (FRL No. 9312-7) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Environment and Public Works.

EC-1882. A communication from the General Counsel, Federal Retirement Thrift Investment Board, transmitting, pursuant to law, the report of a rule entitled "Court Orders and Legal Processes Affecting Thrift Savings Plan Accounts" (5 CFR Part 1653) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1883. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - June 2011" (Rev. Rul. 2011-13) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Finance.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 968. A bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. MURKOWSKI:

S. 1081. A bill to amend titles 23 and 49, United States Code, to streamline the environmental review process for highway projects, and for other purposes; to the Committee on Environment and Public Works.

By Ms. LANDRIEU:

S. 1082. A bill to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes; considered and passed.

By Mr. MORAN (for himself and Mr. ROBERTS):

S. 1083. A bill to amend the National Trails System Act to designate the route of the Smoky Hill Trail, an overland trail across the Great Plains during pioneer days in Kansas and Colorado, for study for potential addition to the National Trails System; to the Committee on Energy and Natural Resources.

By Mr. MORAN (for himself and Mr. ROBERTS):

S. 1084. A bill to amend the National Trails System Act to designate the routes of the Shawnee Cattle Trail, the oldest of the major Texas Cattle Trails, for study for potential addition to the National Trails System, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. INHOFE (for himself and Ms. SNOWE):

S. 1085. A bill to amend the Clean Air Act to define next generation biofuel, and to allow States the option of not participating in the corn ethanol portions of the renewable fuel standard due to conflicts with agricultural, economic, energy, and environmental goals; to the Committee on Environment and Public Works.

By Mr. HARKIN (for himself and Mr. BLUNT):

S. 1086. A bill to reauthorize the Special Olympics Sport and Empowerment Act of 2004, to provide assistance to Best Buddies to support the expansion and development of mentoring programs, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BARRASSO (for himself, Ms. MURKOWSKI, Mr. HATCH, Mr. HELLER, and Mr. ENZI):

S. 1087. A bill to release wilderness study areas administered by the Bureau of Land Management that are not suitable for wilderness designation from continued management as de facto wilderness areas and to release inventoried roadless areas within the National Forest System that are not recommended for wilderness designation from the land use restrictions of the 2001 Roadless Area Conservation Final Rule and the 2005 State Petitions for Inventoried Roadless Area Management Final Rule, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. KERRY (for himself, Ms. STABENOW, Mr. BLUMENTHAL, and Mr. CARDIN):

S. 1088. A bill to provide increased funding for the reinsurance for early retirees program; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MCCONNELL:

S. 1089. A bill to provide for the introduction of pay-for-performance compensation mechanisms into contracts of the Department of Veterans Affairs with community-based outpatient clinics for the provision of health care services, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. ALEXANDER (for himself and Mr. CORKER):

S. 1090. A bill to designate as wilderness certain public land in the Cherokee National Forest in the State of Tennessee, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WICKER:

S. 1091. A bill to amend the National Flood Insurance Act of 1968 to include a system for indeterminate loss insurance claims, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. CARPER (for himself and Mr. BROWN of Massachusetts):

S. 1092. A bill to address aviation security in the United States by bolstering passenger and air cargo screening procedures, to ensure that purchases of screening technologies are thoroughly evaluated for the best return on investment of the taxpayer's money, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. UDALL of Colorado:

S. 1093. A bill to amend the Internal Revenue Code of 1986 to provide that solar energy property need not be located on the property with respect to which it is generating electricity in order to qualify for the residential energy efficient property credit; to the Committee on Finance.

By Mr. MENENDEZ (for himself, Mr. ENZI, Mr. DURBIN, and Mr. BROWN of Massachusetts):

S. 1094. A bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416); to the Committee on Health, Education, Labor, and Pensions.

By Mrs. BOXER (for herself, Ms. COLLINS, Mr. KOHL, and Mr. SANDERS):

S. 1095. A bill to include geriatrics and gerontology in the definition of "primary health services" under the National Health Service Corps program; to the Committee on Health, Education, Labor, and Pensions.

By Ms. SNOWE (for herself, Ms. STABENOW, Ms. MIKULSKI, Mr. CARDIN, and Mr. WICKER):

S. 1096. A bill to amend title XVIII of the Social Security Act to improve access to, and

utilization of, bone mass measurement benefits under the Medicare part B program by extending the minimum payment amount for bone mass measurement under such program through 2013; to the Committee on Finance.

By Mr. KYL (for himself, Mr. SESSIONS, Mr. MCCAIN, Mr. CORNYN, Mr. WICKER, Mr. VITTER, Mr. INHOFE, Mr. CORKER, and Mr. PORTMAN):

S. 1097. A bill to strengthen the strategic force posture of the United States by implementing and supplementing certain provisions of the New START Treaty and the Resolution of Ratification, and for other purposes; to the Committee on Armed Services.

By Mr. HATCH (for himself and Mr. RUBIO):

S. 1098. A bill to amend the Internal Revenue Code of 1986 to improve access to health care through expanded health savings accounts, and for other purposes; to the Committee on Finance.

By Mr. BLUNT (for himself and Mr. KIRK):

S. 1099. A bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system; to the Committee on the Judiciary.

By Ms. COLLINS (for herself, Mr. MCCONNELL, Mr. KYL, Mr. ALEXANDER, Mr. PORTMAN, Mr. BROWN of Massachusetts, Mr. JOHNSON of Wisconsin, Mr. MORAN, Mr. HATCH, Mr. GRASSLEY, Mr. ENZI, Mr. CORNYN, Mr. BURR, Mr. ISAKSON, Mr. VITTER, Mr. THUNE, Mr. BARRASSO, Mr. WICKER, Mr. JOHANNIS, Mr. COATS, Ms. AYOTTE, and Mr. BLUNT):

S. 1100. A bill to amend title 41, United States Code, to prohibit inserting politics into the Federal acquisition process by prohibiting the submission of political contribution information as a condition of receiving a Federal contract; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BOOZMAN (for himself and Mr. PRYOR):

S. 1101. A bill to require the Secretary of Health and Human Services to approve waivers under the Medicaid Program under title XIX of the Social Security Act that are related to State provider taxes that exempt certain retirement communities; to the Committee on Finance.

By Mr. DURBIN (for himself, Mr. FRANKEN, and Mr. WHITEHOUSE):

S. 1102. A bill to amend title 11, United States Code, with respect to certain exceptions to discharge in bankruptcy; to the Committee on the Judiciary.

By Mr. LEAHY (for himself, Mr. GRASSLEY, Mrs. FEINSTEIN, and Mr. CHAMBLISS):

S. 1103. A bill to extend the term of the incumbent Director of the Federal Bureau of Investigation; to the Committee on the Judiciary.

By Mr. CASEY:

S. 1104. A bill to require regular audits of, and improvements to, the Transition Assistance Program; to the Committee on Veterans' Affairs.

By Mrs. MURRAY (for herself, Ms. CANTWELL, Mrs. SHAHEEN, and Mr. MERKLEY):

S. 1105. A bill to provide a Federal tax exemption for forest conservation bonds, and for other purposes; to the Committee on Finance.

By Mr. KOHL (for himself and Mr. GRAHAM):

S. 1106. A bill to authorize Department of Defense support for programs on pro bono legal assistance for members of the Armed Forces; to the Committee on Armed Services.

By Mr. MENENDEZ:

S. 1107. A bill to authorize and support psoriasis and psoriatic arthritis data collection, to express the sense of the Congress to encourage and leverage public and private investment in psoriasis research with a particular focus on interdisciplinary collaborative research on the relationship between psoriasis and its comorbid conditions, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SANDERS (for himself, Mr. BOOZMAN, and Mr. BINGAMAN):

S. 1108. A bill to provide local communities with tools to make solar permitting more efficient, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. MENENDEZ (for himself, Mr. REID, Mr. DURBIN, Mr. SCHUMER, Mr. LEAHY, Mr. AKAKA, Mr. BENNET, Mrs. GILLIBRAND, and Mr. INOUE):

S. 1109. A bill to authorize the adjustment of status for immediate family members of individuals who served honorably in the Armed Forces of the United States during the Afghanistan and Iraq conflicts, and for other purposes; to the Committee on the Judiciary.

By Mr. ENZI (for himself and Mr. CASEY):

S. 1110. A bill to amend the Small Business Act to permit agencies to count certain contracts toward contracting goals; to the Committee on Small Business and Entrepreneurship.

By Mr. UDALL of Colorado (for himself, Mr. CRAPO, Mr. BENNET, Mr. BURR, Mr. TESTER, Mr. VITTER, Mr. CHAMBLISS, and Mr. BLUNT):

S. 1111. A bill to amend the Internal Revenue Code of 1986 to reduce the tax on beer to its pre-1991 level, and for other purposes; to the Committee on Finance.

By Mr. WYDEN (for himself, Mrs. MURRAY, and Mr. MERKLEY):

S. 1112. A bill to amend title 38, United States Code, to grant family of members of the uniformed services temporary annual leave during the deployment of such members, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. MURKOWSKI (for herself, Mr. NELSON of Nebraska, Mr. WEBB, Mr. RISCH, Mrs. HAGAN, Mr. BLUNT, Mr. BARRASSO, Mr. ENZI, Mr. CONRAD, Mr. COCHRAN, Mr. BEGICH, Mr. HELLER, Mr. CRAPO, Mr. STABENOW, Mr. HOEVEN, Mrs. MCCASKILL, and Mr. MANCHIN):

S. 1113. A bill to facilitate the reestablishment of domestic, critical mineral designation, assessment, production, manufacturing, recycling, analysis, forecasting, workforce, education, research, and international capabilities in the United States, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. COONS:

S. 1114. A bill to extend expiring provisions of the USA PATRIOT Improvement and Reauthorization Act of 2005 and the Intelligence Reform and Terrorism Prevention Act of 2004 until May 31, 2011, and for other purposes; to the Committee on the Judiciary.

By Mr. UDALL of New Mexico (for himself, Mr. WHITEHOUSE, and Mr. CARDIN):

S. 1115. A bill to establish centers of excellence for green infrastructure, and for other purposes; to the Committee on Environment and Public Works.

By Mr. BURR (for himself, Mr. WICKER, Mr. COCHRAN, Mr. INHOFE, Mr. LEE, Mr. MCCAIN, Mr. COATS, and Mr. THUNE):

S. 1116. A bill to merge the Department of Labor, the Department of Commerce, and the Small Business Administration to establish a Department of Commerce and the Workforce, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. ROCKEFELLER (for himself, Ms. STABENOW, and Mr. BROWN of Ohio):

S. 1117. A bill to amend section 35 of the Internal Revenue Code of 1986 to improve the health coverage tax credit, and for other purposes; to the Committee on Finance.

By Mr. HOEVEN (for himself, Mr. CONRAD, Mr. CORNYN, Mr. WICKER, Ms. KLOBUCHAR, Mr. ALEXANDER, Mr. ENZI, Mr. FRANKEN, Mr.

PORTMAN, Mr. JOHANNIS, and Mr. SESSIONS):

S. 1118. A bill to authorize the construction and maintenance of levees on property acquired under hazard mitigation grant programs of the Federal Emergency Management Agency; to the Committee on Homeland Security and Governmental Affairs.

By Mr. INOUE (for himself, Mr. ROCKEFELLER, Mr. BEGICH, Ms. SNOWE, and Ms. MURKOWSKI):

S. 1119. A bill to reauthorize and improve the Marine Debris Research, Prevention, and Reduction Act, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. CARDIN (for himself, Mr. BLUNT, and Ms. STABENOW):

S. 1120. A bill to encourage greater use of propane as a transportation fuel, to create jobs, and for other purposes; to the Committee on Finance.

By Mr. KOHL (for himself and Mr. ENZI):

S. 1121. A bill to amend the Internal Revenue Code of 1986 to modify the rules relating to loans made from a qualified employer plan, and for other purposes; to the Committee on Finance.

By Mr. MENENDEZ:

S. 1122. A bill to amend title 23, United States Code, to establish standards limiting the amounts of arsenic and lead contained in glass beads used in pavement markings; to the Committee on Environment and Public Works.

By Mr. BROWN of Ohio:

S. 1123. A bill to amend title 38, United States Code, to improve the provision of benefits and assistance under laws administered by the Secretary of Veterans Affairs to veterans affected by natural or other disasters, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. CONRAD:

S. 1124. A bill to amend title 38, United States Code, to improve the utilization of teleconsultation, teleretinal imaging, telemedicine, and telehealth coordination services for the provision of health care to veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. LEAHY (for himself, Mr. WYDEN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. DURBIN, Mr. AKAKA, Mr. FRANKEN, Mr. BINGAMAN, Mrs. BOXER, Mr. COONS, and Mr. CARDIN):

S. 1125. A bill to improve national security letters, the authorities under the Foreign Intelligence Surveillance Act of 1978, and for other purposes; read the first time.

By Mr. WHITEHOUSE (for himself, Mr. ALEXANDER, and Mr. UDALL of Colorado):

S. 1126. A bill to amend the Energy Independence and Security Act of 2007 to authorize the Secretary of Energy to insure loans for financing of renewable energy systems leased for residential use, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CONRAD:

S. 1127. A bill to amend title 38, United States Code, to establish centers of excellence for rural health research, education, and clinical activities and to recognize the rural health resource centers in the Office of Rural Health, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. MENENDEZ:

S. 1128. A bill to establish a National Autism Spectrum Disorder Initiative and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BARRASSO (for himself, Mr. ENZI, Mr. CRAPO, Mr. RISCH, Mr. THUNE, Mr. HELLER, and Mr. HATCH):

S. 1129. A bill to amend the Federal Land Policy and Management Act of 1976 to improve the management of grazing leases and permits, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. ROCKEFELLER:

S. 1130. A bill to strengthen the United States trade laws and for other purposes; to the Committee on Finance.

By Mrs. HAGAN (for herself, Mr. BROWN of Ohio, Ms. LANDRIEU, and Mr. CONRAD):

S. 1131. A bill to authorize the Secretary of Health and Human Services, acting through the Director of the Centers for Disease Control and Prevention, to establish and implement a birth defects prevention, risk reduction, and public awareness program; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MENENDEZ:

S. 1132. A bill to establish programs to provide services to individuals with autism and the families of such individuals and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WYDEN (for himself, Ms. SNOWE, Mrs. MCCASKILL, Mr. BLUNT, Mr. BROWN of Ohio, Mr. PORTMAN, and Mr. SCHUMER):

S. 1133. A bill to prevent the evasion of antidumping and countervailing duty orders, and for other purposes; to the Committee on Finance.

By Ms. KLOBUCHAR (for herself, Mr. KOHL, Mr. JOHNSON of Wisconsin, and Mr. FRANKEN):

S. 1134. A bill to authorize the St. Croix River Crossing Project with appropriate mitigation measures to promote river values; to the Committee on Energy and Natural Resources.

By Mr. MCCONNELL (for himself and Mr. PAUL):

S. 1135. A bill to provide for the reenrichment of certain depleted uranium owned by the Department of Energy, and for the sale or barter of the resulting reenriched uranium, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. TESTER:

S. 1136. A bill to amend Public Law 106-206 to direct the Secretary of the Interior and the Secretary of Agriculture to require annual permits and assess annual fees for commercial filming activities on Federal land for film crews of 5 persons or fewer; to the Committee on Energy and Natural Resources.

By Mr. SANDERS:

S. 1137. A bill to provide incentives for investment in research and development for new medicines, to enhance access to new medicines, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SANDERS:

S. 1138. A bill to de-link research and development incentives from drug prices for new medicines to treat HIV/AIDS and to stimulate greater sharing of scientific knowledge; to the Committee on Health, Education, Labor, and Pensions.

By Ms. KLOBUCHAR (for herself, Mr. INHOFE, Mr. BENNET, Mr. COONS, Mr. NELSON of Nebraska, Mrs. MURRAY, Mr. BAUCUS, Mr. FRANKEN, and Mr. UDALL of Colorado):

S. 1139. A bill to amend the Higher Education Act of 1965 to provide that interest shall not accrue on Federal Direct Loans for members of the Armed Forces on active duty regardless of the date of disbursement; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ROCKEFELLER:

S. 1140. A bill to provide for restoration of the coastal areas of the Gulf of Mexico affected by the Deepwater Horizon oil spill, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. AKAKA (for himself, Mr. INOUE, and Mr. MENENDEZ):

S. 1141. A bill to exempt children of certain Filipino World War II veterans from the numerical limitations on immigrant visas and for other purposes; to the Committee on the Judiciary.

By Mr. TESTER (for himself, Ms. MURKOWSKI, and Mr. REID):

S. 1142. A bill to promote the mapping and development of the United States geothermal resources by establishing a direct loan program for high risk geothermal exploration wells, to amend the Energy Independence and Security Act of 2007 to improve geothermal energy technology and demonstrate the use of geothermal energy in large scale thermal applications, and for other

purposes; to the Committee on Energy and Natural Resources.

By Mr. MCCONNELL (for himself, Mrs. FEINSTEIN, Mr. MCCAIN, and Mr. DURBIN):

S.J. Res. 17. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. AKAKA (for himself, Mr. INOUE, Mrs. MURRAY, Mrs. FEINSTEIN, and Mr. REID):

S. Res. 200. A resolution recognizing the significance of the designation of the month of May as Asian/Pacific American Heritage Month; to the Committee on the Judiciary.

By Mr. BROWN of Massachusetts (for himself, Mrs. FEINSTEIN, Mr. HATCH, Mrs. MURRAY, Mr. CARDIN, Mr. RUBIO, and Mr. AKAKA):

S. Res. 201. A resolution expressing the regret of the Senate for the passage of discriminatory laws against the Chinese in America, including the Chinese Exclusion Act; to the Committee on the Judiciary.

By Mr. CONRAD (for himself, Mr. LEVIN, Mr. ROCKEFELLER, and Mr. DURBIN):

S. Res. 202. A resolution designating June 27, 2011, as "National Post-Traumatic Stress Disorder Awareness Day"; to the Committee on the Judiciary.

By Ms. LANDRIEU (for herself, Mr. GRASSLEY, Mrs. GILLIBRAND, Mr. FRANKEN, Mr. CARDIN, Mr. BEGICH, Mr. AKAKA, Mr. COCHRAN, Ms. COLLINS, Mr. LEVIN, Mr. NELSON of Nebraska, Mr. LAUTENBERG, Mrs. MURRAY, Mr. KERRY, Mr. INHOFE, Ms. SNOWE, and Mr. CASEY):

S. Res. 203. A resolution recognizing "National Foster Care Month" as an opportunity to raise awareness about the challenges of children in the foster care system, and encouraging Congress to implement policy to improve the lives of children in the foster care system; considered and agreed to.

By Mr. CASEY (for himself, Mr. BOOZMAN, Mr. DURBIN, Mr. LUGAR, Mr. MORAN, Mr. LEAHY, and Mr. BROWN of Ohio):

S. Res. 204. A resolution designating June 7, 2011, as "National Hunger Awareness Day"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 195

At the request of Mr. ROCKEFELLER, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 195, a bill to reinstate Federal matching of State spending of child support incentive payments.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 311

At the request of Mr. KERRY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 311, a bill to provide for the coverage of medically necessary food under Federal health programs and private health insurance.

S. 341

At the request of Mr. BROWN of Massachusetts, the names of the Senator from North Carolina [Mr. BURR] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of S. 341, a bill to require the rescission or termination of Federal contracts and subcontracts with enemies of the United States.

S. 394

At the request of Mr. KOHL, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 394, a bill to amend the Sherman Act to make oil-producing and exporting cartels illegal.

S. 483

At the request of Ms. SNOWE, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 483, a bill to amend title XVIII of the Social Security Act to provide for the treatment of clinical psychologists as physicians for purposes of furnishing clinical psychologist services under the Medicare program.

S. 501

At the request of Mr. THUNE, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 501, a bill to establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

S. 539

At the request of Mr. WHITEHOUSE, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 570

At the request of Mr. TESTER, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 598

At the request of Mrs. FEINSTEIN, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 658

At the request of Ms. KLOBUCHAR, the names of the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Massachusetts [Mr. BROWN], the Senator from Vermont [Mr. SANDERS] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 658, a bill to provide for the preservation by the Department of Defense of documentary evidence of the Department of Defense on incidents of sexual assault and sexual harassment in the military, and for other purposes.

S. 699

At the request of Mr. BINGAMAN, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 699, a bill to authorize the Secretary of Energy to carry out a program to demonstrate the commercial application of integrated systems for long-term geological storage of carbon dioxide, and for other purposes.

S. 738

At the request of Ms. STABENOW, the names of the Senator from New Jersey [Mr. LAUTENBERG] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 755

At the request of Mr. WYDEN, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 756

At the request of Mr. GRASSLEY, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 756, a bill to amend title XI of the Social Security Act to provide for the public availability of Medicare claims data.

S. 757

At the request of Mr. BARRASSO, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 757, a bill to provide incentives to encourage the development and implementation of technology to capture carbon dioxide from dilute sources on a significant scale using direct air capture technologies.

S. 792

At the request of Mr. PRYOR, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 792, a bill to authorize the waiver of certain debts relating to assistance provided to individuals and households since 2005.

S. 800

At the request of Mr. HARKIN, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 857

At the request of Mr. GRASSLEY, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 857, a bill to amend the Elementary and Secondary Education Act of 1965 to aid gifted and talented learners, including high-ability learners not formally identified as gifted.

S. 868

At the request of Mr. HATCH, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 868, a bill to restore the longstanding partnership between the States and the Federal Government in managing the Medicaid program.

S. 891

At the request of Mr. GRASSLEY, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 891, a bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients.

S. 895

At the request of Mr. BEGICH, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 895, a bill to amend the Elementary and Secondary Education Act of 1965 to invest in innovation for education.

S. 906

At the request of Mr. WICKER, the name of the Senator from Kentucky [Mr. McCONNELL] was added as a cosponsor of S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 948

At the request of Mr. MERKLEY, the names of the Senator from Missouri [Mr. BLUNT] and the Senator from Michigan [Ms. STABENOW] were added as cosponsors of S. 948, a bill to promote the deployment of

plug-in electric drive vehicles, and for other purposes.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Missouri [Mrs. McCASKILL] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 952

At the request of Mr. DURBIN, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 952, a bill to authorize the cancellation of removal and adjustment of status of certain alien students who are long-term United States residents and who entered the United States as children and for other purposes.

S. 958

At the request of Mr. CASEY, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 968

At the request of Mr. LEAHY, the names of the Senator from New York [Mrs. GILLIBRAND] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 972

At the request of Mr. CARPER, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 972, a bill to amend titles 23 and 49, United States Code, to establish procedures to advance the use of cleaner construction equipment on Federal-aid highway and public transportation construction projects, to make the acquisition and installation of emission control technology an eligible expense in carrying out such projects, and for other purposes.

S. 998

At the request of Mr. AKAKA, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 998, a bill to amend title IV of the Employee Retirement Income Security Act of 1974 to require the Pension Benefit Guaranty Corporation, in the case of airline pilots who are required by regulation to retire at age 60, to compute the actuarial value of monthly benefits in the form of a life annuity commencing at age 60.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from New York [Mrs. GILLIBRAND], the Senator from Delaware [Mr. COONS] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 1025, a bill to amend title

10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1039

At the request of Mr. CARDIN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1039, a bill to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes.

S. 1042

At the request of Ms. MURKOWSKI, the name of the Senator from South Carolina [Mr. DEMINT] was added as a cosponsor of S. 1042, a bill to amend title XVIII of the Social Security Act to establish a Medicare payment option for patients and physicians or practitioners to freely contract, without penalty, for Medicare fee-for-service items and services, while allowing Medicare beneficiaries to use their Medicare benefits.

S. 1043

At the request of Mr. GRAHAM, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 1043, a bill to amend the Energy Independence and Security Act of 2007 to promote energy security through the production of petroleum from oil sands, and for other purposes.

S. 1048

At the request of Mr. BARRASSO, his name was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

At the request of Mr. MENENDEZ, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1048, supra.

S. 1049

At the request of Mr. KYL, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1049, a bill to lower health premiums and increase choice for small business.

S. 1059

At the request of Mr. THUNE, the names of the Senator from Arkansas [Mr. BOOZMAN], the Senator from Mississippi [Mr. WICKER], the Senator from Mississippi [Mr. COCHRAN], the Senator from Georgia [Mr. ISAKSON] and the Senator from New Hampshire [Ms. AYOTTE] were added as cosponsors of S. 1059, a bill to amend the Public Health Service Act to provide liability protections for volunteer practitioners at health centers under section 330 of such Act.

S. 1064

At the request of Mr. REED, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 1064, a bill to make effective the proposed rule of the Food and Drug Administration relating to sunscreen drug products, and for other purposes.

SENATE RESOLUTION 150

At the request of Mr. INHOFE, the names of the Senator from Florida [Mr. RUBIO] and the Senator from Arizona [Mr. KYL] were added as cosponsors of Senate Resolution 150, a resolution calling for the protection of religious minority rights and freedoms in the Arab world.

SENATE RESOLUTION 162

At the request of Mr. MENENDEZ, the names of the Senator from Hawaii [Mr. AKAKA], the Senator from New York [Mr. SCHUMER] and the Senator from North Carolina [Mrs. HAGAN] were added as cosponsors of Senate Resolution 162, a resolution expressing the sense of the Senate that stable and affordable housing is an essential component of an effective strategy for the prevention, treatment, and care of human immunodeficiency virus, and that the United States should make a commitment to providing adequate funding for the development of housing as a response to the acquired immunodeficiency syndrome pandemic.

SENATE RESOLUTION 172

At the request of Ms. KLOBUCHAR, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of Senate Resolution 172, a resolution recognizing the importance of cancer research and the contributions made by scientists and clinicians across the United States who are dedicated to finding a cure for cancer, and designating May 2011, as "National Cancer Research Month".

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Oregon [Mr. WYDEN], the Senator from New Hampshire [Ms. AYOTTE], the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Nebraska [Mr. NELSON] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

At the request of Mrs. McCASKILL, her name was added as a cosponsor of Senate Resolution 185, *supra*.

SENATE RESOLUTION 188

At the request of Mr. KIRK, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of Senate Resolution 188, a resolution opposing State bailouts by the Federal Government.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BILL NELSON,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on May 26, 2011, at 10:15 a.m. in SH-216.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on May 26, 2011, at 10 a.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on May 26, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on May 26, 2011, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "The U.S.-Korea Free Trade Agreement."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on May 26, 2011, at 10 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 26, 2011, at 2:30 p.m.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on May 26, 2011, at 2:15 p.m. in Room 628 of the Dirksen Senate Office Building to conduct a hearing entitled "In Our Way: Expanding the Success of Native Language & Culture-Based Education."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on May 26, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office

Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on May 26, 2011, at 2:30 p.m.

SPECIAL COMMITTEE ON AGING

The Special Committee on Aging be authorized to meet during the session of the Senate on May 26, 2011, from 2 p.m. until 4 p.m. in Dirksen 106.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:27 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1216. An act to amend the Public Health Service Act to convert funding for graduate medical education in qualified teaching health centers from direct appropriations to an authorization of appropriations.

At 8 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House agrees to the amendment of the Senate to the amendment of the House to the bill (S. 990) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1216. An act to amend the Public Health Service Act to convert funding for graduate medical education in qualified teaching health centers from direct appropriations to an authorization of appropriations; to the Committee on Health, Education, Labor, and Pensions.

EXECUTIVE SESSION

By unanimous consent, on the request of Ms. KLOBUCHAR,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Ms. KLOBUCHAR,

The Senate resumed its legislative session.

INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2011

By unanimous consent, on the request of Ms. KLOBUCHAR,

The Senate proceeded to consider the bill (H.R. 754) to authorize appropriations for fiscal year 2011 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

FASTER FOIA ACT OF 2011

By unanimous consent, on the request of Ms. KLOBUCHAR,

The Senate proceeded to consider the bill (S. 627) to establish the Commission on Freedom of Information Act Processing Delays.

The question being on agreeing to the reported amendments.

The reported amendments were agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING THE SENSE OF CONGRESS RELATIVE TO CHAPLAINS HILL IN ARLINGTON NATIONAL CEMETERY

By unanimous consent, on the request of Ms. KLOBUCHAR,

Ordered, That the Committee on Veterans Affairs be discharged from the further consideration of the concurrent resolution (S. Con. Res. 4) expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

On motion by Ms. KLOBUCHAR (for Mrs. MURRAY) to amend the resolution, in the resolving clause, before the period at the end thereof, by inserting certain words, (being amendment No. 388).

The amendment was agreed to.

The question being on agreeing to the concurrent resolution, as amended.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL CANCER RESEARCH MONTH"

By unanimous consent, on the request of Ms. KLOBUCHAR,

Ordered, That the Committee on Health, Education, Labor, and Pensions be discharged from the further consideration of the resolution (S. Res. 172) recognizing the importance of cancer research and the contributions made by scientists and clinicians across the United States who are dedicated to finding a cure for cancer, and designating May 2011, as "National Cancer Research Month".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING "NATIONAL FOSTER CARE MONTH"

On the request of Ms. KLOBUCHAR,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 203) recognizing "National Foster Care Month" as an opportunity to raise awareness about the challenges of children in the foster care system, and encouraging Congress to implement policy to improve the lives of children in the foster care system, submitted today by Ms. LANDRIEU (for herself, Mr. GRASSLEY, Mrs. GILLIBRAND, Mr. FRANKEN, Mr. CARDIN, Mr. BEGICH, Mr. AKAKA, Mr. COCHRAN, Ms. COLLINS, Mr. LEVIN, Mr. BEN NELSON, Mr. LAUTENBERG, Mrs. MURRAY, Mr. KERRY, Mr. INHOFE, Ms. SNOWE, and Mr. CASEY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL HUNGER AWARENESS DAY"

On the request of Ms. KLOBUCHAR,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 204) designating June 7, 2011, as "National Hunger Awareness Day", submitted today by

Mr. CASEY (for himself, Mr. BOOZMAN, Mr. DURBIN, Mr. LUGAR, Mr. MORAN, Mr. LEAHY, and Mr. SHERROD BROWN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Ms. KLOBUCHAR,

The PRESIDING OFFICER laid before the Senate the bill (S. 1125) to improve national security letters, the authorities under the Foreign Intelligence Surveillance Act of 1978, and for other purposes, introduced today by Mr. LEAHY (for himself, Mr. WYDEN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. DURBIN, Mr. AKAKA, Mr. FRANKEN, Mr. BINGAMAN, Mrs. BOXER, Mr. COONS, and Mr. CARDIN), and at the desk; which was read the first time.

Ms. KLOBUCHAR asked unanimous consent that the bill be read the second time.

Ms. KLOBUCHAR objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

APPOINTMENT BY THE PRESIDENT OF THE SENATE

CONGRESSIONAL-EXECUTIVE COMMISSION ON THE PEOPLE'S REPUBLIC OF CHINA

The PRESIDING OFFICER announced that the President of the Senate, after consultation with the minority leader, pursuant to Public Law 106-286, had appointed the following members to serve on the Congressional-Executive Commission on the People's Republic of China: Ms. COLLINS and Mr. RISCH.

APPOINTMENT BY THE MINORITY LEADER

NATIONAL COMMISSION FOR THE REVIEW OF THE RESEARCH AND DEVELOPMENT PROGRAMS OF THE UNITED STATES INTELLIGENCE COMMUNITY

The PRESIDING OFFICER announced that the minority leader, after consultation with the Chairman of the Select Committee on Intelligence, and pursuant to provisions of Public Law 107-306, as amended by Public Law 111-259, had appointed the following individual to serve as a member of the National Commission for the Review of the

Research and Development Programs of the United States Intelligence Community: John H. Young of Virginia.

AUTHORIZING APPOINTMENTS DURING RECESS OR ADJOURNMENT OF SENATE

By unanimous consent, on the request of Ms. KLOBUCHAR,

Ordered, That, notwithstanding the recess or adjournment of the Senate, from tomorrow until Friday, June 3, 2011, the President of the Senate, the PRESIDENT pro tempore, and the majority and minority leaders be authorized to make appointment to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, concurrent action of the two Houses, or by order of the Senate.

AUTHORIZING SIGNING OF ENROLLED BILLS AND JOINT RESOLUTIONS

By unanimous consent, on the request of Ms. KLOBUCHAR,

Ordered, That, on today through Friday, June 3, 2011, the majority leader, Ms. KLOBUCHAR, and Mr. WEBB be authorized to sign duly enrolled bills and joint resolutions.

EXECUTIVE SESSION

By unanimous consent, on the request of Ms. KLOBUCHAR,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Ms. KLOBUCHAR,

The Senate resumed its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, FOR PRO FORMA SESSIONS, AND FOR PROGRAM

By unanimous consent, on the request of Ms. KLOBUCHAR,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. tomorrow, for a pro forma session; that the Senate then adjourn until 10 a.m. on Tuesday, May 31, 2011, for a pro forma session; that the Senate then adjourn until 10:30 a.m. on Friday, June 3, 2011, for a pro forma session; that no business be transacted on the aforementioned days; that the Senate then adjourn until 2 p.m. on Monday, June 6, 2011; that on Monday, June 6, 2011, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two

leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Ms. KLOBUCHAR,

At 8:30 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

FRIDAY, MAY 27, 2011

Mr. MARK BEGICH, from the State of Alaska, called the Senate to order at 9:30:09 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 27, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK BEGICH, a Senator from the State of Alaska, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BEGICH took the chair.

ADJOURNMENT

Under the authority of the order of yesterday,

At 9:30:34 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of yesterday, until 10 a.m. on Tuesday, May 31, 2011.

TUESDAY, MAY 31, 2011

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 10:00:32 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, May 31, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WARNER took the chair.

ADJOURNMENT

Under the authority of the order of Thursday, May 26, 2011,

At 10:01:14 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of Thursday, May 26, 2011, until 10:30 a.m. on Friday, June 3, 2011.

FRIDAY, JUNE 3, 2011

Mr. JIM WEBB, from the Commonwealth of Virginia, called the Senate to order at 10:30:01 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 3, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JIM WEBB, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WEBB took the chair.

ADJOURNMENT

Under the authority of the order of Thursday, May 26, 2011,

At 10:30:29 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order

of Thursday, May 26, 2011, until 2 p.m. on Monday, June 6, 2011.

MONDAY, JUNE 6, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 6, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Thursday, May 26, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, May 26, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, May 26, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment, and pursuant to the order of Thursday, May 26, 2011, that no business be

conducted during the ensuing three legislative days in pro-forma session,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S.1125) to improve national security letters, the authorities under the Foreign Intelligence Surveillance Act of 1978, and for other purposes, introduced on Thursday, May 26, 2011 by Mr. LEAHY (for himself, Mr. WYDEN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. DURBIN, Mr. AKAKA, Mr. FRANKEN, Mr. BINGAMAN, Mrs. BOXER, Mr. COONS, and Mr. CARDIN), and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

MESSAGES FROM THE HOUSE RECEIVED DURING ADJOURNMENT

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate, on May 26, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker had signed the following enrolled bill:

S. 990. An act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

ENROLLED BILL SIGNED

Under the authority of the order of the Senate of May 26, 2011, the enrolled bill was subsequently signed on May 26, 2011 by the ACTING PRESIDENT pro tempore (Ms. KLOBUCHAR).

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate, on May 31, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the House has agreed to the following resolution:

H. Res. 278. Resolution that Father Patrick J. Conroy of the State of Oregon, be, and is hereby, chosen Chaplain of the House of Representatives.

The message also announced that pursuant to 22 U.S.C. 1928a, clause 10 of rule 1, and the order of the House of January 5, 2011, the Speaker appointed the following Members of the House of Representatives to the United States Group of the NATO Parliamentary Assembly: Mr. LARSON of Connecticut.

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate, on June 1, 2011, during the adjournment of the Senate, received a message from the House of Representatives

announcing that the House has agreed to the following bill, without amendment:

S. 1082. An act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

The message also announced that the House has agreed to the following concurrent resolution, without amendment:

S. Con. Res. 16. Concurrent resolution authorizing the use of Emancipation Hall in the Capitol Visitor Center for an event to celebrate the birthday of King Kamehameha.

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate, on June 1, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker had signed the following enrolled bills:

H.R. 754. An act to authorize appropriations for fiscal year 2011 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

S. 1082. An act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

ENROLLED BILLS SIGNED

Under the authority of the order of the Senate of May 26, 2011, the enrolled bills were subsequently signed on June 1, 2011 by the ACTING PRESIDENT pro tempore (Mr. WEBB).

ENROLLED BILLS PRESENTED DURING ADJOURNMENT

The Secretary of the Senate reported that on today, Thursday, May 26, 2011, she had presented to the President of the United States the following enrolled bill:

S. 990. A bill to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

The Secretary of the Senate reported that on Wednesday, June 1, 2011, she had presented to the President of the United States the following enrolled bill:

S. 1082. A bill to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with

accompanying papers, reports, and documents, and were referred as indicated:

EC-1884. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Department of the Army and was assigned case number 08-02; to the Committee on Appropriations.

EC-1885. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General John T. Sheridan, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-1886. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Donald C. Wurster, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-1887. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General William G. Webster, Jr., United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-1888. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1889. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1890. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1891. A communication from the Acting Chief of the Endangered Species Listing Branch, Fish and Wildlife Services,

Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Roswell Springsnail, Koster's Springsnail, Noel's Amphipod, and Pecos Assiminea" (RIN1018-AW50) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Environment and Public Works.

EC-1892. A communication from the Chief of the Recovery and Delisting Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Reclassification of the Tulotoma Snail from Endangered to Threatened" (RIN1018-AX01) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Environment and Public Works.

EC-1893. A communication from the Chief of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Final Revised Designation of Critical Habitat for *Astragalus jaegerianus* (Lane Mountain milk-vetch)" (RIN1018-AW53) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Environment and Public Works.

EC-1894. A communication from the Secretary of Commerce, transmitting, pursuant to law, a report relative to the export to the People's Republic of China of items not detrimental to the U.S. space launch industry; to the Committee on Foreign Relations.

EC-1895. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to Oman and Greece for the sale of three C-130J aircraft including associated spares and support equipment; to the Committee on Foreign Relations.

EC-1896. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Italy in support of the manufacture, test, repair and maintenance of the G-2000 Dynamically Tuned Gyroscope product family for end use in the Joint Strike Fighter, Turret Stabilization, and ASPIDE and ASTER missile programs; to the Committee on Foreign Relations.

EC-1897. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to the Republic of Korea for the manufacture of select F110-GE-129 engine components; to the Committee on Foreign Relations.

EC-1898. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the proposed transfer of major defense equipment from the Government of the Netherlands to the government of Jordan with an original acquisition cost of \$25,000,000; to the Committee on Foreign Relations.

EC-1899. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to the Algeria for the manufacture of the various RF Tactical Radio Systems and Accessories in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1900. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0068 - 2011-0089); to the Committee on Foreign Relations.

EC-1901. A communication from the Deputy Bureau Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Jurisdictional Separations and Referral to the Federal-State Joint Board" ((RIN3060-AJ06)(FCC 11-71)) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1902. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; Kalispell, MT" (MB Docket No. 11-20; RM-11619) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. DEMINT:

S. 1143. A bill to amend title 5, United States Code, to provide that agencies may not deduct labor organization dues from the pay of Federal employees, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. WYDEN (for himself, Mr. ENZI, Mr. BARRASSO, and Mr. MERKLEY):

S. 1144. A bill to amend the Soda Ash Royalty Reduction Act of 2006 to extend the reduced royalty rate for soda ash; to the Committee on Energy and Natural Resources.

By Mr. LEAHY (for himself, Mr. BLUMENTHAL, and Mr. FRANKEN):

S. 1145. A bill to amend title 18, United States Code, to clarify and expand Federal criminal jurisdiction over Federal contractors and employees outside the United States, and for other purposes; to the Committee on the Judiciary.

By Mr. BEGICH:

S. 1146. A bill to establish a pilot program under which veterans in the State of Alaska may receive health care benefits from the Department of Veterans Affairs at non-Department medical facilities, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BLUMENTHAL (for himself, Mr. MORAN, Mr. HARKIN, Mr. WHITEHOUSE, and Mr. GRASSLEY):

S. 1147. A bill to amend the Department of Veterans Affairs Health Care Programs Enhancement Act of 2001 and title 38, United States Code, to require the provision of chiropractic care and service to veterans at all Department of Veterans Affairs medical centers and to expand access to such care and services, and for other purposes; to the Committee on Veterans' Affairs.

By Mrs. MURRAY:

S. 1148. A bill to amend title 38, United States Code, to improve the provision of assistance to homeless veterans, to improve the regulation of fiduciaries who represent individuals for purposes of receiving benefits under laws administered by the Secretary of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

ADDITIONAL COSPONSORS

S. 13

At the request of Mr. CHAMBLISS, the names of the Senator from Oklahoma [Mr. INHOFE] and the Senator from Indiana [Mr. LUGAR] were added as cosponsors of S. 13, a bill to promote freedom, fairness, and economic opportunity by repealing the income tax and other taxes, abolishing the Internal Revenue Service, and enacting a national sales tax to be administered primarily by the States.

S. 20

At the request of Mr. HATCH, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 28

At the request of Mr. ROCKEFELLER, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from Maryland [Ms. MIKULSKI] were added as cosponsors of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 219

At the request of Mr. TESTER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 219, a bill to require Senate candidates to file designations, statements, and reports in electronic form.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 418

At the request of Mr. HARKIN, the names of the Senator from Michigan [Mr. LEVIN] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 453

At the request of Mr. BROWN of Ohio, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 453, a bill to improve the safety of motorcoaches, and for other purposes.

S. 462

At the request of Mr. KOHL, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 462, a bill to better protect, serve, and advance the rights of victims of elder abuse and exploitation by establishing a program to encourage States and other qualified entities to create jobs designed to hold offenders accountable, enhance the capacity of the justice system to investigate, pursue, and prosecute elder abuse

cases, identify existing resources to leverage to the extent possible, and assure data collection, research, and evaluation to promote the efficacy and efficiency of the activities described in this Act.

S. 509

At the request of Mr. UDALL of Colorado, the name of the Senator from Nevada [Mr. REID] was added as a cosponsor of S. 509, a bill to amend the Federal Credit Union Act, to advance the ability of credit unions to promote small business growth and economic development opportunities, and for other purposes.

S. 556

At the request of Mrs. HUTCHISON, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 556, a bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes.

S. 570

At the request of Mr. TESTER, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 648

At the request of Mrs. GILLIBRAND, the names of the Senator from New Jersey [Mr. LAUTENBERG] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of S. 648, a bill to require the Commissioner of Social Security to revise the medical and evaluation criteria for determining disability in a person diagnosed with Huntington's Disease and to waive the 24-month waiting period for Medicare eligibility for individuals disabled by Huntington's Disease.

S. 649

At the request of Mrs. GILLIBRAND, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 649, a bill to expand the research and awareness activities of the National Institute of Arthritis and Musculoskeletal and Skin Diseases and the Centers for Disease Control and Prevention with respect to scleroderma, and for other purposes.

S. 703

At the request of Mr. BARRASSO, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 703, a bill to amend the Long-Term Leasing Act, and for other purposes.

S. 717

At the request of Mr. TESTER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 717, a bill to establish an advisory committee to issue nonbinding governmentwide guidelines on making public information available on the Internet, to require publicly available Government information held by the executive branch to

be made available on the Internet, to express the sense of Congress that publicly available information held by the legislative and judicial branches should be available on the Internet, and for other purposes.

S. 740

At the request of Mr. REED, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

S. 741

At the request of Mr. UDALL of New Mexico, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 741, a bill to amend the Public Utility Regulatory Policies Act of 1978 to establish a renewable electricity standard, and for other purposes.

S. 800

At the request of Mr. HARKIN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 814

At the request of Mr. MANCHIN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 814, a bill to require the public disclosure of audits conducted with respect to entities receiving funds under title X of the Public Health Service Act.

S. 866

At the request of Mr. TESTER, the names of the Senator from Oregon [Mr. WYDEN], the Senator from North Carolina [Mrs. HAGAN] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 868

At the request of Mr. HATCH, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 868, a bill to restore the longstanding partnership between the States and the Federal Government in managing the Medicaid program.

S. 877

At the request of Mr. HATCH, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 877, a bill to prevent taxpayer-funded elective abortions by applying the longstanding policy of the Hyde amendment to the new health care law.

S. 906

At the request of Mr. WICKER, the names of the Senator from Tennessee [Mr. CORKER] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of

S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 949

At the request of Mrs. SHAHEEN, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 949, a bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 958

At the request of Mr. CASEY, the names of the Senator from New York [Mrs. GILLIBRAND], the Senator from Kansas [Mr. MORAN], the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 960

At the request of Mr. KERRY, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 960, a bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home.

S. 1002

At the request of Mr. SCHUMER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1006

At the request of Mr. RUBIO, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 1006, a bill to allow seniors to file their Federal income tax on a new Form 1040SR.

S. 1009

At the request of Mr. RUBIO, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 1009, a bill to rescind certain Federal funds identified by States as unwanted and use the funds to reduce the Federal debt.

S. 1045

At the request of Ms. LANDRIEU, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1045, a bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require that group and individual health

insurance coverage and group health plans provide coverage for treatment of a minor child's congenital or developmental deformity or disorder due to trauma, burns, infection, tumor, or disease.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Delaware [Mr. COONS], the Senator from Oregon [Mr. WYDEN] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1053

At the request of Mr. DURBIN, his name was added as a cosponsor of S. 1053, a bill to amend the National Agricultural Research, Extension and Teaching Policy Act of 1977 to establish a grant program to promote efforts to develop, implement, and sustain veterinary services, and for other purposes.

S. 1056

At the request of Mr. HARKIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1056, a bill to ensure that all users of the transportation system, including pedestrians, bicyclists, transit users, children, older individuals, and individuals with disabilities, are able to travel safely and conveniently on and across federally funded streets and highways.

S. 1064

At the request of Mr. REED, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1064, a bill to make effective the proposed rule of the Food and Drug Administration relating to sunscreen drug products, and for other purposes.

S. 1097

At the request of Mr. KYL, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1097, a bill to strengthen the strategic force posture of the United States by implementing and supplementing certain provisions of the New START Treaty and the Resolution of Ratification, and for other purposes.

S. 1113

At the request of Ms. MURKOWSKI, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1113, a bill to facilitate the reestablishment of domestic, critical mineral designation, assessment, production, manufacturing, recycling, analysis, forecasting, workforce, education, research, and international capabilities in the United States, and for other purposes.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Delaware [Mr. COONS], the Senator from New York [Mrs. GILLIBRAND], the Senator from Connecticut [Mr.

BLUMENTHAL], the Senator from Connecticut [Mr. LIEBERMAN], the Senator from Louisiana [Ms. LANDRIEU], the Senator from Idaho [Mr. CRAPO] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

SENATE RESOLUTION 199

At the request of Mr. REID, the names of the Senator from New York [Mr. SCHUMER], the Senator from New York [Mrs. GILLIBRAND] and the Senator from Washington [Mrs. MURRAY] were added as cosponsors of Senate Resolution 199, a resolution supporting the goals and ideals of "Crohn's and Colitis Awareness Week".

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 802. An act to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to establish a VetStar Award Program.

H.R. 1194. An act to renew the authority of the Secretary of Health and Human Services to approve demonstration projects designed to test innovative strategies in State child welfare programs.

H.R. 1484. An act to amend title 38, United States Code, to improve the appeals process of the Department of Veterans Affairs.

H.R. 1540. An act to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal years, and for other purposes.

H.R. 2017. An act making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2012, and for other purposes.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 802. An act to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to establish a VetStar Award Program; to the Committee on Veterans' Affairs.

H.R. 1194. An act to renew the authority of the Secretary of Health and Human Services to approve demonstration projects designed to test innovative strategies in State child welfare programs; to the Committee on Finance.

H.R. 1484. An act to amend title 38, United States Code, to improve the appeals process of the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

H.R. 1540. To authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; to the Committee on Armed Services.

H.R. 2017. An act making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2012, and for other purposes; to the Committee on Appropriations.

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed,

Pursuant to the order of Thursday, May 26, 2011, as modified,

The Senate proceeded to executive session (and after consideration of executive business, involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of today,

The Senate resumed its legislative session.

MOTION TO PROCEED TO
CONSIDER BILL S. 782

On motion by Mr. REID that the Senate proceed to consider the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed to consider bill S. 782; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 782:

HARRY REID, BARBARA BOXER, KENT CONRAD, JOHN KERRY, S. WHITEHOUSE, AMY KLOBUCHAR, BEN CARDIN, JEFF BINGAMAN, JEFFREY A. MERKLEY, PATTY MURRAY, ROBERT MENENDEZ, JEANNE SHAHEEN, BERNARD SANDERS, FRANK R. LAUTENBERG, JACK REED, DICK DURBIN, DANIEL K. AKAKA.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to the motion to proceed.

ORDERS FOR ADJOURNMENT
UNTIL 10:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate resume consideration of the motion to proceed to consider bill S. 782.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

AUTHORITY FOR ADJOURNMENT
ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate adjourn, following remarks by Mr. SHERROD BROWN.

After debate,

ADJOURNMENT

Under the authority of the order of today, as modified,

At 6:30 p.m.,

The PRESIDING OFFICER (Mr. MANCHIN in the chair) declared the Senate adjourned, under its order of today, until 10:30 a.m. on tomorrow.

TUESDAY, JUNE 7, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10:30 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 7, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1903. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Agency Office of the Inspector General" ((RIN0750-AG97)-(DFARS Case 2011-D006)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Armed Services.

EC-1904. A communication from the Assistant Secretary of Defense (Reserve Affairs), transmitting, pursuant to law, a report relative to a proposed change to the Fiscal Year 2009 National Guard and Reserve Equipment Appropriation (NGREA) procurement; to the Committee on Armed Services.

EC-1905. A communication from the Under Secretary of Defense (Policy), Department of Defense, transmitting, pursuant to law, a report relative to the training of the U.S. Special Operations Forces with friendly foreign forces during fiscal year 2010; to the Committee on Armed Services.

EC-1906. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Securities of Nonmember Insured Banks" (RIN3064-AD67) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1907. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Luxembourg; to the Committee on Banking, Housing, and Urban Affairs.

EC-1908. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to China; to the Committee on Banking, Housing, and Urban Affairs.

EC-1909. A communication from the Chairman of the Board of Governors, Federal Reserve System, transmitting, pursuant to law, a report entitled "Report to the Congress on the Profitability of Credit Card Operations of Depository Institutions"; to the Committee on Banking, Housing, and Urban Affairs.

EC-1910. A communication from the Secretary of Commerce, transmitting, pursuant to law, a report relative to the continuation of a national emergency declared in Executive Order 13222 with respect to the lapse of the Export Administration Act of 1979; to the Committee on Banking, Housing, and Urban Affairs.

EC-1911. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program for Certain Consumer Appliances: Test Procedures for Battery Chargers and External Power Supplies" (RIN1904-AC03) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Energy and Natural Resources.

EC-1912. A communication from the Wildlife Biologist, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Migratory Bird Subsistence Harvest in Alaska; Harvest Regulations for Migratory Birds in Alaska During the 2011 Season" (RIN1018-AX30) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Environment and Public Works.

EC-1913. A communication from the Chief of the Permits and Regulations Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Migratory Bird Permits; Changes in the Regulations Governing Raptor Propagation" (RIN1018-AT60) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Environment and Public Works.

EC-1914. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Administrative Practices in Radiation Surveys and Monitoring" (Regulatory Guide 8.2, Revision 1) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Environment and Public Works.

EC-1915. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Determination of Attainment for the 1997 8-Hour Ozone Standard: States of Missouri and Illinois" (FRL No. 9317-4) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Environment and Public Works.

EC-1916. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Idaho" (FRL No. 9316-7) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Environment and Public Works.

EC-1917. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Oregon; Interstate Transport of Pollution; Significant Contribution to Nonattainment and Interference with Maintenance Requirements" (FRL No. 9316-9) received in the Office of the President of the Senate on

June 6, 2011; to the Committee on Environment and Public Works.

EC-1918. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions and Additions to Motor Vehicle Fuel Economy Label" (FRL No. 9315-1) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Environment and Public Works.

EC-1919. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Revision to the Inspection and Maintenance (I/M) Program - Quality Assurance Protocol for the Safety Inspection Program in Non-I/M Counties" (FRL No. 9314-4) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Environment and Public Works.

EC-1920. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Revisions to Requirements for Major Sources Locating in or Impacting a Nonattainment Area in Allegheny County" (FRL No. 9308-9) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Environment and Public Works.

EC-1921. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designations of Areas for Air Quality Planning Purposes; Georgia; Macon; Determination of Attaining Data for the 1997 Annual Fine Particulate Standard" (FRL No. 9313-8) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Environment and Public Works.

EC-1922. A communication from the Administrator of the Environmental Protection Agency, transmitting, pursuant to law, two legislative proposals relative to the collection of fees; to the Committee on Environment and Public Works.

EC-1923. A communication from the Commissioner, Social Security Administration, transmitting, pursuant to law, the Administration's 2011 Annual Report on the Supplemental Security Income Program; to the Committee on Finance.

EC-1924. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the continuation of a waiver of application of Subsections (a) and (b) of Section 402 of the Trade Act of 1974 for Belarus; to the Committee on Finance.

EC-1925. A communication from the Chief of the Border Securities Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Technical Amendment to List of User Fee Airports: Addition of Dallas Love Field Municipal Airport, Dallas, Texas" (CBP Dec. 11-13) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Finance.

EC-1926. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Deferral of Dates Related to the Branded Prescription Drug Fee" (Notice 2011-46) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Finance.

EC-1927. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the implementation of the Danger Pay Allowance for Libya; to the Committee on Foreign Relations.

EC-1928. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to Australia for maintenance, depot level repair, and overhaul services on components of various military fixed and rotary wing aircraft, ships and frigate in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1929. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services for manufacture, test, and delivery of the AN/PG-68(V)9 Antenna LRU, Transmitter LRU, Antenna and Transmitter LRU subassemblies and other Radar Test Equipment in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-1930. A communication from the Acting Assistant General Counsel for Regulatory Services, Office of Elementary and Secondary Education, Department of

Education, transmitting, pursuant to law, the report of a rule entitled "Impact Aid Programs" (RIN1810-AA94) received in the Office of the President of the Senate on May 26, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1931. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicaid Program; Payment Adjustment for Provider-Preventable Conditions Including Health Care-Acquired Conditions" (RIN0938-AQ34) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1932. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Reclassification of the Topical Oxygen Chamber for Extremities; Correction" ((21 CFR Part 878)(Docket No. FDA-2006-N-0045)) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1933. A communication from the Acting Assistant General Counsel for Regulatory Services, Office of Postsecondary Education, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Program Integrity: Gainful Employment - Debt Measures" (RIN1840-AD06) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1934. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, an annual report relative to the implementation of the Age Discrimination Act of 1975 for fiscal year 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-1935. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, (2) reports entitled "Community Services Block Grant (CSBG) Program Report" and "Community Services Block Grant Performance Measurement Report"; to the Committee on Health, Education, Labor, and Pensions.

EC-1936. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to the financial aspects for fiscal year 2010 of the implementation of the Animal Generic Drug User Fee Act; to the Committee on Health, Education, Labor, and Pensions.

EC-1937. A communication from the Secretary of Health and Human Services,

transmitting, pursuant to law, a report relative to the financial aspects for fiscal year 2010 of the implementation of the Animal Drug User Fee Act; to the Committee on Health, Education, Labor, and Pensions.

EC-1938. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Administration on Aging's Report to Congress for Fiscal Year 2009; to the Committee on Health, Education, Labor, and Pensions.

EC-1939. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Prevailing Rate Systems; Abolishment of Cumberland, Maine, as a Nonappropriated Fund Federal Wage System Wage Areas" (RIN3206-AM38) received in the Office of the President of the Senate on June 3, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1940. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Prevailing Rate Systems; Redefinition of the Madison, Wisconsin, and Southwestern Wisconsin Appropriated Fund Federal Wage System Wage Areas" (RIN3206-AM32) received in the Office of the President of the Senate on June 3, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1941. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "General Services Administration Acquisition Regulation; Rewrite of GSAR Part 570; Acquiring Leasehold Interests in Real Property" (RIN3090-A196) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1942. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Contract Closeout" ((RIN9000-AL43)(FAC 2005-52)) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1943. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Sustainable Acquisition" ((RIN9000-A96L)(FAC 2005-52)) received in the Office of the President of the Senate on May 31, 2011; to the

Committee on Homeland Security and Governmental Affairs.

EC-1944. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Buy American Exemption for Commercial Information Technology-Construction Material" ((RIN9000-AL62)(FAC 2005-52)) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mrs. BOXER, from the Committee on Environment and Public Works, without amendment:

S. 710. A bill to amend the Solid Waste Disposal Act to direct the Administrator of the Environmental Protection Agency to establish a hazardous waste electronic manifest system (Rept. No. 112-20).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. WYDEN (for himself, Mr. CRAPO, Mr. RISCH, and Mr. MERKLEY):

S. 1149. A bill to expand geothermal production, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CASEY:

S. 1150. A bill to establish the Susquehanna Gateway National Heritage Area in the State of Pennsylvania, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. LEAHY (for himself, Mr. SCHUMER, Mr. CARDIN, and Mr. FRANKEN):

S. 1151. A bill to prevent and mitigate identity theft, to ensure privacy, to provide notice of security breaches, and to enhance criminal penalties, law enforcement assistance, and other protections against security breaches, fraudulent access, and misuse of personally identifiable information; to the Committee on the Judiciary.

By Mr. MENENDEZ:

S. 1152. A bill to advance cybersecurity research, development, and technical standards, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. HATCH (for himself and Mr. LEE):

S. 1153. A bill to improve Federal land management, resource conservation, environmental protection, and use of Federal land by requiring the Secretary of the Interior to develop a multipurpose cadastre of Federal land and identifying inaccurate, duplicate, and out-of-date Federal land inventories, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BAUCUS:

S. 1154. A bill to require transparency for Executive departments in meeting the Government-wide goals for contracting with small business concerns owned and controlled by service-disabled veterans, and for other purposes; to the Committee on Small Business and Entrepreneurship.

ADDITIONAL COSPONSORS

S. 28

At the request of Mr. ROCKEFELLER, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 119

At the request of Mr. VITTER, the names of the Senator from New Hampshire [Ms. AYOTTE], the Senator from Alabama [Mr. SESSIONS], the Senator from South Carolina [Mr. DEMINT], the Senator from Florida [Mr. RUBIO], the Senator from Oklahoma [Mr. COBURN], the Senator from Texas [Mr. CORNYN], the Senator from Idaho [Mr. RISCH], the Senator from Kentucky [Mr. PAUL], the Senator from Utah [Mr. LEE] and the Senator from Wisconsin [Mr. JOHNSON] were added as cosponsors of S. 119, a bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects.

S. 164

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 299

At the request of Mr. PAUL, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 299, a bill to amend chapter 8 of title 5, United States Code, to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law.

S. 398

At the request of Mr. BINGAMAN, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 412

At the request of Mr. LEVIN, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 534

At the request of Mr. KERRY, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 603

At the request of Mr. NELSON of Florida, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 603, a bill to modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 700

At the request of Ms. KLOBUCHAR, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 700, a bill to amend the Internal Revenue Code of 1986 to permanently extend the treatment of certain farming business machinery and equipment as 5-year property for purposes of depreciation.

S. 758

At the request of Mr. FRANKEN, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 758, a bill to establish a Science, Technology, Engineering, and Math (STEM) Master Teacher Corps program.

S. 769

At the request of Mr. HARKIN, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 769, a bill to amend title 38, United States Code, to prevent the Secretary of Veterans Affairs

from prohibiting the use of service dogs on Department of Veterans Affairs property.

S. 797

At the request of Ms. MIKULSKI, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 797, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 800

At the request of Mr. HARKIN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 821

At the request of Mr. LEAHY, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 821, a bill to amend the Immigration and Nationality Act to eliminate discrimination in the immigration laws by permitting permanent partners of United States citizens and lawful permanent residents to obtain lawful permanent resident status in the same manner as spouses of citizens and lawful permanent residents and to penalize immigration fraud in connection with permanent partnerships.

S. 866

At the request of Mr. TESTER, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 868

At the request of Mr. HATCH, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 868, a bill to restore the longstanding partnership between the States and the Federal Government in managing the Medicaid program.

S. 922

At the request of Mrs. GILLIBRAND, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 922, a bill to amend the Workforce Investment Act of 1998 to authorize the Secretary of Labor to provide grants for Urban Jobs Programs, and for other purposes.

S. 939

At the request of Mr. MENENDEZ, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 939, a bill to amend the Internal Revenue Code of 1986 to provide that the volume cap for private activity bonds shall not apply to bonds for facilities for the furnishing of water and sewage facilities.

S. 946

At the request of Mr. BAUCUS, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 946, a bill to establish an Office of Rural Education Policy in the Department of Education.

S. 949

At the request of Mrs. SHAHEEN, the names of the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from Massachusetts [Mr. KERRY] were added as cosponsors of S. 949, a bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes.

S. 963

At the request of Mr. CARPER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 963, a bill to reduce energy costs, improve energy efficiency, and expand the use of renewable energy by Federal agencies, and for other purposes.

S. 967

At the request of Mr. MERKLEY, the names of the Senator from Missouri [Mrs. McCASKILL] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of S. 967, a bill to establish clear regulatory standards for mortgage servicers, and for other purposes.

S. 979

At the request of Mr. DURBIN, the names of the Senator from Vermont [Mr. SANDERS] and the Senator from Colorado [Mr. UDALL] were added as cosponsors of S. 979, a bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Great Basin Deserts in the State of Utah for the benefit of present and future generations of people in the United States.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1002

At the request of Mr. KYL, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1018

At the request of Mr. KERRY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1018, a bill to amend title 10, United States Code, and the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 to provide for implementation of additional recommendations of the Defense Task Force on Sexual Assault in the Military Services.

S. 1019

At the request of Mr. SANDERS, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1019, a bill to amend the Elementary and Secondary Education Act of 1965 in order to support secondary school reentry programs.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the names of the Senator from Massachusetts [Mr. KERRY] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1125

At the request of Mr. LEAHY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1125, a bill to improve national security letters, the authorities under the Foreign Intelligence Surveillance Act of 1978, and for other purposes.

S. 1145

At the request of Mr. LEAHY, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1145, a bill to amend title 18, United States Code, to clarify and expand Federal criminal jurisdiction over Federal contractors and employees outside the United States, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mrs. FEINSTEIN, the names of the Senator from Ohio [Mr. BROWN], the Senator from Iowa [Mr. HARKIN], the Senator from North Carolina [Mrs. HAGAN] and the Senator from Vermont [Mr. LEAHY] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

At the request of Mr. MCCONNELL, the names of the Senator from Arizona [Mr. KYL] and the Senator from Texas [Mrs. HUTCHISON] were added as cosponsors of Senate Joint Resolution 17, *supra*.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and

just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from South Dakota [Mr. JOHNSON], the Senator from Nebraska [Mr. JOHANNIS], the Senator from Nevada [Mr. HELLER], the Senator from Colorado [Mr. BENNET], the Senator from Mississippi [Mr. WICKER], the Senator from Georgia [Mr. ISAKSON], the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Montana [Mr. BAUCUS] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

SENATE RESOLUTION 202

At the request of Mr. CONRAD, the names of the Senator from Maine [Ms. SNOWE] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of Senate Resolution 202, a resolution designating June 27, 2011, as "National Post-Traumatic Stress Disorder Awareness Day".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CARDIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on June 7, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 7, 2011, at 10 a.m.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 7, 2011, at 2:30 p.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate to conduct a hearing entitled "Drowning in Debt: Financial Outcomes of Students at For-Profit

Colleges" on June 7, 2011, at 10 a.m., in 430 Dirksen Senate Office Building.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on June 7, 2011, at 2:30 p.m.

MOTION TO PROCEED TO CONSIDER BILL S. 782

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mr. TESTER in the chair) laid before the Senate its pending business, viz, the motion, made by Mr. REID on yesterday, that the Senate proceed to consider the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

RECESS

Pursuant to the order of yesterday,

At 12:30 p.m.,

The PRESIDING OFFICER (Mr. CARDIN in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

MOTION TO PROCEED TO CONSIDER BILL S. 782

The Senate resumed consideration of the motion to proceed to consider bill S. 782.

The question being on agreeing to the motion.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That the motion to bring to a close debate on the motion to proceed to consider bill S. 782 be withdrawn; and that the Senate agree to the motion to proceed.

Ordered further, That the Senate proceed to consider the bill; that the reported amendment be agreed to; that a motion to reconsider be made and laid on the table, with no intervening action or debate; that the bill, as thus amended, be considered original text for purpose of further amendment; that Mr. TESTER be recognized to propose an amendment; that Mr. DURBIN then be recognized to propose an amendment thereto; and that Mrs. BOXER and Mr. INHOFE be recognized to speak.

ECONOMIC DEVELOPMENT REVITALIZATION ACT

Pursuant to the foregoing order,

The PRESIDING OFFICER laid before the Senate the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act; and

The Senate proceeded to consider the bill.

The question being on agreeing to the reported amendment.

Pursuant to the order of today,

The reported amendment was agreed to.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. TESTER (for himself, Mr. CORKER, Mrs. HAGAN, Mr. CRAPO, Mr. BENNET, Mr. BLUNT, Mr. CARPER, Mr. KYL, and Mr. COONS) to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 392).

On motion by Mr. DURBIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

Pursuant to the order of today,

On motion by Mr. DURBIN to amend the pending amendment on page 10, line 9, by striking "2 years," and inserting "one year" (being amendment No. 393).

By unanimous consent, on the request of Mr. REID,

Ordered, That, following morning business on tomorrow, the Senate resume consideration of bill S. 782; that the time until 2 p.m. be equally divided and controlled for debate between the proponents and opponents of amendment No. 392; that, at 2 p.m., amendment No. 393 be withdrawn; that the Senate then vote in relation to amendment No. 392; that, except for Budget Act points of order, and motions to waive in relation thereto, no amendment, motion, or point of order be in order prior to the vote; that the amendment receive a minimum of 60 yeas to be agreed to; and that, following the vote, a motion to reconsider be considered made and laid on the table.

The question being on agreeing to amendment No. 393 to amendment No. 392 to the bill, as amended.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be

deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 782, as pursuant to the order of today.

AUTHORITY FOR ADJOURNMENT ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate adjourn, following remarks by Mr. MORAN and Mr. ISAKSON.

After debate,

ADJOURNMENT

Under the authority of the order of today,
At 5:55 p.m.,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) declared the Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, JUNE 8, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 8, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1945. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Oversight of Contractor Ethics Programs" ((RIN9000-AL92)(FAC 2005-52)) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1946. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-52; Introduction" (FAC 2005-52) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1947. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Prohibition on Contracting with Inverted Domestic Corporations" ((RIN9000-AL28)(FAC 2005-52)) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1948. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal

Acquisition Regulation; Technical Amendments" (FAC 2005-52) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1949. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Small Entity Compliance Guide" (FAC 2005-52) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1950. A communication from the Chairman, Merit Systems Protection Board, transmitting, pursuant to law, a report entitled "Women in the Federal Government: Ambitions and Achievements"; to the Committee on Homeland Security and Governmental Affairs.

EC-1951. A communication from the Executive Director, U.S. Election Assistance Commission, transmitting, pursuant to law, a report relative to action taken on audit reports (for the period October 1, 2010 through March 31, 2011); to the Committee on Homeland Security and Governmental Affairs.

EC-1952. A communication from the Under Secretary of Defense (Policy), transmitting, pursuant to law, a report relative to the Proliferation Security Initiative; to the Committee on Homeland Security and Governmental Affairs.

EC-1953. A communication from the Director, Congressional Affairs, Federal Election Commission, transmitting, pursuant to law, the Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1954. A communication from the Administrator of the General Services Administration, transmitting, pursuant to law, the Semiannual Report of the Inspector General and the Administrator's Semiannual Management Report to Congress for the period from October 1, 2010 to March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1955. A communication from the Administrator of the U.S. Agency for International Development, transmitting, pursuant to law, the Semiannual Report of the Inspector General for the period from October 1, 2010 to March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1956. A communication from the Federal Co-Chair, Appalachian Regional Commission, transmitting, pursuant to law, the Commission's Semiannual Report of the Inspector General for the period from

October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1957. A communication from the Secretary of Labor, transmitting, pursuant to law, the Department of Labor's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1958. A communication from the Secretary of Veterans Affairs, transmitting, pursuant to law, the Department of Veterans Affairs' Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1959. A communication from the Chairman of the National Endowment for the Arts, transmitting, pursuant to law, the Semiannual Report of the Inspector General, the Chairman's Semiannual Report on Final Action Resulting from Audit Reports, Inspection Reports, and Evaluation Reports for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1960. A communication from the Commissioners, U.S. Election Assistance Commission, transmitting, pursuant to law, the Commission's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1961. A communication from the Chairman, Railroad Retirement Board, transmitting, pursuant to law, the Board's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1962. A communication from the Chairman, Securities and Exchange Commission, transmitting, pursuant to law, the Commission's Semiannual Report of the Inspector General and a Management Report for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1963. A communication from the Secretary of Energy, transmitting, pursuant to law, the Department of Energy's Semiannual Report of the Inspector General for the period from October 1, 2010 to March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1964. A communication from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting, pursuant to law, the Administration's Semiannual Report of the Inspector General and the Semiannual Management Report on the

Status of Audits for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1965. A communication from the Secretary of the Interior, transmitting, pursuant to law, the Department of the Interior's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1966. A communication from the Chairman, Federal Maritime Commission, transmitting, pursuant to law, the Commission's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1967. A communication from the Secretary of Transportation, transmitting, pursuant to law, the Department of Transportation's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1968. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Department of Health and Human Service's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1969. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Lockheed Martin Corporation/Lockheed Martin Aeronautics Company Model 382, 382B, 382E, 382F, and 382G Airplanes" ((RIN2120-AA64)(Docket No. FAA-2009-1228)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1970. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, (13) reports relative to vacancies within the Department, received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on the Judiciary.

EC-1971. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report relative to the Department's activities under the Civil Rights of Institutionalized Persons Act; to the Committee on the Judiciary.

EC-1972. A communication from the Staff Director, U.S. Sentencing Commission, transmitting, pursuant to law, a report relative to the compliance of federal district courts with documentation submission requirements; to the Committee on the Judiciary.

EC-1973. A joint communication from the Under Secretary of Defense (Personnel and Readiness) and the Deputy Secretary of Veterans Affairs, transmitting, pursuant to law, a report relative to the activities of the Center of Excellence in the Mitigation, Treatment, and Rehabilitation of Traumatic Extremity Injuries, and Amputations; to the Committee on Veterans' Affairs.

EC-1974. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Plants for Planting; Establishing a Category of Plants for Planting Not Authorized for Importation Pending Pest Risk Analysis" ((RIN0579-AC03)(Docket No. APHIS-2006-0011)) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1975. A communication from the Chief of Planning and Regulatory Affairs, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Supplemental Nutrition Assistance Program: Civil Rights Protections for SNAP Households" (RIN0584-AD89) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1976. A communication from the Chief of Planning and Regulatory Affairs, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Supplemental Nutrition Assistance Program: Privacy Protections of Information from Applicant Households" (RIN0584-AD91) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1977. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Bromoxynil; Pesticide Tolerances" (FRL No. 8873-9) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1978. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Ethylene Glycol; Exemption from the Requirement of

a "Tolerance" (FRL No. 8870-7) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1979. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pyraflufen-ethyl; Pesticide Tolerances" (FRL No. 8873-5) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1980. A communication from the Secretary of Defense, transmitting, pursuant to law, a report relative to a new Unified Command Plan approved by the President; to the Committee on Armed Services.

EC-1981. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-027, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-1982. A communication from the Chairman of the Board of Governors, Federal Reserve System, transmitting, pursuant to law, the 97th Annual Report of the Federal Reserve Board; to the Committee on Banking, Housing, and Urban Affairs.

EC-1983. A communication from the Senior Vice President and Chief Financial Officer, Federal Home Loan Bank of New York, transmitting, pursuant to law, the Bank's 2010 Management Report; to the Committee on Banking, Housing, and Urban Affairs.

EC-1984. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a six-month periodic report relative to the national emergency that was declared in Executive Order 12938 with respect to the proliferation of weapons of mass destruction; to the Committee on Banking, Housing, and Urban Affairs.

EC-1985. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury, transmitting, pursuant to law, a report relative to a vacancy in the position of Assistant Secretary (Tax Policy), received in the Office of the President of the Senate on June 3, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1986. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to

law, the report of a rule entitled "Record Retention for Regulated Entities and Office of Finance" (RIN2590-AA10) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1987. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Taliban (Afghanistan) Sanctions Regulations" (31 CFR Part 545) received in the Office of the President of the Senate on May 31, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1988. A communication from the Deputy Secretary, Enforcement Division, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Implementation of the Whistleblower Provisions of Section 21F of the Securities Exchange Act of 1934" (RIN3235-AK78) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1989. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Wyoming Regulatory Program" (Docket No. WY-038-FOR) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Energy and Natural Resources.

EC-1990. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Requirements for Bicycles" (RIN3041-AC95) received in the Office of the President of the Senate on May 27, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CASEY (for himself and Ms. MIKULSKI):

S. 1155. A bill to amend the Child Care and Development Block Grant Act of 1990 to improve access to high quality early learning and child care for low-income children and working families, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY (for himself, Mr. BEGICH, Mr. FRANKEN, and Ms. MIKULSKI):

S. 1156. A bill to assist States in making voluntary high quality universal

prekindergarten programs available to 3- to 5-year olds for at least 1 year preceding kindergarten; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND:

S. 1157. A bill to require the Secretary of Agriculture to provide retail establishments with information describing recalled meat, poultry, eggs, and related food products, to require the retail establishment to communicate the recall information to consumers, to require the Food Safety Inspection Service of the Department of Agriculture to protect against certain foodborne illnesses, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. BENNET:

S. 1158. A bill to promote innovative practices for the education of English learners and to help States and local educational agencies with English learner populations build capacity to ensure that English learners receive high-quality instruction that enables English learners to become proficient in English and access the academic content knowledge that English learners need to meet State college and career ready academic content standards; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND:

S. 1159. A bill to require a study on the recruitment, retention, and development of cyberspace experts; to the Committee on Armed Services.

By Mr. BINGAMAN (for himself and Ms. MURKOWSKI):

S. 1160. A bill to improve the administration of the Department of Energy, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WEBB (for himself and Mr. CORKER):

S.J. Res. 18. A joint resolution prohibiting the deployment, establishment, or maintenance of a presence of units and members of the United States Armed Forces on the ground in Libya, and for other purposes; to the Committee on Foreign Relations.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. KOHL (for himself and Mr. HATCH):

S. Res. 205. A resolution designating the period beginning on June 19, 2011, and ending on June 25, 2011, as "Polycystic Kidney Disease Awareness Week", and raising awareness and understanding of polycystic kidney disease and the impact such disease has on patients; considered and agreed to.

By Mr. ALEXANDER (for himself, Mr. INOUE, Mr. HOEVEN, Mrs. FEINSTEIN, Mr. ROBERTS, Ms. LANDRIEU, Mr. BROWN of Massachusetts, Mrs. BOXER, and Mr. CORKER):

S. Res. 206. A resolution designating June 20, 2011, as "American Eagle Day", and celebrating the recovery and restoration of the bald eagle, the national symbol of the United States; considered and agreed to.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 76

At the request of Mrs. BOXER, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 76, a bill to direct the Administrator of the Environmental Protection Agency to investigate and address cancer and disease clusters, including in infants and children.

S. 119

At the request of Mr. VITTER, the names of the Senator from Mississippi [Mr. WICKER], the Senator from Utah [Mr. HATCH], the Senator from South Carolina [Mr. GRAHAM], the Senator from Idaho [Mr. CRAPO], the Senator from Kansas [Mr. ROBERTS], the Senator from Mississippi [Mr. COCHRAN], the Senator from Iowa [Mr. GRASSLEY], the Senator from Missouri [Mr. BLUNT], the Senator from Arizona [Mr. KYL], the Senator from Arkansas [Mr. BOOZMAN], the Senator from Kentucky [Mr. MCCONNELL], the Senator from Texas [Mrs. HUTCHISON], the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from Georgia [Mr. ISAKSON] were added as cosponsors of S. 119, a bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects.

S. 186

At the request of Mrs. BOXER, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 186, a bill to provide for the safe and responsible redeployment of United States combat forces from Afghanistan.

S. 192

At the request of Mr. DEMINT, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 192, a bill to repeal the job-killing health care law and health care-related provisions in the Health

Care and Education Reconciliation Act of 2010.

S. 195

At the request of Mr. ROCKEFELLER, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 195, a bill to reinstate Federal matching of State spending of child support incentive payments.

S. 196

At the request of Mr. GRASSLEY, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 196, a bill to amend the Patient Protection and Affordable Care Act to provide for participation in the Exchange of the President, Vice President, Members of Congress, political appointees, and congressional staff.

S. 299

At the request of Mr. PAUL, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 299, a bill to amend chapter 8 of title 5, United States Code, to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law.

S. 353

At the request of Ms. COLLINS, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 353, a bill to provide for improvements to the United States Postal Service, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 366

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 381

At the request of Mr. TESTER, the names of the Senator from Nevada [Mr. HELLER] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 381, a bill to amend the Arms Export Control Act to provide that certain firearms listed as curios or relics may be imported into the United States by a licensed importer without obtaining authorization from the Department of State or the Department of Defense, and for other purposes.

S. 384

At the request of Mrs. HUTCHISON, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 393

At the request of Mr. REED, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 393, a bill to aid and support pediatric involvement in reading and education.

S. 394

At the request of Mr. KOHL, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 394, a bill to amend the Sherman Act to make oil-producing and exporting cartels illegal.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 470

At the request of Mr. CASEY, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 470, a bill to establish an Early Learning Challenge Fund to support States in building and strengthening systems of high-quality early learning and development programs and for other purposes.

S. 556

At the request of Mrs. HUTCHISON, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 556, a bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes.

S. 598

At the request of Mrs. FEINSTEIN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 652

At the request of Mr. KERRY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 652, a bill to facilitate efficient investments and financing of infrastructure projects and new job creation through the establishment of an American Infrastructure Financing Authority, to provide for an extension of the exemption from the alternative minimum tax treatment for certain tax-exempt bonds, and for other purposes.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 697

At the request of Mr. CASEY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 697, a bill to amend the Internal Revenue Code of 1986 to

allow a credit against income tax for amounts paid by a spouse of a member of the Armed Services for a new State license or certification required by reason of a permanent change in the duty station of such member to another State.

S. 722

At the request of Mr. WYDEN, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 738

At the request of Ms. STABENOW, the names of the Senator from Hawaii [Mr. AKAKA] and the Senator from Montana [Mr. TESTER] were added as cosponsors of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 792

At the request of Mr. PRYOR, the names of the Senator from Alabama [Mr. SHELBY] and the Senator from Utah [Mr. LEE] were added as cosponsors of S. 792, a bill to authorize the waiver of certain debts relating to assistance provided to individuals and households since 2005.

S. 815

At the request of Ms. SNOWE, the names of the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Alaska [Mr. BEGICH] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 824

At the request of Mr. BROWN of Ohio, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 824, a bill to provide for enhanced mortgage-backed and asset-backed security investor protections, to prevent foreclosure fraud, and for other purposes.

S. 829

At the request of Mr. CARDIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 829, a bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps.

S. 847

At the request of Mr. LAUTENBERG, the names of the Senator from New York [Mrs. GILLIBRAND] and the Senator from Illinois [Mr. DURBIN] were added as cosponsors of S. 847, a bill to amend the Toxic Substances Control Act to ensure that risks from chemicals are adequately understood and managed, and for other purposes.

S. 855

At the request of Ms. STABENOW, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 855, a bill to make available such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

S. 891

At the request of Mr. GRASSLEY, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 891, a bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Vermont [Mr. SANDERS], the Senator from Oregon [Mr. WYDEN] and the Senator from New Mexico [Mr. BINGAMAN] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1027

At the request of Mr. BARRASSO, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 1027, a bill to provide for the rescission of certain instruction memoranda of the Bureau of Land Management, to amend the Mineral Leasing Act to provide for the determination of the impact of proposed policy modifications, and for other purposes.

S. 1030

At the request of Ms. SNOWE, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 1030, a bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Wisconsin [Mr. KOHL], the Senator from Washington [Ms. CANTWELL] and the Senator from Florida

[Mr. RUBIO] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1096

At the request of Ms. SNOWE, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1096, a bill to amend title XVIII of the Social Security Act to improve access to, and utilization of, bone mass measurement benefits under the Medicare part B program by extending the minimum payment amount for bone mass measurement under such program through 2013.

S. 1125

At the request of Mr. LEAHY, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 1125, a bill to improve national security letters, the authorities under the Foreign Intelligence Surveillance Act of 1978, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. BARRASSO, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 185

At the request of Ms. MIKULSKI, her name was added as a cosponsor of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

At the request of Mr. CARDIN, the names of the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Michigan [Ms. STABENOW], the Senator from Utah [Mr. LEE], the Senator from Alaska [Mr. BEGICH], the Senator from Hawaii [Mr. INOUE], the Senator from Colorado [Mr. UDALL] and the Senator from California [Mrs. BOXER] were added as cosponsors of Senate Resolution 185, *supra*.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. TESTER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on June 8, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 8, 2011, at 9:30 a.m.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 8, 2011, at 2:30 p.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate, on June 8, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The President's Request to Extend the Service of Director Robert Mueller of the FBI Until 2013."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate, on June 8, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on June 8, 2011, in room 418 of the Russell Senate Office Building beginning at 9:30 a.m.

SUBCOMMITTEE ON CLEAN AIR AND NUCLEAR SAFETY AND SUBCOMMITTEE ON CHILDREN'S HEALTH AND ENVIRONMENTAL RESPONSIBILITY

The Subcommittee on Clean Air and Nuclear Safety and the Subcommittee on Children's Health and Environmental Responsibility of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on June 8, 2011, at 10 a.m., in Dirksen 406 to

conduct a hearing entitled, "Air Quality and Children's Health."

ECONOMIC DEVELOPMENT REVITALIZATION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT *pro tempore* laid before the Senate its pending business, viz, the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 393, proposed by Mr. DURBIN, to amendment No. 392, proposed by Mr. TESTER (for himself, Mr. CORKER, Mrs. HAGAN, Mr. CRAPO, Mr. BENNET, Mr. BLUNT, Mr. CARPER, Mr. KYL, and Mr. COONS), to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. MCCONNELL for Ms. SNOWE (for herself, Mr. COBURN, Mr. MCCONNELL, Mr. BARRASSO, Mr. SCOTT BROWN, Mr. MORAN, Mr. THUNE, Mr. ENZI, Ms. AYOTTE, Mr. ISAKSON, Mr. COATS, Mr. KIRK, and Mr. VITTER) to further amend the bill, at the end thereof, by adding certain words (being amendment No. 390).

The hour of 2 p.m. having passed,

Pursuant to the order of yesterday, Amendment No. 393 was withdrawn.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 392 to the bill, as amended.

The question being taken.

It was determined in the negative--- yeas... 54, nays... 45

[Rollcall vote No. 86 Leg.]

YEAS --- 54

Akaka, Alexander, Ayotte, Baucus, Begich, Bennet, Blunt, Boozman, Carper, Coats, Coburn, Cochran, Coons, Corker, Cornyn, Crapo, DeMint, Gillibrand, Hagan, Hatch, Heller, Hoeven, Hutchison, Inhofe, Johanns, Johnson (SD), Johnson (WI), Kirk, Kyl, Lee, Manchin, McCain, McCaskill, McConnell, Mikulski, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Risch, Roberts, Rubio, Schumer, Sessions, Shelby, Stabenow, Tester, Thune, Toomey, Warner, Webb, Wicker.

NAYS --- 45

Barrasso, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Casey, Chambliss, Collins, Conrad, Durbin, Enzi, Feinstein, Franken, Graham, Grassley, Harkin, Inouye, Isakson, Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lugar, Menendez, Merkley, Murray, Pryor, Reed, Reid, Rockefeller, Sanders, Shaheen, Snowe, Udall (CO), Udall (NM), Vitter, Whitehouse, Wyden.

So the amendment was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of yesterday).

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

The question being on agreeing to amendment No. 390 to the bill, as amended.

Mr. REID raised a question as to the presence of a quorum.

Whereupon,

The PRESIDING OFFICER (Mr. CARDIN in the chair) directed the roll to be called to ascertain the presence of a quorum.

Pending the ascertainment of a quorum.

Mr. DEMINT asked unanimous consent that the quorum call be withdrawn.

Mrs. BOXER objected.

Pending further ascertainment of a quorum.

When,

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum call be withdrawn.

The question being on agreeing to amendment No. 390 to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That Mr. DEMINT be recognized to propose amendment No. 394; that Mr. PAUL then be recognized to propose amendment No. 414; that Mrs. BOXER then be recognized to speak; that it be in order for two majority amendments to be proposed; and that it not be in order for said amendments to be divided.

The question being on agreeing to amendment No. 390 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. DEMINT to further amend the bill, at the end thereof, by adding certain words (being amendment No. 394).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. PAUL to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 414).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. CARDIN to further amend the bill, at the end thereof, by adding certain words (being amendment No. 407).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. MERKLEY (for himself and Ms. SNOWE) to further amend the bill, at the end thereof, by adding certain words (being amendment No. 428).

DESIGNATING "POLYCYSTIC KIDNEY DISEASE AWARENESS WEEK"

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 205) designating the period beginning on June 19, 2011, and ending on June 25, 2011, as "Polycystic Kidney Disease Awareness Week", and raising awareness and understanding of polycystic kidney disease and the impact such disease has on patients, submitted today by Mr. KOHL (for himself and Mr. HATCH), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "AMERICAN EAGLE DAY" AND CELEBRATING THE RECOVERY AND RESTORATION OF THE BALD EAGLE

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 206) designating June 20, 2011, as "American Eagle Day", and celebrating the recovery and restoration of the bald eagle, the national symbol of the United States, submitted today by Mr. ALEXANDER (for himself, Mr. INOUE, Mr. HOEVEN, Mrs. FEINSTEIN, Mr. ROBERTS, Ms. LANDRIEU, Mr. SCOTT BROWN, Mrs. BOXER, and Mr. CORKER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow,

immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 782.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 6:20 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, JUNE 9, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, June 9, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1991. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Red Snapper Management Measures" (RIN0648-BA54) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1992. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Greater Amberjack Management Measures" (RIN0648-BA48) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1993. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Summer Flounder Fishery; Quota Transfer" (RIN0648-XA403) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1994. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA442) received during adjournment of the

Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1995. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic" (RIN0648-XA195) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1996. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Training Operations Conducted Within the Gulf of Mexico Range Complex" (RIN0648-XA86) received during adjournment of the Senate in the Office of the President of the Senate on June 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1997. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; West Coast Salmon Fisheries; 2011 Management Measures" (RIN0648-XA184) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1998. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Agusta S.p.A. Model AB412 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-0452)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1999. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Northeast Skate Complex Fishery; Framework Adjustment 1" (RIN0648-BA91) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2000. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable

Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures" ((RIN0648-BA01)(RIN0648-BA95))

received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2001. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures" (RIN0648-BA01) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2002. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards No. 218; Motorcycle Helmets Upgrade" (RIN2127-AK15) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2003. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-300C, 747-200F, 747-300, 747SR, and 747SP Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2008-1098)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2004. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; British Aerospace Regional Aircraft Model HP.137 Jetstream Mk.1, Jetstream Series 200, Jetstream Series 3101, and Jetstream Model 3201 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0230)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2005. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness

Directives; Eurocopter France Model AS350B, B1, B2, B3, BA, and EC130 B4 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2010-1228)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2006. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; PIAGGIO AERO INDUSTRIES S.p.A Model P-180 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0468)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2007. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (68); Amdt. No. 3427" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2008. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (84); Amdt. No. 3426" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2009. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (97); Amdt. No. 3424" (RIN2120-AA65) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2010. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (12); Amdt. No. 3425" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2011. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety

Zone; Ohio River, Sewickley, PA" ((RIN1625-AA00)(Docket No. USCG-2011-0253)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2012. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Coast Guard Use of Force Training Exercises, San Pablo Bay, CA" ((RIN1625-AA00)(Docket No. USCG-2009-0324)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2013. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Red River" ((RIN1625-AA00)(Docket No. USCG-2011-0260)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2014. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Fireworks Display Kanawha River, WV" ((RIN1625-AA00)(Docket No. USCG-2010-1015)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2015. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Fleet Week Maritime Festival, Pier 66, Elliott Bay, Seattle, WA" ((RIN1625-AA00)(Docket No. USCG-2010-0062)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2016. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Marysville Days Fireworks, St. Clair River, Marysville, MI" ((RIN1625-AA00)(Docket No. USCG-2011-0190)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2017. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Wicomico Community Fireworks, Great Wicomico River, Mila, VA" ((RIN1625-AA00)(Docket No. USCG-2011-0390)) received in the Office of the President of the Senate on June

6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2018. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Underwater Hazard, Gravesend Bay, Brooklyn, NY" ((RIN1625-AA00)(Docket No. USCG-2010-1126)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2019. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Air Power Over Hampton Roads, Back River, Hampton, VA" ((RIN1625-AA00)(Docket No. USCG-2011-0288)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2020. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Blue Crab Festival Fireworks Display, Little River, Little River, SC" ((RIN1625-AA00)(Docket No. USCG-2011-0097)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2021. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Second Annual Space Coast Super Boat Grand Prix, Atlantic Ocean, Cocoa Beach, FL" ((RIN1625-AA00)(Docket No. USCG-2011-0143)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2022. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Bellingham Bay, Bellingham, WA and Lake Union, Seattle, WA" ((RIN1625-AA00)(Docket No. USCG-2011-0250)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2023. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Fourth Annual Offshore Challenge, Sunny Isles Beach, FL" ((RIN1625-AA00)(Docket No. USCG-2011-0034)) received in the Office of the President of the Senate on June 6, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-2024. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Ford Estate Wedding Fireworks, Lake St. Clair, Grosse Pointe Shores, MI" ((RIN1625-AA00)(Docket No. USCG-2011-0165)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2025. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Big Rock Blue Marlin Air Show; Bogue Sound, Morehead City, NC" ((RIN1625-AA00)(Docket No. USCG-2011-0168)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2026. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Pierce County Department of Emergency Management Regional Water Exercise, East Passage, Tacoma, WA" ((RIN1625-AA00)(Docket No. USCG-2011-0251)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2027. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Repair of High Voltage Transmission Lines to Logan International Airport, Saugus River, Saugus, MA" ((RIN1625-AA00)(Docket No. USCG-2011-0297)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2028. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Coughlin Wedding Fireworks, Lake St. Clair, Harrison Township, MI" ((RIN1625-AA00)(Docket No. USCG-2011-0164)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2029. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; 2011 Memorial Day Tribute Fireworks, Lake Charlevoix, Boyne City, MI" ((RIN1625-AA008)(Docket No. USCG-2011-0325)) received in the

Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2030. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Catawba Island Club Fireworks, Catawba Island Club, Port Clinton, OH" ((RIN1625-AA00)(Docket No. USCG-2011-0216)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2031. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Newport River; Morehead City, NC" ((RIN1625-AA00)(Docket No. USCG-2011-0184)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2032. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zone; Vessels Carrying Hazardous Cargo, Sector Columbia River Captain of the Port Zone" ((RIN1625-AA87)(Docket No. USCG-2009-1134)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2033. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and Class E Airspace; Livermore, CA" ((RIN2120-AA66)(Docket No. FAA-2010-1264)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2034. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Poplar, MT" ((RIN2120-AA66)(Docket No. FAA-2011-0016)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2035. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Kenbridge, VA" ((RIN2120-AA66)(Docket No. FAA-2011-0160)) received during adjournment of the Senate in the Office of the President of the

Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2036. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Brunswick Malcolm-McKinnon Airport, GA" ((RIN2120-AA66)(Docket No. FAA-2010-0949)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2037. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and Class E Airspace; Palmdale, CA" ((RIN2120-AA66)(Docket No. FAA-2010-1241)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2038. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; McCall, ID" ((RIN2120-AA66)(Docket No. FAA-2011-0097)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2039. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revocation of Class E Airspace; Ozark, MO" ((RIN2120-AA66)(Docket No. FAA-2011-0432)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2040. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revocation of Class E Airspace; Gruver Cluck Ranch Airport, TX" ((RIN2120-AA66)(Docket No. FAA-2011-0272)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2041. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and Class E Airspace; Idaho Falls, ID" ((RIN2120-AA66)(Docket No. FAA-2011-0023)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2042. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and Class E Airspace; Livermore, CA" ((RIN2120-AA66)(Docket No. FAA-2010-1264)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2043. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Temporary Change of Dates for Recurring Marine Event in the Fifth Coast Guard District; Elizabeth River, Norfolk, VA" ((RIN1625-AA08)(Docket No. USCG-2011-0392)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2044. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Patapsco River, Northwest Harbor, Baltimore, MD" ((RIN1625-AA08)(Docket No. USCG-2011-0182)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2045. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulation; Olympia Harbor Days Tug Boat Races, Budd Inlet, WA" ((RIN1625-AA08)(Docket No. USCG-2010-1024)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2046. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Atlantic Intracoastal Waterway (AIWW), at Wrightsville Beach, NC; Cape Fear and Northeast Cape Fear River, at Wilmington, NC" ((RIN1625-AA09)(Docket No. USCG-2010-1139)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2047. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Reorganization of Sector North Carolina; Technical Amendment" ((RIN1625-ZA30)(Docket No. USCG-2011-0368)) received in the Office of the President of the Senate on June 6, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-2048. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulation; Allegheny River, Pittsburgh, PA" ((RIN1625-AA08)(Docket No. USCG-2011-0160)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2049. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Disestablishing Special Anchorage Area 2; Ashley River, Charleston, SC" ((RIN1625-AA01)(Docket No. USCG-2008-0852)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2050. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Isle of Wight (Sinepuxent) Bay, Ocean City, MD" ((RIN1625-AA09)(Docket No. USCG-2010-0612)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2051. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Miami Super Boat Grand Prix, Miami Beach, FL" ((RIN1625-AA08)(Docket No. USCG-2011-0289)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2052. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Chester River, Chestertown, MD" ((RIN1625-AA08)(Docket No. USCG-2011-0126)) received in the Office of the President of the Senate on June 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2053. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0043)) received during adjournment of the Senate in the Office of the President of the Senate on June

2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2054. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747-400, 747-400D, and 747-400F Series Airplanes Equipped with General Electric CF6-80C2 or Pratt and Whitney PW4000 Series Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0706)) received during adjournment of the Senate in the Office of the President of the Senate on June 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2055. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 and A310 Series Airplanes, and Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes)" ((RIN2120-AA64)(Docket No. FAA-2011-0030)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2056. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; DASSAULT AVIATION Model MYSTERE-FALCON 50 AIRPLANES" ((RIN2120-AA64)(Docket No. FAA-2011-0042)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2057. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Cessna Aircraft Company Models 150, 152, 170, 172, 175, 177, 180, 182, 185, 188, 190, 195, 206, 207, 210, T303, 336, and 337 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1101)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2058. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Diamond Aircraft Industries GmbH Models DA 42, DA 42 NG, and DA 42 M-NG Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0185)) received in the Office of the President of the Senate on

May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2059. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Hamilton Sundstrand Propellers Model 247F Propellers" ((RIN2120-AA64)-(Docket No. FAA-2009-0113)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2060. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A318-112, A319-111, A319-112, A319-115, A319-132, A319-133, A320-214, A320-232, A320-233, A321-211, A321-213, and A321-231 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0390)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2061. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; BURKHART GROB LUFT-UND Model G 103 C Twin III SL Gliders" ((RIN2120-AA64)(Docket No. FAA-2011-0127)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2062. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A310-203, -204, -222, -304, -322, and -324 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1273)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2063. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A310 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1274)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2064. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness

Directives; Airbus Model A310 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1275)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2065. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A310 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1276)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2066. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 Airplanes; and Model ERJ 190-100 STD, ERJ 190-100 LR, ERJ 190-100 IGW, ERJ 190-200 STD, ERJ 190-200 LR, and ERJ 190-200 IGW Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0038)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2067. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls Royce plc (RR) RB211-Trent 875-17, RB211-Trent 877-17, RB211-Trent 844-17, RB211-Trent 844B-17, RB211-Trent 892-17, RB211-Trent 892B-17, and RB211-Trent 895-17 Turboprop Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0821)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2068. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes)" ((RIN2120-AA64)(Docket No. FAA-2011-0037)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2069. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc RB211-Trent

800 Series Turboprop Engines" ((RIN2120-AA64)(Docket No. FAA-2008-1165)) received in the Office of the President of the Senate on May 25, 2011; to the Committee on Commerce, Science, and Transportation.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment:

S. 762. A bill to improve the Federal Acquisition Institute (Rept. No. 112-21).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. GRASSLEY (for himself and Mr. JOHNSON of South Dakota):

S. 1161. A bill to amend the Food Security Act of 1985 to restore integrity to and strengthen payment limitation rules for commodity payments and benefits; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. DEMINT (for himself and Mrs. MCCASKILL):

S. 1162. A bill to authorize the International Trade Commission to develop and recommend legislation for temporarily suspending duties, and for other purposes; to the Committee on Finance.

By Mr. DEMINT:

S. 1163. A bill to allow the Army Corps of Engineers to receive and expend non-Federal amounts to carry out certain studies in the same manner that non-Federal amounts may be used to carry out construction activities; to the Committee on Environment and Public Works.

By Mr. DEMINT:

S. 1164. A bill to empower States with authority for most taxing and spending for highway programs and mass transit programs, and for other purposes; to the Committee on Finance.

By Mr. ROCKEFELLER (for himself and Mr. PRYOR):

S. 1165. A bill to protect children and other consumers against hazards associated with the accidental ingestion of button cell batteries by requiring the Consumer Product Safety Commission to promulgate consumer product safety standards to require child-resistant closures on remote controls and other consumer products that use such batteries, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. MURRAY (for herself, Mr. AKAKA, Mr. BLUMENTHAL, Mr. BROWN of Ohio, Mr. FRANKEN, Mr.

HARKIN, Mr. LAUTENBERG, Mr. ROCKEFELLER, Mrs. SHAHEEN, and Mr. WHITEHOUSE):

S. 1166. A bill to amend the Occupational Safety and Health Act of 1970 to expand coverage under the Act, to increase protections for whistleblowers, to increase penalties for high gravity violations, to adjust penalties for inflation, to provide rights for victims of family members, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. JOHNSON of South Dakota (for himself and Mr. BINGAMAN):

S. 1167. A bill to amend the Public Health Service Act to improve the diagnosis and treatment of hereditary hemorrhagic telangiectasia, and for other purposes; to the Committee on Health, Education, Labor, and Pensions

By Mrs. SHAHEEN (for herself and Mr. COCHRAN):

S. 1168. A bill to authorize a national grant program for on-the-job training; to the Committee on Health, Education, Labor, and Pensions.

By Mr. NELSON of Nebraska:

S. 1169. A bill to provide for benchmarks to evaluate progress being made toward the goal of transitioning security responsibilities in Afghanistan to the Government of Afghanistan; to the Committee on Foreign Relations.

By Mrs. MURRAY (for herself and Mr. FRANKEN):

S. 1170. A bill to set the United States on track to ensure children are ready to learn when they begin kindergarten; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SCHUMER (for himself, Ms. COLLINS, Mr. WHITEHOUSE, Mr. BINGAMAN, Mr. BROWN of Ohio, Ms. CANTWELL, Mrs. MURRAY, Mr. BLUMENTHAL, Mrs. GILLIBRAND, Mr. MERKLEY, Mr. LAUTENBERG, Mr. WYDEN, Mr. FRANKEN, Mr. KERRY, and Ms. KLOBUCHAR):

S. 1171. A bill to amend the Internal Revenue Code of 1986 to extend the exclusion from gross income for employer-provided health coverage for employees' spouses and dependent children to coverage provided to other eligible dependent beneficiaries of employees; to the Committee on Finance

By Mr. PRYOR:

S. 1172. A bill to amend title 38, United States Code, to improve the efficiency of the appeals process under the United States Court of Appeals for Veterans Claims by improving staff conferences directed by such Court, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. WYDEN (for himself and Mr. CRAPO):

S. 1173. A bill to amend title XVIII of the Social Security Act to modernize payments for ambulatory surgical centers under the Medicare program; to the Committee on Finance.

By Ms. STABENOW (for herself, Mr. ROBERTS, Mr. NELSON of Florida, Mrs. HAGAN, Mr. BURR, and Mr. KYL):

S. 1174. A bill to provide predictability and certainty in the tax law, create jobs, and encourage investment; to the Committee on Finance.

By Mrs. HAGAN (for herself and Ms. SNOWE):

S. 1175. A bill to provide, develop, and support 21st century readiness initiatives that assist students in acquiring the skills necessary to think critically and solve problems, be an effective communicator, collaborate with others, and learn to create and innovate; to the Committee on Health, Education, Labor, and Pensions.

By Ms. LANDRIEU (for herself, Mr. GRAHAM, Mr. AKAKA, Mr. BEGICH, Mr. BROWN of Massachusetts, Mr. CARPER, Ms. COLLINS, Mrs. GILLIBRAND, Mr. KIRK, Mr. LAUTENBERG, Mr. LEVIN, Mr. LIEBERMAN, Mr. MENENDEZ, Ms. MIKULSKI, Mr. SANDERS, and Mr. SCHUMER):

S. 1176. A bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BINGAMAN:

S. 1177. A bill to provide grants to States to improve high schools and raise graduation rates while ensuring rigorous standards, to develop and implement effective school models for struggling students and dropouts, and to improve State policies to raise graduation rates, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BINGAMAN (for himself, Mr. ROCKEFELLER, Mrs. MURRAY, and Mr. BLUMENTHAL):

S. 1178. A bill to reauthorize the Enhancing Education Through Technology Act of 2001; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BINGAMAN:

S. 1179. A bill to promote advanced placement and International Baccalaureate programs; to the Committee on Health, Education, Labor, and Pensions.

SUBMISSION OF A CONCURRENT RESOLUTION

The following concurrent resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. HATCH (for himself, Mr. LIEBERMAN, Mr. RUBIO, Mr. NELSON of Nebraska, Mr. JOHANNES, Mr. WYDEN, Mr. MORAN, Mr. TOOMEY, Mr. INHOFE, Mr. BARRASSO, Mr. KIRK, Mr. BURR, Mr. CORNYN, Mr. KYL, Mr. LEE, Mr. THUNE, Mr. PORTMAN, Mr. COATS, Mr. COBURN, Ms. AYOTTE, Mr. BOOZMAN, Mr. BLUNT, Mr. BROWN of Massachusetts, Mr. VITTER, Mr. ROBERTS, Mr. ENZI, Mr. ISAKSON, Ms. MURKOWSKI, Mr. WICKER, Mr. LUGAR, and Mr. CHAMBLISS):

S. Con. Res. 23. A concurrent resolution declaring that it is the policy of the United States to support and facilitate Israel in maintaining defensible borders and that it is contrary to United States policy and national security to have the borders of Israel return to the armistice lines that existed on June 4, 1967; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 119

At the request of Mr. VITTER, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 119, a bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 281

At the request of Mrs. HUTCHISON, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 281, a bill to delay the implementation of the health reform law in the United States until there is a final resolution in pending lawsuits.

S. 311

At the request of Mr. KERRY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 311, a bill to provide for the coverage of medically necessary food under Federal health programs and private health insurance.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code,

to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 394

At the request of Mr. KOHL, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 394, a bill to amend the Sherman Act to make oil-producing and exporting cartels illegal.

S. 412

At the request of Mr. LEVIN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 453

At the request of Mr. BROWN of Ohio, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 453, a bill to improve the safety of motorcoaches, and for other purposes.

S. 490

At the request of Mr. AKAKA, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 490, a bill to amend title 38, United States Code, to increase the maximum age for children eligible for medical care under the CHAMPVA program, and for other purposes.

S. 504

At the request of Mr. DEMINT, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 581

At the request of Mr. BURR, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 581, a bill to amend the Child Care and Development Block Grant Act of 1990 to require criminal background checks for child care providers.

S. 672

At the request of Mr. CRAPO, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

At the request of Mr. ROCKEFELLER, the names of the Senator from Texas [Mrs. HUTCHISON] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 672, *supra*.

S. 700

At the request of Ms. KLOBUCHAR, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 700, a bill to amend the Internal Revenue Code of 1986 to permanently extend the treatment of certain farming business machinery and equipment as 5-year property for purposes of depreciation.

S. 737

At the request of Mr. MORAN, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 737, a bill to replace the Director of the Bureau of Consumer Financial Protection with a 5-person Commission, to bring the Bureau into the regular appropriations process, and for other purposes.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 755

At the request of Mr. WYDEN, the names of the Senator from Arkansas [Mr. BOOZMAN] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 782

At the request of Mrs. BOXER, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 782, a bill to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes.

S. 798

At the request of Mr. TESTER, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 800

At the request of Mr. HARKIN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 810

At the request of Ms. CANTWELL, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 810, a bill to prohibit the conducting of invasive research on great apes, and for other purposes.

S. 815

At the request of Ms. SNOWE, the names of the Senator from Maine [Ms. COLLINS] and the Senator from Wyoming [Mr. ENZI] were added as cosponsors of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 834

At the request of Mr. CASEY, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to

campus sexual violence, domestic violence, dating violence, and stalking.

S. 871

At the request of Mr. COBURN, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 871, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 876

At the request of Mr. LAUTENBERG, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 876, a bill to amend title 23 and 49, United States Code, to modify provisions relating to the length and weight limitations for vehicles operating on Federal-aid highways, and for other purposes.

S. 886

At the request of Mr. UDALL of New Mexico, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 886, a bill to amend the Interstate Horseracing Act of 1978 to prohibit the use of performance-enhancing drugs in horseracing, and for other purposes.

S. 951

At the request of Mrs. MURRAY, the names of the Senator from Colorado [Mr. BENNET] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 960

At the request of Mr. KERRY, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 960, a bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 979

At the request of Mr. DURBIN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 979, a bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Great Basin Deserts in the State of Utah for the benefit of present and future generations of people in the United States.

S. 1009

At the request of Mr. RUBIO, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 1009, a bill to rescind certain Federal funds identified by

States as unwanted and use the funds to reduce the Federal debt.

S. 1018

At the request of Mr. KERRY, the names of the Senator from Washington [Mrs. MURRAY] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 1018, a bill to amend title 10, United States Code, and the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 to provide for implementation of additional recommendations of the Defense Task Force on Sexual Assault in the Military Services.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1030

At the request of Ms. SNOWE, the names of the Senator from North Dakota [Mr. HOEVEN] and the Senator from Idaho [Mr. CRAPO] were added as cosponsors of S. 1030, a bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Arizona [Mr. MCCAIN], the Senator from Kansas [Mr. MORAN], the Senator from Missouri [Mr. BLUNT], the Senator from Montana [Mr. TESTER] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1066

At the request of Mr. CRAPO, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1066, a bill to amend the Marine Mammal Protection Act of 1972 to allow importation of polar bear trophies taken in sport hunts in Canada before the date on which the polar bear was determined to be a threatened species under the Endangered Species Act of 1973.

S. 1094

At the request of Mr. MENENDEZ, the names of the Senator from New Jersey [Mr. LAUTENBERG], the Senator from California [Mrs. BOXER] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1147

At the request of Mr. BLUMENTHAL, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1147, a bill to amend the Department of Veterans Affairs Health Care Programs Enhancement Act of 2001 and title 38, United States Code, to require the provision of chiropractic care and service to veterans at all Department of Veterans Affairs medical centers and to expand access to such care and services, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the names of the Senator from Maine [Ms. SNOWE] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

At the request of Mrs. FEINSTEIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of Senate Joint Resolution 17, *supra*.

SENATE JOINT RESOLUTION 18

At the request of Mr. WEBB, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of Senate Joint Resolution 18, a joint resolution prohibiting the deployment, establishment, or maintenance of a presence of units and members of the United States Armed Forces on the ground in Libya, and for other purposes.

SENATE CONCURRENT RESOLUTION 7

At the request of Mr. BARRASSO, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of Senate Concurrent Resolution 7, a concurrent resolution supporting the Local Radio Freedom Act.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 180

At the request of Mr. LIEBERMAN, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of Senate Resolution 180, a resolution expressing support for peaceful demonstrations and universal freedoms in Syria and condemning the human rights violations by the Assad regime.

SENATE RESOLUTION 185

At the request of Ms. COLLINS, the names of the Senator from Missouri [Mr. BLUNT] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of Senate Resolution 185, a resolution

reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

At the request of Mr. CARDIN, the names of the Senator from Alaska [Ms. MURKOWSKI], the Senator from Michigan [Mr. LEVIN], the Senator from Iowa [Mr. GRASSLEY], the Senator from Oregon [Mr. MERKLEY], the Senator from South Carolina [Mr. DEMINT], the Senator from Montana [Mr. TESTER], the Senator from Ohio [Mr. PORTMAN], the Senator from Washington [Ms. CANTWELL], the Senator from Tennessee [Mr. CORKER] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of Senate Resolution 185, *supra*.

SENATE RESOLUTION 202

At the request of Mr. CONRAD, the names of the Senator from Virginia [Mr. WARNER], the Senator from Pennsylvania [Mr. CASEY] and the Senator from Vermont [Mr. LEAHY] were added as cosponsors of Senate Resolution 202, a resolution designating June 27, 2011, as "National Post-Traumatic Stress Disorder Awareness Day".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on June 9, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on June 9, 2011, at 10 a.m. to conduct a hearing entitled "Reauthorization of the National Flood Insurance Program."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on June 9, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on June 9, 2011.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 9, 2011, at 10 a.m., to hold a briefing entitled, "Intelligence Update on Libya."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on June 9, 2011, at 10 a.m., in 430 Dirksen Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on June 9, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a hearing entitled Setting the Standard: Domestic Policy Implications of the UN Declaration on the Rights of Indigenous Peoples."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on June 9, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

AD HOC SUBCOMMITTEE ON DISASTER RECOVERY AND INTERGOVERNMENTAL AFFAIRS

The Ad Hoc Subcommittee on Disaster Recovery and Intergovernmental Affairs of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on June 9, 2011, at 10 a.m. to conduct a hearing entitled, "Border Corruption: Assessing Customs and Border Protection and the Department of Homeland Security Inspector General's Office of Collaboration in the Fight to Prevent Corruption."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on June 9, 2011, at 2:30 p.m.

SUBCOMMITTEE ON ENERGY

The Subcommittee on Energy be authorized to meet during the session of the Senate on June 9, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on June 9, 2011, at 2 p.m. to conduct a hearing entitled, "Federal Asset Management: Eliminating Waste by Disposing of Unneeded Federal Real Property."

ECONOMIC DEVELOPMENT
REVITALIZATION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 428, proposed by Mr. MERKLEY (for himself, Ms. SNOWE, Mr. REED, Mr. AKAKA, Mr. BLUMENTHAL, Mr. DURBIN, Mr. INOUE, Mr. LEVIN, Mrs. McCASKILL, Mrs. SHAHEEN, Mr. WHITEHOUSE, Mr. WYDEN, Mr. SANDERS, and Mr. FRANKEN), to the bill, as amended.

Mr. REID called for the regular order with respect to amendment No. 390.

Whereupon,

The question being on agreeing to amendment No. 390, proposed by Mr. McCONNELL for Ms. SNOWE (for herself, Mr. COBURN, Mr. McCONNELL, Mr. BARRASSO, Mr. SCOTT BROWN, Mr. MORAN, Mr. THUNE, Mr. ENZI, Ms. AYOTTE, Mr. ISAKSON, Mr. COATS, Mr. KIRK, Mr. VITTER, Mr. HOEVEN, Mr. JOHANNES, Mr. RON JOHNSON, and Mr. CRAPO), to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 2:15 p.m. on today, the Senate vote in relation to the pending amendment; that the time until 2:15 p.m. be equally divided and controlled for debate thereon between Ms. SNOWE and Mrs. BOXER, or their designees; that budget points of order and motions to waive in relation thereto be in order; that no other amendment, point of order, or motion, be in order to the amendment prior to the vote; that it not be in order for the amendment to be divided; that the amendment receive a minimum of 60 yeas votes to be agreed to; and that a motion to reconsider be considered made and laid on the table.

The question being on agreeing to amendment No. 390 to the bill, as amended.

Pending debate,

Ms. SNOWE asked unanimous consent that there be additional time for debate.

Ms. LANDRIEU objected.

The question being on agreeing to amendment No. 390 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. SANDERS,

Ordered, That the final 10 minutes be equally divided and controlled for debate between Ms. SNOWE and Mrs. BOXER; and that Mrs. BOXER control the final 5 minutes therein.

The question being on agreeing to amendment No. 390 to the bill, as amended.

On motion by Mrs. BOXER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 53, nays... 46

[Rollcall vote No. 87 Leg.]

YEAS --- 53

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Klobuchar, Kyl, Lee, Lugar, Manchin, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shaheen, Shelby, Snowe, Tester, Thune, Toomey, Vitter, Wicker.

NAYS --- 46

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Kohl, Landrieu, Lautenberg, Levin, Lieberman, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Reed, Reid, Rockefeller, Sanders, Schumer, Stabenow, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of today).

Pursuant to the order of today,

A motion to reconsider was deemed made and laid on the table.

The question recurring on agreeing to amendment No. 428 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. KOHL (for himself, Mr. GRASSLEY, Mr. MENENDEZ, Ms. STABENOW, Mr. BLUMENTHAL, Mr. MANCHIN, Mr. SHERROD BROWN, and Mr. LEAHY) to further amend the bill, at the end thereof, by inserting certain words (being amendment No. 389).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mrs. HUTCHISON (for herself, Mr. BARRASSO, Mr. BURR, Mr. INHOFE, Mr. PORTMAN, Mr. RISCH, Mr. HATCH, Mr. ALEXANDER, Mr. KYL, and Mr. MORAN) to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 423).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. PORTMAN, by unanimous consent, to further amend the bill on various pages and lines, by striking certain words and inserting other words (being amendments considered en bloc and designated Numbers 417 and 418).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. McCAIN, by unanimous consent, to further amend the bill on various pages and lines, by striking certain words and inserting other words (being amendments considered en bloc and designated numbers 411 and 412).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. MERKLEY (for himself and Mr. SANDERS) to further amend the bill, at the end thereof, by adding certain words (being amendment No. 440).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. COBURN (for himself and Mrs. FEINSTEIN) to further amend the bill on page 17, by striking all beginning on line 14 through line 10 on page 18, and inserting in lieu thereof other words (being amendment No. 436).

Mr. COBURN modified his pending amendment.

The question then being on agreeing to amendment No. 436, as modified, to the bill, as amended.

Mr. COBURN presented a motion to bring to a close debate on pending amendment No. 436, as modified; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on amendment No. 436, as modified, to bill S. 782, as amended:

TOM COBURN, JIM DEMINT, JOHN MCCAIN, RICHARD BURR, DAVID VITTER, KELLY A. AYOTTE, SCOTT P. BROWN, JAMES E. RISCH, JAMES INHOFE, BOB CORKER, MICHAEL B. ENZI, JOHNNY ISAKSON, JOHN BARRASSO, LAMAR ALEXANDER, JOHN CORNYN, JEFF SESSIONS.

The question being on agreeing to amendment No. 436, as modified, to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. SCOTT BROWN (for himself, Ms. SNOWE, Mr. VITTER, and Mr.

INHOFE) to further amend the bill, at the end thereof, by adding certain words (being amendment No. 405).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. INHOFE (for himself and Mr. JOHANNES) to further amend the bill on page 27, line 6, by striking "\$500,000,000" and by inserting "\$300,000,000 (being amendment No. 430).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. INHOFE (for himself, Mr. BLUNT, Mr. JOHANNES, Mr. COCHRAN, Mr. COATS, and Mr. ROBERTS) to further amend the bill, at the end thereof, by adding certain words (being amendment No. 438).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. MERKLEY to further amend the bill, at the end thereof, by adding certain words (being amendment No. 427).

Mr. MCCAIN called for the regular order with respect to amendment No. 436, as modified.

Whereupon,

The question being on agreeing to amendment No. 436, as modified, to the bill, as amended.

On motion by Mr. MCCAIN to amend the pending amendment, at the appropriate place, by inserting certain words (being amendment No. 441).

ORDER FOR JOINT REFERRAL OF NOMINATION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That the nomination of Rebecca R. Wodder, of Colorado, to be Assistant Secretary for Fish and Wildlife, sent to the Senate by the President on today, be jointly referred to the Committee on Environment and Public Works and the Committee on Energy and Natural Resources.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 11 a.m. on Tuesday, June 14, 2011, notwithstanding the provisions of rule XXII of the Standing Rules of the Senate, the Senate proceed to executive session to consider the nominations of Claire C. Cecchi, of New Jersey, to be United States

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District Judge for the District of New Jersey, and Esther Salas, of New Jersey, to be United States District Judge for the District of New Jersey; that there be one hour, equally divided and controlled, for debate between the two leaders, or their designees, thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nominations, without intervening action or debate; that, following the votes, motions to reconsider be considered made and laid on the table; that no further motion be in order in relation to the nominations; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDER FOR FURTHER CONSIDERATION OF BILL S. 782

By unanimous consent, on the request of Mr. REID,

Ordered, That, on Tuesday next, following executive session, the Senate recess until 2:15 p.m.; that, at 2:15 p.m., the Senate resume consideration of bill S. 782; that the Senate then vote on the question of agreeing to the motion to bring to a close debate on amendment No. 436, as modified; and that the quorum under the rule be waived.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, JUNE 13, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, June 13, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business until 6 p.m., with Senators permitted to speak for 10 minutes each therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:37 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, June 13, 2011.

MONDAY, JUNE 13, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, June 13, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Thursday, June 9, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, June 9, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, June 9, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2070. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Inclusion of Option Amounts in Limitations on Authority of the

Department of Defense to Carry Out Certain Prototype Projects" ((RIN0750-AH23)-(DFARS Case 2011-D024)) received in the Office of the President of the Senate on June 8, 2011; to the Committee on Armed Services.

EC-2071. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Warranty Tracking of Serialized Items" ((RIN0750-AG74)-(DFARS Case 2009-D018)) received in the Office of the President of the Senate on June 8, 2011; to the Committee on Armed Services.

EC-2072. A communication from the Commission on Wartime Contracting in Iraq and Afghanistan, transmitting, pursuant to law, a report entitled "Sustainability: Hidden Costs Risk New Waste"; to the Committee on Armed Services.

EC-2073. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "United States and Area Median Gross Income Figures" (Rev. Proc. 2011-37) received in the Office of the President of the Senate on June 8, 2011; to the Committee on Finance.

EC-2074. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of (11) officers authorized to wear the insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-2075. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to Singapore for depot repair, overhaul and modification supporting the AH-64D Apache in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2076. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to Spain to support the design, manufacturing and delivery phases of the Amazonas 3 Commercial Communications Satellite Program for Spain in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-2077. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State,

transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to support the replication of the Have Quick I/II and SATURN Electronic Counter-Counter Measure (ECCM) for integration into Radio Communications in Germany; to the Committee on Foreign Relations.

EC-2078. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Japan to support the design, manufacture, and modification of the Lead Computing Gyro Systems for F-15 Gun Targeting; to the Committee on Foreign Relations.

EC-2079. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Japan to support the design, manufacture and modification of Bell 205 (UH-1H)-205B helicopters and spare parts; to the Committee on Foreign Relations.

EC-2080. A communication from the Deputy Director for Policy, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Part 4022) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2081. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Report to Congress: 2006 National Estimates of the Number of Boarder Babies, Abandoned Infants, Discarded Infants and Infant Homicides"; to the Committee on Health, Education, Labor, and Pensions.

EC-2082. A communication from the Assistant Secretary for Legislation, Department of Health and Human Services, transmitting, pursuant to law, a report relative to the interim final rule entitled "Health Insurance Issuers Implementing Medical Loss Ratio (MLR) Requirement Under the Patient Protection and Affordable Care Act"; to the Committee on Health, Education, Labor, and Pensions.

EC-2083. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled

"General Schedule Locality Pay Areas" (RIN3206-AM25) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2084. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "Comparative Analysis of Actual Cash Collections to the Revised Revenue Estimate Through the 1st Quarter of Fiscal Year 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-2085. A communication from the Acting General Counsel, National Labor Relations Board, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2086. A communication from the Chairman of the Broadcasting Board of Governors, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2087. A communication from the Commissioner of the Social Security Administration, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2088. A communication from the Director, Office of Personnel Management, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2089. A communication from the Secretary of Commerce, transmitting, pursuant to law, the Department of Commerce's Performance and Accountability Report for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-2090. A communication from the Director of the Peace Corps, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2091. A communication from the Director, Office of Personnel Management, transmitting, pursuant to law, the Office's Federal Equal Opportunity Recruitment Program Report for Fiscal Year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-2092. A communication from the Director, Executive Office for United States

Trustees, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Procedures Governing Administrative Review of a United States Trustee's Decision to Deny a Chapter 12 or Chapter 13 Standing Trustee's Claim of Actual, Necessary Expenses" (RIN1105-AB16) received in the Office of the President of the Senate on June 7, 2011; to the Committee on the Judiciary.

EC-2093. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Part 95 Instrument Flight Rules (4); Amdt. No. 494" ((RIN2120-AA63)(Docket No. 30787)) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2094. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Anthropomorphic Test Devices; Hybrid III Test Dummy, ES-2re Side Impact Crash Test Dummy" (RIN2127-AK64) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2095. A communication from the Assistant Chief Counsel for General Law, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials Requirements for Storage of Explosives During Transportation" (RIN2137-AE06) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2096. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Launch Safety: Lightning Criteria for Expendable Launch Vehicles" ((RIN2120-AJ84)(Docket No. FAA-2011-0181)) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2097. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Standards; Electrical and Electronic System Lightning Protection" ((RIN2120-AJ57)-(Docket No. FAA-2010-0224)) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2098. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of

Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Koito Industries, Ltd., Seats and Seating Systems Approved Under Technical Standard Order (TSO) TSO-C39b, TSO-C39c, or TSO-C127a" ((RIN2120-AA64)-(Docket No. FAA-2010-0857)) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2099. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Sikorsky Aircraft Corporation (Sikorsky) Model S-92A Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-0548)) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2100. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc (RR) RB211-535 Series Turbofan Engines" ((RIN2120-AA64)-(Docket No. FAA-2010-0994)) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2101. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Viking Air Limited Model DHC-3 (Otter) Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0543)) received in the Office of the President of the Senate on June 7, 2011; to the Committee on Commerce, Science, and Transportation.

REPORTS OF A COMMITTEE

The following reports of a committee were submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, with an amendment:

S. 191. A bill to direct the Department of Homeland Security to undertake a study on emergency communications (Rept. No. 112-22).

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, with an amendment in the nature of a substitute:

S. 679. A bill to reduce the number of executive positions subject to Senate confirmation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. JOHNSON of South Dakota (for himself, Mr. SHELBY, Mr. KERRY, Mr. MCCAIN, Mr. LEVIN, Mr. LIEBERMAN, and Mr. REED):

S. 1180. A bill to authorize the President to confiscate and vest certain property of the Government of Libya and to authorize the use of that property to provide humanitarian relief to and for the benefit of the people of Libya, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. GRASSLEY (for himself, Mr. LUGAR, Mr. SCHUMER, Mr. HARKIN, Mr. INHOFE, Mr. ENZI, Mr. BENNET, Mr. UDALL of New Mexico, Mr. BLUNT, Mr. ISAKSON, Mr. SESSIONS, and Mr. JOHANNIS):

S. 1181. A bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. HATCH (for himself and Mr. LEE):

S. 1182. A bill to prohibit the further extension or establishment of national monuments in Utah except by express authorization of Congress; to the Committee on Energy and Natural Resources.

By Ms. COLLINS (for herself and Mr. CARPER):

S. 1183. A bill to establish a national mercury monitoring program, and for other purposes; to the Committee on Environment and Public Works.

By Ms. CANTWELL:

S. 1184. A bill to amend title 38, United States Code, to revise the enforcement penalties for misrepresentation of a business concern as a small business concern owned and controlled by veterans or as a small business concern owned and controlled by service-disabled veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. THUNE (for himself, Ms. KLOBUCHAR, Mr. GRASSLEY, Mr. JOHANNIS, Mr. HOEVEN, Mr. FRANKEN, Mr. MORAN, Mr. LUGAR, Mr. NELSON of Nebraska, Mr. HARKIN, Mr. JOHNSON of South Dakota, Mr. KIRK, Mr. COATS, Mr. DURBIN, and Mrs. MCCASKILL):

S. 1185. A bill to amend the Internal Revenue Code of 1986 to provide for a variable VEETC rate based on the price of crude oil, and for other purposes; to the Committee on Finance.

By Mr. SESSIONS:

S. 1186. A bill to amend chapter 1 of title 9, United States Code, to establish fair procedures for arbitration clauses in contracts; to the Committee on the Judiciary.

By Mr. SCHUMER (for himself and Mrs. GILLIBRAND):

S. 1187. A bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to improve a pilot program on addressing shortages of long-term parking for commercial motor vehicles, and for other purposes; to the Committee on Environment and Public Works

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. CRAPO:

S. Res. 207. A resolution supporting National Men's Health Week; considered and agreed to.

ADDITIONAL COSPONSORS S. 17

At the request of Mr. HATCH, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 119

At the request of Mr. VITTER, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 119, a bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 491

At the request of Mr. THUNE, his name was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

At the request of Mr. PRYOR, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 491, *supra*.

S. 542

At the request of Mr. BEGICH, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of

S. 542, a bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents.

S. 613

At the request of Mr. HARKIN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 613, a bill to amend the Individuals with Disabilities Education Act to permit a prevailing party in an action or proceeding brought to enforce the Act to be awarded expert witness fees and certain other expenses.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 815

At the request of Ms. SNOWE, the names of the Senator from Texas [Mr. CORNYN] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 891

At the request of Mr. CONRAD, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 891, a bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients.

S. 975

At the request of Mr. TESTER, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 975, a bill to amend the Public Health Service Act to provide for the participation of physical therapists in the National Health Service Corps Loan Repayment Program, and for other purposes.

S. 1018

At the request of Mr. KERRY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1018, a bill to amend title 10, United States Code, and the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 to provide for implementation of additional recommendations of the Defense Task Force on Sexual Assault in the Military Services.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from New Jersey [Mr. LAUTENBERG], the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Iowa [Mr. GRASSLEY] were added as cosponsors of S. 1025, a bill to amend title 10, United

States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1034

At the request of Mr. SCHUMER, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1034, a bill to amend the Internal Revenue Code of 1986 to equalize the exclusion from gross income of parking and transportation fringe benefits and to provide for a common cost-of-living adjustment, and for other purposes.

S. 1067

At the request of Mr. UDALL of Colorado, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1067, a bill to amend the Energy Policy Act of 2005 to require the Secretary of Energy to carry out a research and development and demonstration program to reduce manufacturing and construction costs relating to nuclear reactors, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from North Carolina [Mr. BURR] were added as cosponsors of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1113

At the request of Ms. MURKOWSKI, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1113, a bill to facilitate the reestablishment of domestic, critical mineral designation, assessment, production, manufacturing, recycling, analysis, forecasting, workforce, education, research, and international capabilities in the United States, and for other purposes.

S. 1169

At the request of Mr. NELSON of Nebraska, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 1169, a bill to provide for benchmarks to evaluate progress being made toward the goal of transitioning security responsibilities in Afghanistan to the Government of Afghanistan.

S. 1176

At the request of Ms. LANDRIEU, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mrs. FEINSTEIN, the name of the Senator from Maryland [Mr. CARDIN]

was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE RESOLUTION 144

At the request of Mrs. HUTCHISON, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of Senate Resolution 144, a resolution supporting early detection for breast cancer.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Virginia [Mr. WARNER], the Senator from Florida [Mr. RUBIO], the Senator from Arkansas [Mr. PRYOR], the Senator from Florida [Mr. NELSON], the Senator from Massachusetts [Mr. BROWN], the Senator from New Jersey [Mr. LAUTENBERG] and the Senator from West Virginia [Mr. MANCHIN] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

SENATE RESOLUTION 202

At the request of Mr. CONRAD, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from Michigan [Ms. STABENOW] were added as cosponsors of Senate Resolution 202, a resolution designating June 27, 2011, as "National Post-Traumatic Stress Disorder Awareness Day".

SUPPORTING NATIONAL MEN'S
HEALTH WEEK

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 207) supporting National Men's Health Week, submitted today by Mr. CRAPO, and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR RECOGNITION OF A
CERTAIN SENATOR

By unanimous consent, on the request of Mr. REID,

Ordered, That, on tomorrow, following the vote on the motion to bring to a close debate on amendment No. 436, as modified, to the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes, Mr. RUBIO be recognized to speak for 20 minutes, as in morning business, for debate only.

APPOINTMENT BY THE VICE
PRESIDENTSENATE DELEGATION TO THE MEXICO-
U.S. INTERPARLIAMENTARY GROUP

The PRESIDING OFFICER announced that the Vice President, pursuant to 22 U.S.C. 276h-276k, as amended, had appointed the following Senator as Vice Chairman of the Senate Delegation to the Mexico-U.S. Interparliamentary Group for the 112th Congress: Mrs. HUTCHISON.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of Thursday, June 9, 2011.

Ordered further, That Senators be authorized to "file" second-degree amendments to amendment No. 436, as modified, to bill S. 782, as amended, until 11:30 a.m. on tomorrow.

AUTHORITY FOR ADJOURNMENT
ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate adjourn, following remarks by Mr. THUNE, for 10 minutes, Mr. COBURN, for 10 minutes; and that the Senators be recognized for debate-only.

After debate,

ADJOURNMENT

Under the authority of the order of today,
At 7:02 p.m.,

The PRESIDING OFFICER declared the Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, JUNE 14, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, June 14, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

ORDER FOR THE TRANSACTION OF
MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That there be a period of one hour for the transaction of morning business; and that the time therein be equally divided and controlled for debate between the two leaders, or their designees.

Pending debate,

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday, as modified today,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mrs. Neiman, one of his secretaries:

NOTICE OF CONTINUATION OF THE
NATIONAL EMERGENCY WITH
RESPECT TO BELARUS -- PM 10

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency and related measures blocking the property of certain persons undermining democratic processes or institutions in Belarus are to continue in effect beyond June 16, 2011.

The flawed December 2010 Presidential election in Belarus and its aftermath—the harsh violence against peaceful demonstrators; the continuing detention, prosecution, and imprisonment of opposition Presidential candidates and others; and the continuing repression of independent media and civil society activists—all show that the Government of Belarus has taken steps backward in the development of democratic governance and respect for human rights. The actions and policies of the Government of Belarus and other persons to undermine Belarus democratic processes or institutions, to commit human rights abuses related to political repression, and to engage in public corruption pose a continuing unusual and extraordinary threat to the national security and foreign policy of the United States. For this reason, I have determined that it is necessary to continue the national emergency declared to deal with this threat and the related measures blocking the property of certain persons.

BARACK OBAMA.

THE WHITE HOUSE, June 14, 2011.

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2102. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pesticide Tolerances; Technical Amendments" (FRL No. 8875-4) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2103. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Difenoconazole; Pesticide Tolerances" (FRL No. 8876-4) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2104. A communication from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting, pursuant to law, the report of a rule entitled "Loan Policies and Operations; Loan Purchases from FDIC" (RIN3052-AC62) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2105. A communication from the Director of the Policy Issuances Division, Food Safety and Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Cooperative Inspection Programs: Interstate Shipment of Meat and Poultry Products" (RIN0583-AD37) received in the Office of the President of the Senate on June 8, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2106. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-2107. A communication from the Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Beneficial Ownership Reporting Requirements and Security-Based Swaps" (RIN3235-AK98) received in the Office of the President of the Senate on June 13, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2108. A communication from the Administrator, Energy Information

Administration, Department of Energy, transmitting, pursuant to law, a report relative to the Uranium Marketing Annual Report; to the Committee on Energy and Natural Resources.

EC-2109. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Decommissioning Planning" (RIN3150-AI55) received in the Office of the President of the Senate on June 13, 2011; to the Committee on Environment and Public Works.

EC-2110. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of California; Interstate Transport of Pollution; Significant Contribution to Nonattainment and Interference with Maintenance Requirements" (FRL No. 9318-1) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Environment and Public Works.

EC-2111. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; State of California; Regional Haze State Implementation Plan and Interstate Transport Plan; Interference with Visibility Requirement" (FRL No. 9317-9) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Environment and Public Works.

EC-2112. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Land Disposal Restrictions: Revision of the Treatment Standards for Carbamate Wastes" (FRL No. 9318-4) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Environment and Public Works.

EC-2113. A communication from the Administrator of the Environmental Protection Agency, transmitting, pursuant to law, a legislative proposal relative to the collection of fees under the Resource Conservation and Recovery Act to support an electronic hazardous waste manifest system; to the Committee on Environment and Public Works.

EC-2114. A communication from the Chairman, Nuclear Regulatory Commission, transmitting, pursuant to law, a semiannual report relative to the status of the

Commission's licensing and regulatory duties; to the Committee on Environment and Public Works.

EC-2115. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Regulations Governing Practice Before the Internal Revenue Service" (RIN1545-BH01) received in the Office of the President of the Senate on June 8, 2011; to the Committee on Finance.

EC-2116. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Foreign Acquisition Amendments" ((RIN0750-AH16)(DFARS Case 2011-D017)) received in the Office of the President of the Senate on June 8, 2011; to the Committee on Foreign Relations.

EC-2117. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Fiscal Year 2010 Medical Device User Fee and Modernization Act (MDUFMA) Financial Report"; to the Committee on Health, Education, Labor, and Pensions.

EC-2118. A communication from the Executive Director, Christopher Columbus Fellowship Foundation, transmitting, pursuant to law, the Fiscal Year 2011 Performance Accountability Report and Financial Statements; to the Committee on Health, Education, Labor, and Pensions.

EC-2119. A communication from the Deputy Secretary of Defense, transmitting, pursuant to law, the Department of Defense's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2120. A communication from the Executive Director, United States Access Board, transmitting, pursuant to law, the Board's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-2121. A communication from the Secretary of Veterans Affairs, transmitting legislative proposals relative to health care benefits, personnel-related matters and benefits for homeless Veterans; to the Committee on Veterans' Affairs.

EC-2122. A communication from the Secretary of Veterans Affairs, transmitting a legislative proposal entitled "Veterans Benefit Programs Improvement Act of 2011"; to the Committee on Veterans' Affairs.

EC-2123. A communication from the Director of Exporter Services, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the

report of a rule entitled "Wassenaar Arrangement 2010 Plenary Agreements Implementation: Commerce Control List, Definitions, Reports; Correction" (RIN0694-AF11) received in the Office of the President of the Senate on June 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2124. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Export Control Reform Initiative: Strategic Trade Authorization License Exception" (RIN0694-AF03) received in the Office of the President of the Senate on June 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2125. A communication from the Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Structure and Practices of the Video Relay Service Program, Order Suspending Effective Date" ((CG Docket No. 10-51)(FCC 11-86)) received in the Office of the President of the Senate on June 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2126. A communication from the Legal Advisor and Chief, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of the Commission's Rules Regarding Maritime Automatic Identification Systems" (FCC 11-80) received in the Office of the President of the Senate on June 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2127. A communication from the Secretary of Commerce, transmitting, pursuant to law, a report relative to the Department of Commerce's Strategic Plan for fiscal years 2011 - 2016; to the Committee on Commerce, Science, and Transportation.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-33. A concurrent resolution adopted by the Legislature of the State of Louisiana memorializing Congress to enact laws to establish, implement, and ensure that universal communication is at all times and at all places available to warn the American people of imminent and impending dangers; to the Committee on Commerce, Science, and Transportation.

SENATE CONCURRENT RESOLUTION NO. 3

Whereas, the Congress of the United States should enact laws to establish and implement

an effective, reliable, integrated, flexible, and comprehensive system that will alert and warn the American people in situations of war, terrorist attack, natural disaster, or other hazards to public health, safety and well-being, taking appropriate account of the functions, capabilities, needs of all people, the private sector and of all governments, so as to ensure that, under all conditions, universal communication is at all times and at all places available to warn the American people of imminent and impending dangers; and

Whereas, Congress should investigate and conduct hearings to inventory, evaluate, and assess capabilities and integration with the public alert and warning system of federal, state, territorial, tribal, and local public alert and warning resources; and

Whereas, Congress should establish or adopt common alerting and warning protocols, standards, technology, and operating procedures that are effective without the necessity of maintaining a database of contact information (while protecting privacy of all Americans) and for the public alert and warning system to enable interoperability and the secure delivery of coordinated messages to the American people through as many communication pathways as practicable, utilizing today's technology so as to guarantee the delivery of warnings and alerts in a timely manner to the entire population when surface infrastructure does not exist, has been compromised, or otherwise rendered ineffective; and

Whereas, Congress should ensure the capability to adapt the distribution and content of communications on the basis of clearly defined geographic locations, risks, or personal user preferences, as appropriate; and

Whereas, Congress should provide that any public alert and warning system is capable of alerting and warning all Americans, including those with disabilities and those who lack an understanding of the English language, in the most remote geographic areas of America and its territories; and

Whereas, Congress should, through cooperation with the owners and operators of communication facilities, maintain, protect, and, if necessary, restore communications facilities and capabilities necessary for the public alert and warning system; and

Whereas, Congress should establish training, annual tests, and exercises for the public alert and warning system, and provide for direct access thereto by appropriate federal, state, local, tribal, and territorial emergency personnel; and

Whereas, Congress should ensure the conduct of public education efforts so that federal, state, territorial, tribal, local governments, the private sector, and the American people understand the functions of the public alert and warning system and how to access, use, and respond to information

issued through all public alert and warning systems and devices; and

Whereas, Congress should require all governments, federal, state, local, territorial, and media communication organizations to consult, coordinate, and cooperate with the private sector, including emergency response providers and users, as appropriate for the full implementation of a state of the art early warning and alert system; and

Whereas, Congress should, in performing the functions set forth above, coordinate with all appropriate departments and agencies of all governments referenced in this Resolution. Therefore, be it

Resolved, That the Legislature of Louisiana, in session duly assembled, memorializes the Congress of the United States of America, and the Louisiana delegation to the United States Congress in particular, to expedite a solution that will provide public alert and warning in situations of war, terrorist attack, natural disaster, or other hazards to public safety and well-being to all people of the United States of America. Be it further

Resolved, That a copy of this Resolution be sent to the Speaker and the Minority Leader of the United States House of Representatives, the Majority Leader and the Minority Leader of the United States Senate, and to all sitting members of Louisiana's delegation to the Congress of the United States of America.

POM-34. A resolution adopted by the House of Representatives of the Legislature of the State of Iowa relative to recognizing the positive impact of the Community Services Block Grant program; to the Committee on Health, Education, Labor, and Pensions.

HOUSE RESOLUTION NO. 44

Whereas, in state fiscal year 2010, 365,752 Iowans in 140,333 households were helped in their fight against poverty through services funded by the federal Community Services Block Grant (CSBG) program; and

Whereas, more than 96 percent of the families receiving services were at or below 175 percent of the federal level or \$35,427 annual family income; and

Whereas, more than 76 percent of the individuals served by the 18 community action agencies were working or received social security as their source of income; and

Whereas, those 18 community action agencies have 127 service centers throughout all 99 Iowa counties; and

Whereas, each community action agency is governed by a community-based volunteer board of directors consisting of elected officials, private sector representatives, and low-income Iowans; and

Whereas, Iowa's 18 community action agencies employ 3,350 Iowans; and

Whereas, CSBG funding for the 18 community action agencies brought in \$2.3 million in local funding, \$13.6 million in private funding, \$13.9 million in state funding, and \$222.9 million in federal funding to Iowa's local communities; and

Whereas, CSBG funding for Iowa's 18 community action agencies helped generate \$17.7 million in in-kind goods and services and donated items; and

Whereas, the 18 community action agencies received \$7,154,281 in CSBG funding enabling the community action agencies to operate their service centers and to administer state and federally funded programs; and

Whereas, President Obama has proposed a 50 percent reduction in CSBG funding and making the allocation of the remaining funds competitive instead of continuing the current allocation formula that brings stability to Iowa's community and economic development initiatives; and

Whereas, the Iowa House of Representatives supports efforts of the United States Congress to effectively reduce the federal deficit while promoting the current and future economic security of all Iowans; Now therefore, be it

Resolved by the House of Representatives, That the House of Representatives supports the positive impact of the CSBG program in Iowa and opposes federal action to reduce CSBG funding disproportionately compared to the rest of the federal domestic discretionary budget; and be it further

Resolved, That a copy of this resolution be sent to the President of the United States, the President and Secretary of the United States Senate, the Speaker and Clerk of the United States House of Representatives, and each member of the Iowa congressional delegation.

POM-35. A concurrent resolution adopted by the Legislature of the State of Louisiana memorializing Congress to enact legislation to provide additional funding for research in order to find a treatment and a cure for amyotrophic lateral sclerosis; to the Committee on the Judiciary.

SENATE CONCURRENT RESOLUTION NO. 26

Whereas, amyotrophic lateral sclerosis or ALS is better known as Lou Gehrig's disease; and

Whereas, ALS is a fatal neurodegenerative disease characterized by degeneration of cell bodies of the lower motor neurons in the gray matter of the anterior horns of the spinal cord; and

Whereas, the initial symptom of ALS is weakness of the skeletal muscles, especially those of the extremities; and

Whereas, as ALS progresses the patient experiences difficulty in swallowing, talking, and breathing; and

Whereas, ALS eventually causes muscles to atrophy and the patient becomes a functional quadriplegic; and

Whereas, ALS does not affect a patient's mental capacity, so that the patient remains alert and aware of his or her loss of motor functions and the inevitable outcome of continued deterioration and death; and

Whereas, on average, patients diagnosed with ALS only survive two to five years from the time of diagnosis; and

Whereas, ALS has no known cause, means of prevention, or cure; and

Whereas, research indicates that military veterans are at a 60% or greater risk of developing ALS than those who have not served in the military; and

Whereas, the Department of Veterans Affairs implemented regulations to establish a presumption of service connection for ALS thereby presuming that the development of ALS was incurred or aggravated by a veteran's service in the military; and

Whereas, a national ALS patient registry, administered by the Centers for Disease Control, is currently identifying cases of ALS in the United States and may become the single largest ALS research project ever created; and

Whereas, Amyotrophic Lateral Sclerosis Awareness Month increases the public's awareness of ALS patients' circumstances and acknowledges the terrible impact this disease has not only on the patient but on his or her family and the community and recognizes the research being done to eradicate this horrible disease. Therefore, be it

Resolved, That the Legislature of Louisiana hereby recognizes May 2011 as Amyotrophic Lateral Sclerosis Awareness Month. Be it further

Resolved, That the Congress of the United States is hereby memorialized to enact legislation to provide additional funding for research in order to find a treatment and a cure for amyotrophic lateral sclerosis. Be it further

Resolved, That a copy of this Resolution shall be transmitted to the secretary of the United States Senate and the clerk of the United States House of Representatives and to each member of the Louisiana delegation to the United States Congress.

POM-36. A petition transmitted by a private citizen relative to the examination of the record and conduct of a judicial nomination; to the Committee on the Judiciary.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and

referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BROWN of Ohio:

S. 1188. A bill to require the purchase of domestically made flags of the United States of America for use by the Federal Government; to the Committee on Homeland Security and Governmental Affairs.

By Mr. PORTMAN (for himself, Mr. CORNYN, Mr. CRAPO, Mr. ENZI, Mr. HATCH, Mr. RISCH, and Mr. TOOMEY):

S. 1189. A bill to amend the Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1501 et seq.) to provide for regulatory impact analyses for certain rules, consideration of the least burdensome regulatory alternative, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. TESTER (for himself, Mr. BLUNT, Mr. WYDEN, Mr. SESSIONS, Mr. CHAMBLISS, and Mr. INOUE):

S. 1190. A bill to reduce disparities and improve access to effective and cost efficient diagnosis and treatment of prostate cancer through advances in testing, research, and education, including through telehealth, comparative effectiveness research, and identification of best practices in patient education and outreach particularly with respect to underserved racial, ethnic and rural populations and men with a family history of prostate cancer, to establish a directive on what constitutes clinically appropriate prostate cancer imaging, and to create a prostate cancer scientific advisory board for the Office of the Chief Scientist at the Food and Drug Administration to accelerate real-time sharing of the latest research and accelerate movement of new medicines to patients; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LIEBERMAN (for himself and Mr. BLUMENTHAL):

S. 1191. A bill to direct the Secretary of the Interior to carry out a study regarding the suitability and feasibility of establishing the Naugatuck River Valley National Heritage Area in Connecticut, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BEGICH:

S. 1192. A bill to supplement State jurisdiction in Alaska Native villages with Federal and tribal resources to improve the quality of life in rural Alaska while reducing domestic violence against Native women and children and to reduce alcohol and drug abuse and for other purposes; to the Committee on Indian Affairs.

By Mr. CARDIN:

S. 1193. A bill to amend title 23, United States Code, to preserve and renew Federal-aid highways to reduce long-term costs, improve safety, and improve the condition of

Federal-aid highways; to the Committee on Environment and Public Works.

By Mr. LEAHY:

S. 1194. A bill to facilitate compliance with Article 36 of the Vienna Convention on Consular Relations, done at Vienna April 24, 1963, and for other purposes; to the Committee on the Judiciary.

By Mr. MENENDEZ:

S. 1195. A bill to protect victims of crime or serious labor violations from deportation during Department of Homeland Security enforcement actions, and for other purposes; to the Committee on the Judiciary.

By Mr. GRASSLEY (for himself, Mr. SESSIONS, Mr. RUBIO, Mr. WICKER, Mr. BOOZMAN, Mr. LEE, Mr. HATCH, Mr. VITTER, Mr. COBURN, and Mr. CORKER):

S. 1196. A bill to expand the use of E-Verify, to hold employers accountable, and for other purposes; to the Committee on the Judiciary.

By Mr. HATCH (for himself, Mr. BAUCUS, Mr. BARRASSO, Mr. INHOFE, Mr. VITTER, Mr. LUGAR, and Mr. GRASSLEY):

S.J. Res. 19. A joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 48

At the request of Mr. INOUE, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 48, a bill to amend the Public Health Service Act to provide for the participation of pharmacists in National Health Services Corps programs, and for other purposes.

S. 80

At the request of Mrs. HUTCHISON, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 80, a bill to provide a permanent deduction for State and local general sales taxes.

S. 89

At the request of Mr. VITTER, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 89, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 227

At the request of Mr. CONRAD, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 260

At the request of Mr. NELSON of Florida, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 394

At the request of Mr. KOHL, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 394, a bill to amend the Sherman Act to make oil-producing and exporting cartels illegal.

S. 395

At the request of Mr. ENZI, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 395, a bill to repeal certain amendments to the Energy Policy and Conservation Act with respect to lighting energy efficiency.

S. 504

At the request of Mr. DEMINT, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 510

At the request of Mr. UDALL of New Mexico, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 510, a bill to prevent drunk driving injuries and fatalities, and for other purposes.

S. 652

At the request of Mr. KERRY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 652, a bill to facilitate efficient investments and financing of infrastructure projects and new job creation through the establishment of an American Infrastructure Financing Authority, to provide for an extension of the exemption from the alternative minimum tax treatment for certain tax-exempt bonds, and for other purposes.

S. 665

At the request of Mr. BROWN of Ohio, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 665, a bill to promote industry growth and competitiveness and to improve worker training, retention, and advancement, and for other purposes.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 668,

a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 687

At the request of Mr. CONRAD, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 687, a bill to amend the Internal Revenue Code of 1986 to permanently extend the 15-year recovery period for qualified leasehold improvement property, qualified restaurant property, and qualified retail improvement property.

S. 726

At the request of Mr. RUBIO, the name of the Senator from South Carolina [Mr. DEMINT] was added as a cosponsor of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 834

At the request of Mr. CASEY, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 906

At the request of Mr. WICKER, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 933

At the request of Mr. SCHUMER, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 933, a bill to amend the Internal Revenue Code of 1986 to extend and increase the exclusion for benefits provided to volunteer firefighters and emergency medical responders.

S. 949

At the request of Mrs. SHAHEEN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 949, a bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes.

S. 958

At the request of Mr. CASEY, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 964

At the request of Mr. ALEXANDER, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 964, a bill to amend the National Labor Relations Act to clarify the applicability of such Act with respect to States that have right to work laws in effect.

S. 972

At the request of Mr. CARPER, the names of the Senator from Maryland [Mr. CARDIN], the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 972, a bill to amend titles 23 and 49, United States Code, to establish procedures to advance the use of cleaner construction equipment on Federal-aid highway and public transportation construction projects, to make the acquisition and installation of emission control technology an eligible expense in carrying out such projects, and for other purposes.

S. 975

At the request of Mr. TESTER, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 975, a bill to amend the Public Health Service Act to provide for the participation of physical therapists in the National Health Service Corps Loan Repayment Program, and for other purposes.

S. 982

At the request of Ms. AYOTTE, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 982, a bill to reaffirm the authority of the Department of Defense to maintain United States Naval Station, Guantanamo Bay, Cuba, as a location for the detention of unprivileged enemy belligerents held by the Department of Defense, and for other purposes.

S. 1009

At the request of Mr. RUBIO, the name of the Senator from South Carolina [Mr. DEMINT] was added as a cosponsor of S. 1009, a bill to rescind certain Federal funds identified by States as unwanted and use the funds to reduce the Federal debt.

S. 1023

At the request of Mr. DURBIN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1023, a bill to authorize the President to provide assistance to the Government of Haiti to end within 5 years the deforestation in Haiti and restore within 30 years the extent of tropical forest cover in existence in Haiti in 1990, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Arkansas [Mr. BOOZMAN] and the Senator from Oklahoma [Mr. COBURN] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran,

North Korea, and Syria, and for other purposes.

S. 1056

At the request of Mr. HARKIN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1056, a bill to ensure that all users of the transportation system, including pedestrians, bicyclists, transit users, children, older individuals, and individuals with disabilities, are able to travel safely and conveniently on and across federally funded streets and highways.

S. 1105

At the request of Mrs. MURRAY, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1105, a bill to provide a Federal tax exemption for forest conservation bonds, and for other purposes.

S. 1106

At the request of Mr. KOHL, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 1106, a bill to authorize Department of Defense support for programs on pro bono legal assistance for members of the Armed Forces.

S. 1125

At the request of Mr. LEAHY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1125, a bill to improve national security letters, the authorities under the Foreign Intelligence Surveillance Act of 1978, and for other purposes.

S. 1181

At the request of Mr. GRASSLEY, the names of the Senator from Wyoming [Mr. BARRASSO] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 1181, a bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization.

S. 1185

At the request of Mr. THUNE, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Pennsylvania [Mr. CASEY] and the Senator from North Dakota [Mr. CONRAD] were added as cosponsors of S. 1185, a bill to amend the Internal Revenue Code of 1986 to provide for a variable VEETC rate based on the price of crude oil, and for other purposes.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the names of the Senator from Michigan [Mr. LEVIN] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Arizona [Mr. MCCAIN] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 185

At the request of Mr. BARRASSO, his name was added as a cosponsor of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

At the request of Ms. COLLINS, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of Senate Resolution 185, *supra*.

At the request of Mr. CARDIN, the names of the Senator from South Carolina [Mr. GRAHAM] and the Senator from Washington [Mrs. MURRAY] were added as cosponsors of Senate Resolution 185, *supra*.

SENATE RESOLUTION 199

At the request of Mr. REID, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of Senate Resolution 199, a resolution supporting the goals and ideals of "Crohn's and Colitis Awareness Week".

SENATE RESOLUTION 202

At the request of Mr. CONRAD, the names of the Senator from California [Mrs. FEINSTEIN], the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Kansas [Mr. ROBERTS], the Senator from Georgia [Mr. ISAKSON] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of Senate Resolution 202, a resolution designating June 27, 2011, as "National Post-Traumatic Stress Disorder Awareness Day".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LAUTENBERG,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on June 14, 2011, at 10 a.m.

COMMITTEE ON COMMERCE, SCIENCE,
AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on June 14, 2011, at 2:30 p.m., in room 253 of the Russell Senate Office Building.

COMMITTEE ON ENERGY AND
NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on June 14, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on June 14, 2011, at 2:30 p.m.

SUBCOMMITTEE ON AIRLAND

The Subcommittee on Airland of the Committee on Armed Services be authorized to meet during the session of the Senate on June 14, 2011, at 9 a.m.

SUBCOMMITTEE ON PERSONNEL

The Subcommittee on Personnel of the Committee on Armed Services be authorized to meet during the session of the Senate on June 14, 2011, at 5 p.m.

SUBCOMMITTEE ON READINESS AND
MANAGEMENT SUPPORT

The Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on June 14, 2011, at 3:30 p.m.

SUBCOMMITTEE ON SEAPOWER

The Subcommittee on Seapower of the Committee on Armed Services be authorized to meet during the session of the Senate on June 14, 2011, at 2 p.m.

SUBCOMMITTEE ON STRATEGIC
FORCES

The Subcommittee on Strategic Forces of the Committee on Armed Services be authorized to meet during the session of the Senate on June 14, 2011, at 10:30 a.m.

EXECUTIVE SESSION

Pursuant to the order of Thursday, June 9, 2011,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, June 9, 2011,

The Senate resumed its legislative session.

ORDER RELATIVE TO
CONSIDERATION OF BILL S. 782

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the order of Thursday, June 9, 2011 that the Senate vote on the question of agreeing to the motion to bring to a close debate on amendment No. 436, as modified, to bill S. 782 at 2:15 p.m. on today, there be 5 minutes, equally divided and controlled, for debate only, between proponents and opponents of the amendment, prior thereto.

RECESS

Pursuant to the order of Thursday, June 9, 2011,

At 12:38 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

ECONOMIC DEVELOPMENT
REVITALIZATION ACT

Pursuant to the order of Thursday, June 9, 2011,

The PRESIDING OFFICER laid before the Senate its pending business, viz, the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 441, proposed by Mr. MCCAIN, to amendment No. 436, as modified, proposed by Mr. COBURN (for himself, Mrs. FEINSTEIN, Ms. AYOTTE, Mr. COLLINS, Mr. MCCAIN, Mr. DEMINT, and Mr. BURR), to the bill, as amended.

Pending debate,

Pursuant to the order of Thursday, June 9, 2011, as modified,

The PRESIDING OFFICER laid before the Senate the motion, presented by Mr. COBURN on that day, to bring to a close debate on amendment No. 436, as modified, to the bill, as amended.

Pursuant to the order of Thursday, June 9, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the negative---

yeas... 40, nays... 59

[Rollcall vote No. 89 Leg.]

YEAS --- 40

Alexander, Ayotte, Barrasso, Boozman, Brown (MA), Burr, Cantwell, Chambliss, Coburn, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Hatch, Heller, Hutchison, Inhofe, Isakson, Johnson (WI), Kyl, Lee, Lieberman, Manchin, McCain, McConnell, Murkowski, Paul, Pryor, Risch, Rubio, Sessions, Shelby, Snowe, Tester, Toomey, Vitter, Webb.

NAYS --- 59

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (OH), Cardin, Carper, Coats, Cochran, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Grassley, Hagan, Harkin, Hoeven, Inouye, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lugar, McCaskill, Menendez, Merkley, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Portman, Reid, Reid, Roberts, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Thune, Udall (CO), Udall (NM), Warner, Whitehouse, Wicker, Wyden.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

The question being on agreeing to amendment No. 441 to amendment No. 436, as modified, to the bill, as amended.

Pending debate,

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 2 p.m., with Senators permitted to speak for 10 minutes each therein; that the first hour therein be equally divided and controlled for debate between the two leaders, or their designees; and that the minority control the first 30 minutes therein, and the majority control the second 30 minutes therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 6:58 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, JUNE 15, 2011

Mr. RICHARD J. DURBIN, from the State of Illinois, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. DURBIN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, June 15, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JON TESTER, a Senator from the State of Montana, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TESTER took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2128. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-034, of the proposed sale or export of

defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-2129. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Synchronized Predeployment and Operational Tracker (SPOT) ((RIN0750-AH26)(DFARS Case 2011-D030)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Armed Services.

EC-2130. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the restructured Global Hawk program; to the Committee on Armed Services.

EC-2131. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the restructured Assembled Chemical Weapons Alternatives (ACWA) program; to the Committee on Armed Services.

EC-2132. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "C9Rich Aromatic Hydrocarbons, C10-11 Rich Aromatic Hydrocarbons, and C11-12 Rich Aromatic Hydrocarbons; Exemption from the Requirement of a Tolerance" (FRL No. 8876-2) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2133. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Diethylene Glycol MonoEthyl Ether (DEGEE); Exemption from the Requirement of a Tolerance" (FRL No. 8877-1) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2134. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the realistic survivability testing of the Mobile Landing Platform; to the Committee on Armed Services.

EC-2135. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Foreign Assets Control Regulations; Transaction Control Regulations

(Regulations Prohibiting Transactions Involving the Shipment of Certain Merchandise Between Foreign Countries" (31 CFR Part 500 and 505) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2136. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Standards of Performance for Stationary Compression Ignition and Spark Ignition Internal Combustion Engines" (FRL No. 9319-5) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Environment and Public Works.

EC-2137. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Amendments to National Emission Standards for Hazardous Air Pollutants for Area Sources: Plating and Polishing" (FRL No. 9320-6) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Environment and Public Works.

EC-2138. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Review of New Sources and Modifications in Indian Country" (FRL No. 9320-2) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Environment and Public Works.

EC-2139. A communication from the Chair of the Medicaid and CHIP Payment Access Commission, transmitting the commission's "Report to the Congress: The Evolution of Managed Care in Medicaid"; to the Committee on Finance.

EC-2140. A communication from the Assistant Secretary of the Department of the Treasury, transmitting, pursuant to law, a report relative to Executive Order 11269 and International Monetary and Financial Policies; to the Committee on Foreign Relations.

EC-2141. A communication from the Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Final Priorities and Selection Criterion; National Institute on Disability and Rehabilitation Research (NIDRR) - Spinal Cord Injury Model Systems (SCIMS) Centers and SCIMS Multi-Site Collaborative Research Projects" (CFDA Nos. 84.133N-1 and 84.133A-15) received in the Office of the President of the Senate on June 14, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2142. A communication from the Assistant General Counsel for Regulatory Services, Office of Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Final Priority; National Institute on Disability and Rehabilitation Research (NIDRR) - Disability Rehabilitation Research Project (DRRP) - Disability in the Family" (CFDA No. 84.133A-09) received in the Office of the President of the Senate on June 14, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2143. A communication from the Secretary of Agriculture, transmitting, pursuant to law, the Department of Agriculture's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. COATS (for himself and Mr. LUGAR):

S. 1197. A bill to provide for a feasibility study before carrying out any Federal action relating to the Chicago Area Water System; to the Committee on Environment and Public Works.

By Mr. KERRY:

S. 1198. A bill to reauthorize the Essex National Heritage Area; to the Committee on Energy and Natural Resources.

By Mrs. FEINSTEIN (for herself, Ms. SNOWE, and Mr. LEAHY):

S. 1199. A bill to amend title 18, United States Code, to limit the misuse of Social Security numbers, to establish criminal penalties for such misuse, and for other purposes; to the Committee on the Judiciary.

By Mr. SANDERS (for himself, Mr. NELSON of Florida, Mr. BLUMENTHAL, Mr. MERKLEY, Mr. FRANKEN, and Mr. WHITEHOUSE):

S. 1200. A bill to require the Chairman of the Commodity Futures Trading Commission to impose unilaterally position limits and margin requirements to eliminate excessive oil speculation, and to take other actions to ensure that the price of crude oil, gasoline, diesel fuel, jet fuel, and heating oil accurately reflects the fundamentals of supply and demand, to remain in effect until the date on which the Commission establishes position limits to diminish, eliminate, or prevent excessive speculation as required by title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. LIEBERMAN (for himself, Mr. CRAPO, Mr. TESTER, Mr. BINGAMAN, Ms. MURKOWSKI, Mr. WHITEHOUSE, Mr. BEGICH, Mr. CARDIN, and Mr. UDALL of Colorado):

S. 1201. A bill to conserve fish and aquatic communities in the United States through partnerships that foster fish habitat conservation, to improve the quality of life for the people of the United States, and for other purposes; to the Committee on Environment and Public Works.

By Mr. LEAHY (for himself, Mr. LEVIN, Mr. AKAKA, and Mr. DURBIN):

S. 1202. A bill to amend the Immigration and Nationality Act to reaffirm the United States' historic commitment to protecting refugees who are fleeing persecution or torture; to the Committee on the Judiciary.

By Mrs. SNOWE (for herself, Mr. KERRY, Mr. ISAKSON, Ms. KLOBUCHAR, and Mr. INOUE):

S. 1203. A bill to amend title XVIII of the Social Security Act to provide for the coverage of home infusion therapy under the Medicare Program; to the Committee on Finance.

By Mr. UDALL of Colorado:

S. 1204. A bill to amend title 10, United States Code, to reform Department of Defense energy policy, and for other purposes; to the Committee on Armed Services.

By Mr. SHELBY (for himself, Mr. BLUNT, Mr. BOOZMAN, Mr. CHAMBLISS, Mrs. HAGAN, Mr. INHOFE, Mr. ISAKSON, Mrs. MCCASKILL, Mr. PRYOR, and Mr. SESSIONS):

S. 1205. A bill to provide temporary tax relief for areas damaged by 2011 Southeastern severe storms, tornados, and flooding, and for other purposes; to the Committee on Finance.

By Mr. ROCKEFELLER (for himself, Mr. BINGAMAN, Ms. STABENOW, Mr. BLUMENTHAL, Mr. BROWN of Ohio, Mrs. BOXER, Mr. FRANKEN, and Mr. MERKLEY):

S. 1206. A bill to amend title XVIII of the Social Security Act to require drug manufacturers to provide drug rebates for drugs dispensed to low-income individuals under the Medicare prescription drug benefit program; to the Committee on Finance.

By Mr. PRYOR (for himself and Mr. ROCKEFELLER):

S. 1207. A bill to protect consumers by requiring reasonable security policies and procedures to protect data containing personal information, and to provide for nationwide notice in the event of a security breach; to the Committee on Commerce, Science, and Transportation.

By Mr. WYDEN (for himself, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEGICH, and Ms. CANTWELL):

S. 1208. A bill to provide an election to terminate certain capital construction funds without penalties; to the Committee on Finance.

By Mr. HATCH (for himself and Mr. LEE):

S. 1209. A bill to clarify authority granted under the Act entitled "An Act to define the exterior boundary of the Uintah and Ouray Indian Reservation in the State of Utah, and for other purposes"; to the Committee on Energy and Natural Resources.

By Mr. BROWN of Ohio (for himself and Mr. MERKLEY):

S. 1210. A bill to improve domestic procurement policies by providing rules and guidance, waiver notices, and departmental and agency actions applicable to the domestic content standards of Federal grants administered by the Department of Transportation, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. FEINSTEIN (for herself, Ms. COLLINS, Mr. REED, and Mrs. BOXER):

S. 1211. A bill to amend the Federal Food, Drug, and Cosmetic Act to preserve the effectiveness of medically important antibiotics used in the treatment of human and animal diseases; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WYDEN:

S. 1212. A bill to amend title 18, United States Code, to specify the circumstances in which a person may acquire geolocation information and for other purposes; to the Committee on the Judiciary.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. KERRY (for himself, Mr. MCCAIN, Ms. MURKOWSKI, and Mr. WEBB):

S. Res. 208. A resolution expressing the sense of the Senate regarding Mongolian President Tsakhiagiin Elbegdorj's visit to Washington, D.C., and its support for the growing partnership between the United States and Mongolia; considered and agreed to.

ADDITIONAL COSPONSORS

S. 50

At the request of Mr. INOUE, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 50, a bill to strengthen Federal consumer product safety programs and activities with

respect to commercially-marketed seafood by directing the Secretary of Commerce to coordinate with the Federal Trade Commission and other appropriate Federal agencies to strengthen and coordinate those programs and activities.

S. 89

At the request of Mr. VITTER, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 89, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 229

At the request of Mr. BEGICH, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 229, a bill to amend the Federal Food, Drug, and Cosmetic Act to require labeling of genetically-engineered fish.

S. 230

At the request of Mr. BEGICH, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 230, a bill to amend the Federal Food, Drug, and Cosmetic Act to prevent the approval of genetically-engineered fish.

S. 251

At the request of Mr. VITTER, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 251, a bill to prohibit the provision of Federal funds to State and local governments for payment of obligations, to prohibit the Board of Governors of the Federal Reserve System from financially assisting State and local governments, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the names of the Senator from Vermont [Mr. LEAHY], the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Louisiana [Ms. LANDRIEU], the Senator from Hawaii [Mr. AKAKA] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 366

At the request of Mrs. GILLIBRAND, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 482

At the request of Mr. INHOFE, the name of the Senator from Nevada [Mr. HELLER] was

added as a cosponsor of S. 482, a bill to amend the Clean Air Act to prohibit the Administrator of the Environmental Protection Agency from promulgating any regulation concerning, taking action relating to, or taking into consideration the emission of a greenhouse gas to address climate change, and for other purposes.

S. 483

At the request of Ms. SNOWE, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 483, a bill to amend title XVIII of the Social Security Act to provide for the treatment of clinical psychologists as physicians for purposes of furnishing clinical psychologist services under the Medicare program.

S. 570

At the request of Mr. TESTER, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloging the purchases of multiple rifles and shotguns.

S. 658

At the request of Ms. KLOBUCHAR, the names of the Senator from South Dakota [Mr. JOHNSON] and the Senator from Colorado [Mr. BENNET] were added as cosponsors of S. 658, a bill to provide for the preservation by the Department of Defense of documentary evidence of the Department of Defense on incidents of sexual assault and sexual harassment in the military, and for other purposes.

S. 738

At the request of Ms. STABENOW, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 740

At the request of Mr. REED, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 755

At the request of Mr. WYDEN, the names of the Senator from Washington [Mrs. MURRAY] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of

S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 797

At the request of Ms. MIKULSKI, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 797, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 855

At the request of Ms. STABENOW, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 855, a bill to make available such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

S. 958

At the request of Mr. CASEY, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Indiana [Mr. COATS], the Senator from Arkansas [Mr. PRYOR], the Senator from West Virginia [Mr. ROCKEFELLER] and the Senator from Montana [Mr. BAUCUS] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1098

At the request of Mr. HATCH, the names of the Senator from Oklahoma [Mr. INHOFE] and the Senator from Arizona [Mr. KYL] were added as cosponsors of S. 1098, a bill to amend the Internal Revenue Code of 1986 to improve access to health care through expanded health savings accounts, and for other purposes.

S. 1145

At the request of Mr. LEAHY, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1145, a bill to amend title 18, United States Code, to clarify and expand Federal criminal jurisdiction over Federal contractors and employees outside the United States, and for other purposes.

S. 1169

At the request of Mr. NELSON of Nebraska, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 1169, a bill to provide for benchmarks to evaluate progress being made toward the goal of transitioning security responsibilities in Afghanistan to the Government of Afghanistan.

S. 1176

At the request of Ms. LANDRIEU, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

S. 1181

At the request of Mr. GRASSLEY, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 1181, a bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization.

S. 1196

At the request of Mr. GRASSLEY, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 1196, a bill to expand the use of E-Verify, to hold employers accountable, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mrs. FEINSTEIN, the names of the Senator from California [Mrs. BOXER] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

At the request of Mr. MCCONNELL, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of Senate Joint Resolution 17, *supra*.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the names of the Senator from Texas [Mr. CORNYN], the Senator from Missouri [Mr. BLUNT], the Senator from Wyoming [Mr. ENZI] and the Senator from South Carolina [Mr. GRAHAM] were added as cosponsors of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE CONCURRENT RESOLUTION 22

At the request of Mr. MCCAIN, the name of the Senator from Nevada [Mr. REID] was added as a cosponsor of Senate Concurrent Resolution 22, a concurrent resolution expressing the sense of Congress that John Arthur "Jack" Johnson should receive a posthumous pardon for the racially motivated conviction in 1913 that diminished the athletic, cultural, and heroic significance of Jack Johnson and unduly tarnished his reputation.

SENATE CONCURRENT RESOLUTION 23

At the request of Mr. HATCH, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of Senate Concurrent Resolution 23, a concurrent resolution declaring that it is the policy of the United States to support and facilitate Israel in maintaining defensible borders and that it is contrary to United States policy and national security to have the borders of Israel return to the armistice lines that existed on June 4, 1967.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Illinois [Mr. DURBIN], the Senator from New York [Mr. SCHUMER], the Senator from Alabama [Mr. SHELBY], the Senator from North Carolina [Mrs. HAGAN] and the Senator from Indiana [Mr. COATS] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

SENATE RESOLUTION 202

At the request of Mr. CONRAD, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of Senate Resolution 202, a resolution designating June 27, 2011, as "National Post-Traumatic Stress Disorder Awareness Day".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. FRANKEN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on June 15, 2011, at 9:30 a.m. in SR 328A.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on June 15, 2011, at 2:30 p.m.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on June 15, 2011, at 10 a.m. in Dirksen 406 to conduct a hearing entitled, "The Clean Air Act and Public Health."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on June 15, 2011, at 2:30 p.m.

SUBCOMMITTEE ON EMERGING THREATS AND CAPABILITIES

The Subcommittee on Emerging Threats and Capabilities of the Committee on Armed Services be authorized to meet during the session of the Senate on June 15, 2011, at 9:30 a.m.

SUBCOMMITTEE ON FINANCIAL INSTITUTIONS AND CONSUMER PROTECTION

The Committee on Banking, Housing, and Urban Affairs, Subcommittee on Financial Institutions and Consumer Protection be authorized to meet during the session of the Senate on June 15, 2011, at 10 a.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 11:54 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2055. An act making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes.

The message also announced that pursuant to 22 U.S.C. 276H, and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Mexico-United

States Interparliamentary Group: Mr. MACK of Florida, Mr. NUNES of California, Mr. BILBRAY of California, and Mr. CANSECO of Texas.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2055. An act making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes; to the Committee on Appropriations.

OBJECTION TO CONSIDERATION OF BILL S. 782

Mr. INHOFE asked unanimous consent that it be in order for the Senate to resume consideration of bill S. 782; and that an amendment (Numbered 459) be proposed by him.

Mr. DURBIN objected.

ECONOMIC DEVELOPMENT REVITALIZATION ACT

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate its pending business, viz, the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 441, proposed by Mr. MCCAIN, to amendment No. 436, as modified, proposed by Mr. COBURN (for himself, Mrs. FEINSTEIN, Ms. AYOTTE, Ms. COLLINS, Mr. MCCAIN, Mr. DEMINT, and Mr. BURR), to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. REID (for Mrs. FEINSTEIN) to further amend the bill, at the end thereof, by adding certain words (being amendment No. 476).

By unanimous consent, on the request of Mr. REID,

Ordered, That Mr. COBURN be added as a cosponsor of the pending amendment.

The question being on agreeing to amendment No. 476 to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate resumes consideration of bill S. 782 on tomorrow, there be 4 hours, equally divided and controlled, for concurrent debate between the leaders or their designees, on amendment No. 476 and amendment No. 411; that, upon

conclusion of debate, the Senate vote in relation to the amendments in the aforementioned order; that neither amendment be divisible; that Budget points of order, and motions to waive in relation thereto, be in order; that no other amendment, motion, or point of order be in order; that each amendment receive a minimum of 60 yeas votes to be agreed to; that, following each vote, motions to reconsider be considered made and laid on the table; and that, following disposition of amendment No. 411, the majority leader be recognized.

The question being on agreeing to amendment No. 476 to the bill, as amended.

EXPRESSING THE SENSE OF THE SENATE RELATIVE TO THE GROWING PARTNERSHIP BETWEEN THE UNITED STATES AND MONGOLIA

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 208) expressing the sense of the Senate regarding Mongolian President Tsakhiagiin Elbegdorj's visit to Washington, D.C., and its support for the growing partnership between the United States and Mongolia, submitted today by Mr. KERRY (for himself, Mr. MCCAIN, Ms. MURKOWSKI, and Mr. WEBB), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then resume consideration of bill S. 782, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:03 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, JUNE 16, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Reverend Don Duncan, Senior Chaplain of Oklahoma Jail and Prison Ministries, and Chaplain of the Oklahoma County Sheriff's Office, offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 16, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

ECONOMIC DEVELOPMENT REVITALIZATION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 476, proposed by Mr. REID

JOURNAL OF THE SENATE

for Mrs. FEINSTEIN (for herself, Mr. COBURN, Mr. WEBB, Ms. COLLINS, Mr. MENENDEZ, Mr. LIEBERMAN, and Mrs. SHAHEEN), to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That the pending amendment be modified.

The question then being on agreeing to amendment No. 476, as modified, to the bill, as amended.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as modified.

The question being taken.

It was determined in the affirmative---
yeas... 73, nays... 27

[Rollcall vote No. 90 Leg.]

YEAS --- 73

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boozman, Boxer, Brown (MA), Burr, Cantwell, Cardin, Carper, Coburn, Collins, Coons, Corker, Cornyn, Crapo, DeMint, Enzi, Feinstein, Gillibrand, Graham, Hagan, Hatch, Heller, Hutchison, Inhofe, Inouye, Isakson, Johnson (WI), Kerry, Kyl, Landrieu, Lautenberg, Leahy, Lee, Lieberman, Manchin, McCain, McConnell, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (FL), Paul, Pryor, Reed, Reid, Risch, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Tester, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wyden.

NAYS --- 27

Blunt, Brown (OH), Casey, Chambliss, Coats, Cochran, Conrad, Durbin, Franken, Grassley, Harkin, Hoeven, Johanns, Johnson (SD), Kirk, Klobuchar, Kohl, Levin, Lugar, McCaskill, Moran, Nelson (NE), Portman, Roberts, Stabenow, Thune, Wicker.

So the amendment, as modified, was agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 411, proposed by Mr. MCCAIN, to the bill, as amended.

On motion by Mrs. HUTCHISON,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 41, nays... 59

[Rollcall vote No. 91 Leg.]

YEAS --- 41

Alexander, Ayotte, Barrasso, Blumenthal, Boozman, Brown (MA), Burr, Chambliss, Coburn, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Hatch, Heller, Hutchison, Inhofe, Isakson, Johnson (WI), Kyl, Lee, Lieberman, Manchin,

McCain, McConnell, Murkowski, Paul, Portman, Risch, Rockefeller, Rubio, Sessions, Shelby, Snowe, Toomey, Vitter, Webb, Wicker.

NAYS --- 59

Akaka, Baucus, Begich, Bennet, Bingaman, Blunt, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Coats, Cochran, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Grassley, Hagan, Harkin, Hoeven, Inouye, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lugar, McCaskill, Menendez, Merkley, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Sanders, Schumer, Shaheen, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Whitehouse, Wyden.

So the amendment was not agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

The question recurring on agreeing to amendment No. 441, proposed by Mr. MCCAIN, to amendment No. 436, as modified, proposed by Mr. COBURN (for himself, Mrs. FEINSTEIN, Ms. AYOTTE, Ms. COLLINS, Mr. MCCAIN, Mr. DEMINT, and Mr. BURR), to the bill, as amended.

Mr. REID presented a motion to bring to a close debate on pending bill S. 782; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on bill S. 782:

HARRY REID, BARBARA BOXER, FRANK R. LAUTENBERG, TOM CARPER, SHERROD BROWN, S. WHITEHOUSE, ROBERT P. CASEY JR., CHRIS COONS, JON TESTER, BEN CARDIN, TOM UDALL, JEANNE SHAHEEN, DEBBIE STABENOW, PATTY MURRAY, KENT CONRAD, DICK DURBIN, JOE MANCHIN.

The question being on agreeing to amendment No. 441 to amendment No. 436, as modified, to the bill, as amended.

MOTION TO PROCEED TO CONSIDER BILL S. 679

On motion by Mr. REID that the Senate proceed to consider the bill (S. 679) to reduce the number of executive positions subject to Senate confirmation.

The question being on agreeing to the motion.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business until 6 p.m., with Senators permitted to speak for 10 minutes each therein.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2144. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Irish Potatoes Grown in Washington; Decreased Assessment Rate" (Docket No. AMS-FV-11-946-2 IR; FV11-946-2 IR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2145. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Blueberry Promotion, Research, and Information Order; Section 610 Review" (Docket No. AMS-FV-10-0006) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2146. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Fresh Prunes Grown in Designated Counties in Washington and in Umatilla County, Oregon; Termination of Marketing Order 924" (Docket No. AMS-FV-10-0053; FV10-924-1 FR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2147. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Softwood Lumber Research, Promotion, Consumer Education and Industry Information Order; Referendum Procedures" ((RIN0581-AD03)(Docket No. AMS-FV-10-0015; FR-B)) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2148. A communication from the Administrator of the National Organic Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National Organic Program; Amendment to the National List of Allowed and Prohibited Substances (Livestock)" ((RIN0581-AD04)-(Docket No. AMS-NOP-10-0051; NOP-10-

04FR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2149. A communication from the Administrator of Cotton and Tobacco Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "User Fees for 2011 Crop Cotton Classification Services to Growers" ((Doc. No. AMS-CN-10-0111)(CN-11-001)) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2010; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2150. A communication from the Acting Administrator of the Livestock and Seed Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Sorghum Promotion and Research Program: State Referendum Results" (Doc. No. AMS-LS-11-0040) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2151. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Irish Potatoes Grown in Washington; Modification of the Rules and Regulations" (Doc. No. AMS-FV-11-0024; FV11-946-3IR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2152. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Marketing Order Regulating the Handling of Spearmint Oil Produced in the Far West; Salable Quantities and Allotment Percentages for the 2011 - 2012 Marketing Year" (Doc. No. AMS-FV-10-0094; FV11-985-1FR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2153. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "United States Standards for Grades of Potatoes" (Doc. No. AMS-FV-08-0023) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2154. A communication from the Administrator of the Fruit and Vegetable

Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Nectarines and Peaches Grown in California; Suspension of Handling Requirements" (Doc. No. AMS-FV-11-0019; FV11-916/917-5 IR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2155. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Grapes Grown in Designated Area Southeastern California; Increased Assessment Rate" (Doc. No. AMS-FV-10-0104; FV11-925-1FR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2156. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Raisins Produced From Grapes Grown in California; Increased Assessment Rate" (Doc. No. AMS-FV-10-0090; FV10-989-3FR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2157. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "U.S. Honey Producer Research, Promotion, and Consumer Information Order; Termination of Referendum Procedures" (Doc. No. AMS-FV-07-0094; FV07-706-FR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2158. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Olives Grown in California; Decreased Assessment Rate" (Doc. No. AMS-FV-10-0115; FV11-932-1IR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2159. A communication from the Administrator of the Livestock and Seed Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Federal Seed Act Regulations" (Doc. No.

AMS-LS-08-0002) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2160. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Regulations Issued Under the Export Grape and Plum Act; Revision to the Minimum Requirements" (Doc. No. AMS-FV-10-0091; FV11-35-1FR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2161. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Perishable Agricultural Commodities Act: Impact of Post-Default Agreements on Trust Protection Eligibility" (Doc. No. AMS-FV-09-0047) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2162. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Pears Grown in Oregon and Washington; Amendment to Allow Additional Exemptions" (Doc. No. AMS-FV-10-0072; FV10-927-1FIR) received during adjournment of the Senate in the Office of the President of the Senate on June 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2163. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Transitional Relief under Internal Revenue Code 6033(j) for Small Organizations" (Notice 2011-43) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Finance.

EC-2164. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Alternative Simplified Credit under Section 41(c)(5)" (RIN1545-BH32) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Finance.

EC-2165. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Requirement for

Taxpayers Filing Form 5472" (RIN1545-BK01) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Finance.

EC-2166. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Request for Comments on Funding of Patient-Centered Outcomes Research Through Fees Payable by Issuers of Health Insurance Policies and Self-Insured Health Plan Sponsors" (Notice 2011-35) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Finance.

EC-2167. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update for Weighted Average Interest Rates, Yield Curves, and Segment Rates" (Notice 2011-49) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Finance.

EC-2168. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Credit for Carbon Dioxide Sequestration; 2011 Section 45Q Inflation Adjustment Factor" (Notice 2011-50) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Finance.

EC-2169. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Basis in Stock Acquired in Transferred Basis Transactions" (Rev. Proc. 2011-35) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Finance.

EC-2170. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Mexico for the manufacturing of the Multiple Integrated Laser Engagement System (MILES) Individual Weapon System (IWS) in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2171. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Italy to support the Final Assembly and Check-Out Facility ("FACO")

stand-up activities for the F-35 Lightning II program in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-2172. A communication from the Chair of the Equal Employment Opportunity Commission, transmitting, pursuant to law, the commission's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2173. A communication from the Chairman of the Broadcasting Board of Governors, transmitting, pursuant to law, the Board's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2174. A communication from the Secretary of Education, transmitting, pursuant to law, the Department of Defense's Semiannual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2175. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; 28th Annual Humboldt Bay Festival, Fireworks Display, Eureka, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0167)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2176. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Chelsea St. Bridge Demolition, Chelsea River, Chelsea, MA" ((RIN1625-AA00)(Docket No. USCG-2011-0420)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2177. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Commencement Bay, Tacoma, WA" ((RIN1625-AA00)(Docket No. USCG-2011-0197)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2178. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Annual Events Requiring Safety Zones in the Captain of the Port Sault Sainte Marie Zone" ((RIN1625-AA00)(Docket No. USCG-2011-0188))

received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2179. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Ocean City Air Show, Atlantic Ocean, Ocean City, MD" ((RIN1625-AA00)(Docket No. USCG-2011-0391)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2180. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Underwater Hazard, Gravesend Bay, Brooklyn, NY" ((RIN1625-AA00)(Docket No. USCG-2010-1091)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2181. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Conneaut Festival Fireworks, Conneaut Harbor, Conneaut, OH" ((RIN1625-AA00)(Docket No. USCG-2011-0214)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2182. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Lorain Independence Day Fireworks, Black River, Lorain, OH" ((RIN1625-AA00)(Docket No. USCG-2011-0215)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2183. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Temporary Change to Enforcement Location of Recurring Fireworks Display Event, Currituck Sound; Corolla, NC ((RIN1625-AA00)(Docket No. USCG-2011-0384)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2184. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Put-In-Bay Fireworks, Fox's the Dock Pier; South Bass Island, Put-In-Bay, OH" ((RIN1625-AA00)(Docket No. USCG-2011-0417)) received in

the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2185. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; M/V Del Monte Live-Fire Gun Exercise, James River, Isle of Wight, VA" ((RIN1625-AA00)(Docket No. USCG-2011-0427)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2186. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; M.I.T.'s 150th Birthday Celebration Fireworks, Charles River, Boston, MA" ((RIN1625-AA00)(Docket No. USCG-2011-0375)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2187. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Limited Service Domestic Voyage Load Lines for River Barges on Lake Michigan" ((RIN1625-AA17)(Docket No. USCG-1998-4623)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2188. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Vessel Traffic Service Lower Mississippi River; Correction" ((RIN1625-AA58)(Docket No. USCG-1998-4399)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2189. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Severn River, Spa Creek and Annapolis Harbor, Annapolis, MD" ((RIN1625-AA08)(Docket No. USCG-2011-0046)) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2190. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Navigation and Navigable Waters; Technical, Organizational, and Conforming Amendments" ((RIN1625-AB69)(Docket No. USCG-2011-0257)) received in the Office of the President of the Senate on June 15, 2011;

to the Committee on Commerce, Science, and Transportation.

EC-2191. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Trip Limit Increase for the Common Pool Fishery" (RIN0648-XA429) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2192. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Fishery Off the Southern Atlantic States; Reopening of Commercial Penaeid Shrimp Trawling Off South Carolina" (RIN0648-XA431) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 1103. A bill to extend the term of the incumbent Director of the Federal Bureau of Investigation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. HUTCHISON (for herself and Mr. KYL):

S. 1213. A bill to amend title II of the Social Security Act to extend the solvency of the Social Security Trust Funds by increasing the normal and early retirement ages under the Social Security program and modifying the cost-of-living adjustments in benefits; to the Committee on Finance.

By Mrs. GILLIBRAND (for herself, Mrs. BOXER, Mrs. MURRAY, Mrs. SHAHEEN, and Mr. LAUTENBERG):

S. 1214. A bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions; to the Committee on Armed Services.

By Mr. KERRY:

S. 1215. A bill to provide for the exchange of land located in the Lowell National Historical Park, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CORKER:

S. 1216. A bill to waive the requirement that existing traffic signs meet minimum retroreflectivity standards on or before the compliance dates established by the Federal Highway Administration; to the Committee on Commerce, Science, and Transportation.

By Ms. SNOWE (for herself, Mr. KERRY, Mr. INOUE, Mr. AKAKA, and Mr. BEGICH):

S. 1217. A bill to amend title XVIII of the Social Security Act to provide coverage for custom fabricated breast prostheses following a mastectomy; to the Committee on Finance.

By Mr. BURR (for himself and Mrs. HAGAN):

S. 1218. A bill to provide for the recognition of the Lumbee Tribe of North Carolina, and for other purposes; to the Committee on Indian Affairs

By Mr. BARRASSO (for himself, Mr. ISAKSON, and Mr. VITTER):

S. 1219. A bill to require Federal agencies to assess the impact of Federal action on jobs and job opportunities, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CONRAD:

S. 1220. A bill to lessen the dependence of the United States on foreign energy, to promote clean sources of energy, to strengthen the economy of the United States, and for other purposes; to the Committee on Finance.

By Mrs. SHAHEEN (for herself and Ms. COLLINS):

S. 1221. A bill to provide grants to better understand and reduce gestational diabetes, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WARNER:

S. 1222. A bill to amend title 31, United States Code, to require accountability and transparency in Federal spending, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. FRANKEN (for himself and Mr. BLUMENTHAL):

S. 1223. A bill to address voluntary location tracking of electronic communications devices, and for other purposes; to the Committee on the Judiciary.

By Mr. BINGAMAN:

S. 1224. A bill to amend Public Law 106-392 to maintain annual base funding for the Upper Colorado and San Juan fish recovery program through fiscal year 2023; to the Committee on Energy and Natural Resources.

By Mr. BINGAMAN:

S. 1225. A bill to transfer certain facilities, easements, and rights-of-way to Fort Sumner Irrigation District, New Mexico; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI (for herself, Mr. BEGICH, Mr. INHOFE, Mr. BARRASSO, Mr. HOEVEN, Mr. CORNYN, Mr. BLUNT, Ms. LANDRIEU,

Mrs. HUTCHISON, Mr. COATS, Mr. CORKER, Mr. THUNE, and Mr. LUGAR):

S. 1226. A bill to amend the Clean Air Act to address air pollution from Outer Continental Shelf activities; to the Committee on Environment and Public Works.

By Mr. BEGICH:

S. 1227. A bill to improve Arctic health; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WHITEHOUSE (for himself, Mr. GRAHAM, Mr. COONS, and Mr. MCCAIN):

S. 1228. A bill to prohibit trafficking in counterfeit military goods or services; to the Committee on the Judiciary.

By Mr. BEGICH:

S. 1229. A bill to amend the State Department Basic Authorities Act of 1956 to establish a United States Ambassador at Large for Arctic Affairs; to the Committee on Foreign Relations.

By Mr. DURBIN:

S. 1230. A bill to secure public investments in transportation infrastructure; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. HUTCHISON (for herself and Mr. CORNYN):

S. Res. 209. A resolution congratulating the Dallas Mavericks on winning the 2011 National Basketball Association Championship; considered and agreed to.

By Mr. BROWN of Massachusetts (for himself, Mr. KERRY, Ms. SNOWE, Ms. COLLINS, Mrs. SHAHEEN, Ms. AYOTTE, Mr. REED, Mr. WHITEHOUSE, and Mr. LEAHY):

S. Res. 210. A resolution congratulating the Boston Bruins for winning the 2011 Stanley Cup Championship; considered and agreed to.

By Mr. LEVIN (for himself, Mrs. HUTCHISON, Ms. LANDRIEU, Mr. COCHRAN, Mr. CARDIN, Mr. CORNYN, Mr. HARKIN, Mrs. GILLIBRAND, Mr. LEAHY, Mr. UDALL of Colorado, Mr. BEGICH, Ms. MIKULSKI, Mr. DURBIN, Mr. BROWN of Ohio, Mr. AKAKA, Ms. STABENOW, and Mr. WICKER):

S. Res. 211. A resolution observing the historical significance of Juneteenth Independence Day; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 52

At the request of Mr. INOUE, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 52, a bill to establish uniform administrative and enforcement procedures and penalties for the enforcement of the High Seas Driftnet Fishing Moratorium Protection Act and similar statutes, and for other purposes.

S. 119

At the request of Mr. VITTER, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 119, a bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects.

S. 146

At the request of Mr. BAUCUS, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 146, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 506

At the request of Mr. CASEY, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 648

At the request of Mrs. GILLIBRAND, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 648, a bill to require the Commissioner of Social

Security to revise the medical and evaluation criteria for determining disability in a person diagnosed with Huntington's Disease and to waive the 24-month waiting period for Medicare eligibility for individuals disabled by Huntington's Disease.

S. 652

At the request of Mr. KERRY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 652, a bill to facilitate efficient investments and financing of infrastructure projects and new job creation through the establishment of an American Infrastructure Financing Authority, to provide for an extension of the exemption from the alternative minimum tax treatment for certain tax-exempt bonds, and for other purposes.

S. 726

At the request of Mr. RUBIO, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Alabama [Mr. SESSIONS], the Senator from South Dakota [Mr. THUNE] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 738

At the request of Ms. STABENOW, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 792

At the request of Mr. PRYOR, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 792, a bill to authorize the waiver of certain debts relating to assistance provided to individuals and households since 2005.

S. 815

At the request of Ms. SNOWE, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 906

At the request of Mr. WICKER, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 922

At the request of Mrs. GILLIBRAND, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 922, a bill to amend the Workforce Investment Act of 1998 to authorize the

Secretary of Labor to provide grants for Urban Jobs Programs, and for other purposes.

S. 949

At the request of Mrs. SHAHEEN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 949, a bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes.

S. 960

At the request of Mr. KERRY, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 960, a bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home.

S. 965

At the request of Mrs. GILLIBRAND, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 965, a bill to amend the Internal Revenue Code of 1986 to provide an income tax credit for the costs of certain infertility treatments, and for other purposes.

S. 1009

At the request of Mr. RUBIO, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Texas [Mr. CORNYN], the Senator from Utah [Mr. HATCH], the Senator from Nebraska [Mr. JOHANNES], the Senator from Alabama [Mr. SESSIONS], the Senator from South Dakota [Mr. THUNE], the Senator from Kentucky [Mr. MCCONNELL] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 1009, a bill to rescind certain Federal funds identified by States as unwanted and use the funds to reduce the Federal debt.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from New Hampshire [Mrs. SHAHEEN] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1039

At the request of Mr. CARDIN, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1039, a bill to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1059

At the request of Mr. THUNE, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1059, a bill to amend the Public Health Service Act to provide liability protections for volunteer practitioners at health centers under section 330 of such Act.

S. 1113

At the request of Ms. MURKOWSKI, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 1113, a bill to facilitate the reestablishment of domestic, critical mineral designation, assessment, production, manufacturing, recycling, analysis, forecasting, workforce, education, research, and international capabilities in the United States, and for other purposes.

S. 1174

At the request of Ms. STABENOW, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 1174, a bill to provide predictability and certainty in the tax law, create jobs, and encourage investment.

S. 1189

At the request of Mr. PORTMAN, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 1189, a bill to amend the Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1501 et seq.) to provide for regulatory impact analyses for certain rules, consideration of the least burdensome regulatory alternative, and for other purposes.

S. 1206

At the request of Mr. ROCKEFELLER, the names of the Senator from Vermont [Mr. SANDERS] and the Senator from Maryland [Ms. MIKULSKI] were added as cosponsors of S. 1206, a bill to amend title XVIII of the Social Security Act to require drug manufacturers to provide drug rebates for drugs dispensed to low-income individuals under the Medicare prescription drug benefit program.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of

Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Delaware [Mr. CARPER] and the Senator from Kentucky [Mr. McCONNELL] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

SENATE RESOLUTION 202

At the request of Mr. CONRAD, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of Senate Resolution 202, a resolution designating June 27, 2011, as "National Post-Traumatic Stress Disorder Awareness Day".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CARDIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on June 16, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on June 16, 2011, at 10 a.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on June, 16, 2011, at 10:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate June 16, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a hearing entitled "Finding Our Way Home: Achieving the Policy Goals of NAGPRA."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on June 16, 2011, at 10 a.m., in SD-192 of the Dirksen Senate Office

Building, to conduct an executive business meeting.

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on June 16, 2011, at 10 a.m. to conduct a hearing entitled "An Examination of SBA Programs: Eliminating Inefficiencies, Duplications, Fraud and Abuse."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on June 16, 2011, at 2:30 p.m.

SUBCOMMITTEE ON CLEAN AIR AND NUCLEAR SAFETY

The Committee on Environment and Public Works and the Subcommittee on Clean Air and Nuclear Safety be authorized to meet during the session of the Senate on June 16, 2011, at 10 a.m. in Dirksen 406 to conduct a hearing entitled, "Oversight Hearing: The Nuclear Regulatory Commission's Preliminary Results of the Nuclear Safety Review in the United States Following the Emergency at the Fukushima Daiichi Power Plant in Japan."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 5:36 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1934. An act to improve certain administrative operations of the Library of Congress, and for other purposes.

H.R. 2112. An act making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes.

The message also announced that the House has passed the following joint resolutions, without amendment:

S.J. Res. 7. Joint resolution providing for the reappointment of Shirley Ann Jackson as a citizen regent of the Board of Regents of the Smithsonian Institution.

S.J. Res. 9. Joint resolution providing for the reappointment of Robert P. Kogod as a citizen regent of the Board of Regents of the Smithsonian Institution.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1934. An act to improve certain administrative operations of the Library of

Congress, and for other purposes; to the Committee on Rules and Administration.

H.R. 2112. An act making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes; to the Committee on Appropriations.

MOTION TO PROCEED TO CONSIDER BILL S. 679

By unanimous consent, on the request of Mr. REID,

The Senate resumed consideration of the motion to proceed to consider bill S. 679.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed to consider bill S. 679; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 679:

HARRY REID, JOE LIEBERMAN, TOM CARPER, FRANK R. LAUTENBERG, SHERROD BROWN, BARBARA BOXER, S. WHITEHOUSE, PATTY MURRAY, ROBERT P. CASEY, JR., CHRIS COONS, JOE MANCHIN, DEBBIE STABENOW, JON TESTER, BEN CARDIN, JEANNE SHAHEEN, KENT CONRAD, DICK DURBIN.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 11 a.m. on Tuesday, June 21, 2011, the Senate proceed to executive session to consider the nomination of Michael H. Simon, of Oregon, to be United States District Judge for the District of Oregon; that there be one hour, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, without intervening action or debate; and that, following the vote, the Senate recess until 2:15 p.m.

Ordered further, That, at 2:15 p.m., the Senate proceed to consider the nomination of Leon E. Panetta to be Secretary of Defense; that there be 2 hours, equally divided and controlled, for debate between the two leaders, or their designees; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, without intervening action or debate; that motions to reconsider be considered made and laid on the table; that no further motion be in order relative to the nominations; that the President be immediately notified of the Senate's

action; and that the Senate then resume its legislative session.

ORDER RELATIVE TO CONSIDERATION OF BILL S. 782

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate resumes its legislative session on tomorrow, it resume consideration of bill S. 782; that the Senate then vote on the question of agreeing to the motion to bring to a close debate on the bill; that, if the motion is not agreed to, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider bill S. 679; and that the quorums under the rule be waived.

CONGRATULATING THE DALLAS MAVERICKS ON WINNING THE 2011 NATIONAL BASKETBALL CHAMPIONSHIP

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 209) congratulating the Dallas Mavericks on winning the 2011 National Basketball Association Championship, submitted today by Mrs. HUTCHISON (for herself and Mr. CORNYN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE BOSTON BRUINS FOR WINNING THE 2011 STANLEY CUP CHAMPIONSHIP

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 210) congratulating the Boston Bruins for winning the 2011 Stanley Cup Championship, submitted today by Mr. SCOTT BROWN (for himself, Mr. KERRY, Ms. SNOWE, Ms. COLLINS, Mrs. SHAHEEN, Ms. AYOTTE, Mr. REED, Mr. WHITEHOUSE, and Mr. LEAHY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR RECESS UNTIL 2 P.M. ON MONDAY, JUNE 20, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That, when the Senate concludes its business on today, it recess until 2 p.m. on Monday, June 20, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business until 5 p.m., with Senators permitted to speak for 10 minutes each therein.

Ordered further, That Senators be authorized to "file" first-degree amendments to bill S. 782 until 3:30 p.m. on Monday next.

RECESS

By unanimous consent, on the request of Mr. WHITEHOUSE,

At 5:37 p.m.,

The Senate recessed, under its order of today, until 2 p.m. on Monday, June 20, 2011.

MONDAY, JUNE 20, 2011

(Legislative day of Thursday, June 16, 2011)

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 20, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Thursday, June 16, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

LEADER TIME RESERVED

Pursuant to the order of Thursday, June 16, 2011,

The times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, June 16, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT RECEIVED DURING RECESS

The following message from the President of the United States was transmitted to the Senate during recess:

NOTICE OF CONTINUATION OF NATIONAL EMERGENCY DECLARED WITH RESPECT TO THE THE ACCUMULATION OF WEAPONS- USABLE FISSILE MATERIAL IN THE TERRITORY OF THE RUSSIAN FEDERATION—PM 11

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate, on June 17, 2011, during the recess of the Senate, received the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the emergency declared in Executive Order 13159 of June 21, 2000, with respect to the risk of nuclear proliferation created by the accumulation of a large volume of weapons-usable fissile material in the territory of the Russian Federation is to continue beyond June 21, 2011.

It remains a major national security goal of the United States to ensure that fissile material removed from Russian nuclear weapons pursuant to various arms control and disarmament agreements is dedicated to peaceful uses, subject to transparency

measures, and protected from diversion to activities of proliferation concern. The accumulation of a large volume of weapons-usable fissile material in the territory of the Russian Federation continues to pose an unusual and extraordinary threat to the national security and foreign policy of the United States. For this reason, I have determined that it is necessary to continue the national emergency declared with respect to the risk of nuclear proliferation created by the accumulation of a large volume of weapons-usable fissile material in the territory of the Russian Federation and maintain in force these emergency authorities to respond to this threat.

BARACK OBAMA.

THE WHITE HOUSE, *June 17, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2193. A communication from the Secretary of Defense, transmitting, pursuant to law, a report relative to the annual audit of the American Red Cross; to the Committee on Armed Services.

EC-2194. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Securities of Nonmember Insured Banks" (RIN3064-AD67) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2195. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking and Importing Marine Mammals: U.S. Navy Training in the Virginia Capes Range Complex and Jacksonville Range Complex" (RIN0648-BB03) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2196. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Groundfish Retention Standard; Emergency Rule Extension" (RIN0648-BA29) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2197. A communication from the Acting Director, Office of Sustainable

Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries" (RIN0648-XA393) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2198. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Gag Grouper Management Measures" (RIN0648-BA94) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2199. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Closure of the Nantucket Lightship Access Area" (RIN0648-BB05) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2200. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Priorities and Allocations System Regulations" (RIN1901-AB28) received in the Office of the President of the Senate on June 16, 2011; to the Committee on Energy and Natural Resources.

EC-2201. A communication from the Acting Assistant General Counsel for Regulatory Services, Office of Elementary and Secondary Education, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Race to the Top Fund" (RIN1810-AB10) received in the Office of the President of the Senate on June 16, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2202. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Division of Freedom of Information; Change of Office Name, Address, Telephone Number, and Fax Number; Technical Amendments" (Docket No. FDA-2011-N-0318) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2203. A communication from the Secretary of Health and Human Services,

transmitting, pursuant to law, the report of a petition to add workers from the Linde Ceramics Plant in Tonawanda, New York, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-2204. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Wah Chang facility in Albany, Oregon, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-2205. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to imported foods; to the Committee on Health, Education, Labor, and Pensions.

EC-2206. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "General Services Administration Acquisition Regulation; Implementation of Information Technology Security Provision" (RIN3090-AJ15) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Homeland Security and Governmental Affairs.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-37. A resolution adopted by the House of Representatives of the Legislature of the State of Texas memorializing its support for the conservation of Castner Range; to the Committee on Armed Services.

HOUSE RESOLUTION No. 306

Whereas, the Castner Range in El Paso is one of the most rugged pristine landscapes in Texas, encompassing 7,000 acres of undeveloped desert and foothills; and

Whereas, the land was previously known as the Castner Range Complex at Fort Bliss and was used as a United States Army artillery range, but the Department of Defense ceased operations there in 1971; unexploded ordnance remained behind, rendering the land unsuitable for development, and under the stewardship of the army, it has been allowed to rest in its natural state; and

Whereas, since 1995, the army has been clearing old artillery rounds from the surface of the land; surface clearance, as opposed to subsurface clearance, was found to offer the best risk-reduction-to-cost ratio and is most compatible with a minimal-disturbance future land use, such as passive recreation on protected parkland; and

Whereas, although the Castner Range is off-limits to the public, El Pasoans have long cherished the area for its surpassing beauty;

bordering Franklin Mountains State Park on the west, the range contains some of the most geologically complex and visually striking parts of the Franklins and is prized for its Mexican gold poppy, which carpets the lower slopes in brilliant color in the spring; and

Whereas, also remarkable for its biodiversity, Castner Range provides a number of distinctive animal habitats, and its unique soils and location combine to make this the only known site in Texas where several rare plants can be found; moreover, the range holds the greatest concentration of springs in the Franklins, supporting unexpectedly lush pockets of vegetation; and

Whereas, Castner Range is further distinguished by military history and archaeological sites; and

Whereas, in 1981, the Texas Legislature provided for the adjustment of the boundaries of Franklin Mountains State Park in anticipation of the future addition of Castner Range lands, an idea strongly favored by area residents; both the El Paso City Council and the El Paso County Commissioners Court unanimously passed resolutions in recent years advocating that the Castner Range be left undeveloped and be conserved for recreational use; furthermore, the Franklin Mountains State Park management plan takes the range into account, envisioning a network of trails in the canyons and lower elevations, and the U.S. Department of Defense recently made a \$300,000 grant to the Frontera Land Alliance to collect data concerning a conservation conveyance for the area; and

Whereas, the Castner Range is one of the Lone Star State's unequalled treasures, and its conservation will provide enormous benefits to future generations of Texans; now, therefore, be it

Resolved, That the House of Representatives of the 82nd Texas Legislature hereby express its support for the conservation of Castner Range; and, be it further

Resolved, That the chief clerk of the Texas House of Representatives forward official copies of this resolution to the President of the United States, to the commanding general of Fort Bliss, to the secretary of the U.S. Department of Defense, to the President of the Senate and the Speaker of the House of Representatives of the United States Congress, and to all the members of the Texas delegation to Congress with the request that this resolution be entered in the Congressional Record as a memorial to the Congress of the United States of America.

POM-38. A resolution adopted by the House of Representatives of the Legislature of the State of Texas congratulating President Obama on his proven and successful policies in the war on terrorism and in homeland security; to the Committee on Armed Services.

HOUSE RESOLUTION NO. 1694

Whereas, on September 11, 2001, Osama bin Laden, a sworn enemy of the United States of America, coordinated a series of monstrous and cowardly terrorist attacks that resulted in the tragic loss of 2,977 innocent lives, leading to an engagement in a war on terrorism across many fronts; and

Whereas, on May 1, 2011, after nearly 10 years of bin Laden's evasion of military and intelligence forces seeking his capture, President Barack Obama declared to the nation and the world that bin Laden had finally been killed, and that "Justice has been done."; and

Whereas, the president's patience, leadership, wisdom, and determination have led directly to the demise of the most wanted man in the world and have hardened this nation's resolve to defeat the forces of malevolent fanaticism, and by destroying the mastermind behind the worst terrorist attack on American soil he has struck a significant and historic blow against Al Qaeda; and

Whereas, following the death of the perpetrator of the attacks, the family members and friends of those who lost their lives in the attacks on September 11 are able to achieve a greater sense of closure; and

Whereas, after months of meetings of the National Security Council, led by President Obama, who directed intelligence officials to zero in on bin Laden's whereabouts, intelligence officials devised and carefully carried out a clandestine operation, which had frequently been rehearsed in an effort to minimize casualties, both civilian and military; and

Whereas, as commander-in-chief of our great nation, he boldly gave the final authorization to commence the operation to brave and highly trained members of our nation's armed services; and

Whereas, upon hearing the news of bin Laden's elimination, in an impressive show of unity and in defiance of the fanatics who still today seek to destroy our free way of life, jubilant citizens expressed pride in our nation and our president by spontaneously celebrating the news in cities across the country, singing "The Star Spangled Banner" and loudly chanting "U-S-A," and former presidents Bill Clinton and George W. Bush have offered him their congratulations; and

Whereas, domestically, he has acted with both initiative and organizational acumen toward the precautionary defense of our citizens and has successfully prevented a terrorist attack on American soil during his service to our nation as president; and

Whereas, internationally, he has wisely exercised the use of diplomacy to nurture collaborative relationships with other nations, which has helped improve the freedom and safety of the world's people; and

Whereas, President George W. Bush had the near universal support of the freedom-

loving peoples and countries of the world after the attacks on September 11, 2001, when he famously pledged to defend freedom against fear, saying "We will not tire, we will not falter, and we will not fail," and President Obama had the strength and wherewithal to see that pledge through to fulfillment; and

Whereas, legislators in Texas reaffirm the solemn creed that we are one nation, under God, indivisible, with liberty and justice for all, who stand strongly behind the president with respect to these several issues as he confronts the grave problems of national and international security; now, therefore, be it

Resolved, That the House of Representatives of the 82nd Legislature of the State of Texas hereby congratulate President Obama on his proven and successful policies in the war on terrorism and in homeland security; and, be it further

Resolved, That the House of Representatives of the 82nd Legislature of the State of Texas hereby commend the intelligence personnel who diligently and quietly toiled for years to uncover the whereabouts of bin Laden and whose achievement, while historic, may never be fully known to the public; and, be it further

Resolved, That the House of Representatives of the Legislature of the State of Texas hereby commend the members of the 82nd armed forces who successfully and heroically carried out an incredibly sensitive mission with no military losses and with a minimal loss of civilian lives; and, be it further

Resolved, That the chief clerk of the Texas House of Representatives forward official copies of this resolution to the president of the United States, to the speaker of the House of Representatives and the president of the Senate of the United States Congress, to the governor of Texas, and to all the members of the Texas delegation to Congress with the request that this resolution be officially entered in the Congressional Record as a memorial to the Congress of the United States of America.

POM-39. A resolution adopted by the House of Representatives of the Legislature of the State of Texas urging Congress to fully support the vital operations and joint force structure at Ellington Field Joint Reserve Base; to the Committee on Armed Services.

HOUSE RESOLUTION NO. 784

Whereas, Ellington Field plays an important role in the Houston-area economy while contributing to the defense of our nation; and

Whereas, Ellington Field was constructed in 1917 and served as a training base for military air personnel during World War I and World War II and as a navigator training school in the 1950s; NASA became a tenant there in 1962, and in 1984, Ellington Field

was taken over by the City of Houston; today, it continues to provide support for military reserve and guard units even as it serves as a base for a variety of commercial operations; and

Whereas, featuring commands from all five Department of Defense and Department of Homeland Security military services, Ellington Field Joint Reserve Base has grown to include more than 6,000 active, reserve, and guard members; it is home to the 147th Reconnaissance Wing, which is at the forefront of the trend toward unmanned aircraft that is transforming the Air Force and Air Guard; and

Whereas, the region served by the Ellington Field JRB is vital to national security and the only one in the country containing all 17 national asset categories identified by the Department of Homeland Security as prime potential targets for global terrorism; a \$100 million expansion now in progress is vastly increasing the defense capabilities of the base and will have an enormous economic impact on surrounding communities, with estimates ranging to nearly \$700 million; and

Whereas, Ellington Field Joint Reserve Base provides a strong stimulus to the Houston-area economy and is poised to take on an ever-greater role in the defense of the Lone Star State, the Gulf Coast region, and the nation; now, therefore, be it

Resolved, That the House of Representatives of the 82nd Texas Legislature hereby respectfully urge the Congress of the United States to fully support the vital operations and joint force structure at Ellington Field Joint Reserve Base; and, be it further

Resolved, That the chief clerk forward official copies of this resolution to the President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the United States Congress, to the Secretary of Defense, to the Secretary of Homeland Security, to the Secretary of Veterans Affairs, and to all the members of the Texas delegation to Congress with the request that this resolution be entered in the Congressional Record as a memorial to the Congress of the United States of America.

POM-40. A resolution adopted by the House of Representatives of the Legislature of the State of Texas expressing opposition to H.R. 3424 and to any other proposal that would limit the use of reinsurance by non-U.S.-based insurance companies; to the Committee on Banking, Housing, and Urban Affairs.

HOUSE RESOLUTION NO. 243

Whereas, the insurance business greatly depends on affiliated reinsurance for managing and spreading risk; and

Whereas, purchasing reinsurance from affiliates is a means for large insurers to manage capital and also serves an important risk-transfer purpose, providing significant additional primary insurance capacity, particularly for crop, windstorm, general liability, products liability, and aircraft insurance; and

Whereas, non-U.S.-based insurance companies with U.S. affiliates purchase reinsurance from parent and sister companies domiciled abroad, but a bill introduced in the United States Congress would penalize them for doing so, even though U.S. and foreign-based insurance groups currently pay functionally equivalent taxes on reinsurance transactions; given the average tax burden of 25 percent in European countries, such legislation would render most offshore reinsurance transactions prohibitively expensive, and the U.S. market would see a capacity shortfall and increases in premiums for consumers; and

Whereas, a major study by the Brattle Group, an economic research and consulting firm, concluded that the proposed policy would result in a 20 percent reduction in the supply of reinsurance for consumers in the United States, in turn leading to annual cost increases of \$10 to \$12 billion; in addition, a broad coalition of industry and consumer groups have spoken out against the proposal; and

Whereas, taxation proposed in H.R. 3424, 111th Cong. (2009), discriminates against the use of offshore affiliated reinsurance by foreign-based companies and, if enacted, will severely undermine the risk management practices at the heart of international reinsurance markets; now, therefore, be it

Resolved, That the House of Representatives of the 82nd Texas Legislature hereby express its opposition to H.R. 3424 and to any other proposal that would limit the use of reinsurance by non-U.S.-based insurance companies; and, be it further

Resolved, That the chief clerk of the Texas House of Representatives forward official copies of this resolution to the President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the United States Congress, and to all the members of the Texas delegation to Congress with the request that this resolution be entered in the Congressional Record as a memorial to the Congress of the United States of America.

POM-41. A resolution adopted by the House of Representatives of the Legislature of the State of Texas urging Congress and the U.S. Fish and Wildlife Service to withdraw its proposal to list the dunes sagebrush lizard under the Endangered Species Act of 1973; to the Committee on Environment and Public Works.

HOUSE RESOLUTION NO. 1955

Whereas, the United States Fish and Wildlife Service has proposed granting endangered species status to the dunes sagebrush lizard, a measure that would have a significant negative impact on the Lone Star State; and

Whereas, the business climate in Texas has been consistently ranked as the nation's best, and the oil and gas sector is crucial to its continued vitality; Texas is the nation's leading producer of oil and natural gas, and it holds 30 percent of the nation's natural gas reserves and almost a quarter of its oil reserves; the oil and gas industry contributes \$30 billion annually to the Texas economy and employs more than 315,000 Texans at some of the highest salaries in the state; and

Whereas, despite its resilience, the Texas economy has not been immune to the global economic recession; there have been significant job losses over the past two years, and recently high gas prices have posed new challenges; the Fish and Wildlife Service failed to take these factors into account in its proposal to grant endangered species status to the dunes sagebrush lizard in southeastern New Mexico and adjacent oil-producing areas of West Texas; and

Whereas, in addition, the service has failed to consider that approximately 75,000 acres identified as habitat for the lizard are owned and managed by The University of Texas for the benefit of higher education; university officials have estimated that the listing could stop the drilling of approximately 1,000 oil and gas wells and eliminate the production of seven million barrels of oil equivalent annually; and

Whereas, the Texas Legislature and the Texas Parks and Wildlife Department have traditionally recognized the private landowner as the primary steward of our state's natural resources, but the Fish and Wildlife Service has not adequately consulted with the State of Texas, Texas landowners, or other stakeholders; moreover, the service has failed to fully consider issues unique to species protection and habitat conservation in Texas; and

Whereas, listing the dunes sagebrush lizard as an endangered species would inflict severe economic damage, harm property owners, and undermine higher education in the Lone Star State; now, therefore, be it

Resolved, That the House of Representatives of the 82nd Texas Legislature hereby respectfully urge the United States Fish and Wildlife Service to withdraw its proposal to list the dunes sagebrush lizard under the Endangered Species Act of 1973; and, be it further

Resolved, That the House of Representatives direct the agencies of the State of Texas to cooperate with the efforts of the Texas Endangered Species Task Force to investigate the scientific basis of the

proposed listing and the potential burdens on private property rights and economic development in the state; and, be it further

Resolved, That the chief clerk of the Texas House of Representatives forward official copies of this resolution to the President of the United States, the acting director of the U.S. Fish and Wildlife Service, the President of the Senate and the Speaker of the House of Representatives of the United States Congress, and all the members of the Texas delegation to Congress with the request that this resolution be entered in the Congressional Record as a memorial to the Congress of the United States of America.

POM-42. A resolution adopted by the House of Representatives of the Legislature of the State of Texas expressing support for the inclusion of Taiwan in the United States Visa Waiver Program; to the Committee on the Judiciary.

HOUSE RESOLUTION NO. 1483

Whereas, Taiwan and the United States enjoy a friendly and mutually beneficial relationship, and solid commercial, educational, and cultural ties can be further strengthened by the inclusion of Taiwan in the U.S. Visa Waiver Program; and

Whereas, a full-fledged, stable democracy, Taiwan shares with the United States a commitment to democracy, human rights, the rule of law, and a market-based economy; moreover, Taiwan is our ninth-largest trading partner and a key export market in almost every major sector; trade in commercial goods between Taiwan and the United States totaled nearly \$62 billion in 2010; and

Whereas, the two nations have long maintained close and productive cooperation in science and technology, and since 1979, they have signed more than 190 science and technology agreements under the framework of the Taipei Economic and Cultural Representative Office and the American Institute in Taiwan; Taiwan has worked very closely with the United States in the field of education, and in 2010, more than 26,000 Taiwanese studied in our colleges and universities; and

Whereas, these important relationships generate significant interpersonal contact and travel, and in 2009, people from Taiwan paid more than 500,000 visits to the United States; if admitted to the Visa Waiver Program, holders of Taiwan passports could travel to the United States without the expense and time-consuming process of obtaining a visa, which is expected to boost the number of visits for both sightseeing and business purposes; Taiwanese travel to the United Kingdom and New Zealand spiked by 35 to 40 percent after those countries waived visa obligations, and it is estimated that waiving visa requirements for Taiwanese travels in

the United States could increase tourism revenue by as much as \$1.8 billion; and

Whereas, in order to gain entry into the Visa Waiver Program, a country must have a visa refusal rate below 3 percent, and only 2.2 percent of Taiwanese visa applications were rejected by the United States in fiscal year 2010; about 100 countries, including Japan and members of the European Union, offer Taiwan visa exemptions on the basis of reciprocity and out of confidence that citizens of Taiwan are law-abiding and unlikely to overstay; and

Whereas, Taiwan has already exempted U.S. passport holders from visa requirements for visits up to 30 days; by extending similar privileges, the United States can facilitate people-to-people contacts, enhance cultural links, and expand business opportunities and tourism; now, therefore, be it

Resolved, That the House of Representatives of the 82nd Texas Legislature hereby endorse the inclusion of Taiwan in the United States Visa Waiver Program; and, be it further

Resolved, That the chief clerk forward official copies of this resolution to the President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the United States Congress, and to all the members of the Texas delegation to Congress with the request that this resolution be entered in the Congressional Record as a memorial to the Congress of the United States of America.

POM-43. A concurrent resolution adopted by the Legislature of the State of Louisiana memorializing Congress to review the Government Pension Offset and the Windfall Elimination Provision Social Security benefit reductions and to consider eliminating or reducing them by enacting the Social Security Fairness Act of 2011, the Public Servant Retirement Protection Act of 2011, or a similar instrument; to the Committee on Finance.

HOUSE CONCURRENT RESOLUTION NO. 94

Whereas, the Congress of the United States has enacted both the Government Pension Offset (GPO), reducing the spousal and survivor Social Security benefit, and the Windfall Elimination Provision (WEP), reducing the earned Social Security benefit for any person who also receives a public pension benefit; and

Whereas, the intent of congress in enacting the GPO and the WEP provisions was to address concerns that a public employee who had worked primarily in federal, state, or local government employment might receive a public pension in addition to the same Social Security benefit as a person who had worked only in employment covered by Social Security throughout his career; and

Whereas, the purpose of congress in enacting these reduction provisions was to provide a disincentive for public employees to receive two pensions; and

Whereas, the GPO negatively affects a spouse or survivor receiving a federal, state, or local government retirement or pension benefit who would also be entitled to a Social Security benefit earned by a spouse; and

Whereas, the GPO formula reduces the spousal or survivor Social Security benefit by two-thirds of the amount of the federal, state, or local government retirement or pension benefit received by the spouse or survivor, in many cases completely eliminating the Social Security benefit; and

Whereas, nine out of ten public employees affected by the GPO lose their entire spousal benefits, even though their spouses paid Social Security taxes for many years; and

Whereas, the GPO often reduces spousal benefits so significantly it can make the difference between self-sufficiency and poverty; and

Whereas, the GPO has a harsh effect on thousands of citizens and undermines the original purpose of the Social Security dependent/survivor benefit; and

Whereas, the GPO negatively impacts approximately twenty-seven thousand one hundred forty-four Louisianians; and

Whereas, the WEP applies to those persons who have earned federal, state, or local government retirement or pension benefits, in addition to working in employment covered under Social Security and paying into the Social Security system; and

Whereas, the WEP reduces the earned Social Security benefit using an averaged indexed monthly earnings formula and may reduce Social Security benefits for affected persons by as much as one-half of the retirement benefit earned as a public servant in employment not covered under Social Security; and

Whereas, the WEP causes hard-working individuals to lose a significant portion of the social security benefits that they earn themselves; and

Whereas, the WEP negatively impacts approximately twenty-five thousand three hundred twenty-two Louisianians; and

Whereas, because of these calculation characteristics, the GPO and the WEP have a disproportionately negative effect on employees working in lower-wage government jobs, like policemen, firefighters, teachers, and state employees; and

Whereas, many workers rely on Social Security Administration Annual Statements that fail to take into account the GPO and WEP when projecting benefits; and

Whereas, because the Social Security benefit statements do not calculate the GPO and the WEP, many public employees in Louisiana are unaware that their expected Social Security benefits shown on such

statements will be significantly lower or nonexistent due to the service in public employment; and

Whereas, these provisions also have a greater adverse effect on women than on men because of the gender differences in salary that continue to plague our nation and because of the longer life expectancy of women; and

Whereas, Louisiana is making every effort to improve the quality of life of its citizens and to encourage them to live here lifelong, yet the current GPO and WEP provisions compromise that quality of life; and

Whereas, retired individuals negatively affected by GPO and WEP have significantly less money to support their basic needs and sometimes have to turn to government assistance programs; and

Whereas, the GPO and the WEP penalize individuals who have dedicated their lives to public service by taking away benefits they have earned; and

Whereas, our nation should respect, not penalize, public servants; and

Whereas, the number of people affected by GPO and WEP is growing every day as more and more people reach retirement age; and

Whereas, the GPO and WEP are established in federal law, and repeal of the GPO and the WEP can only be enacted by the United States Congress: Therefore, be it

Resolved, That the Legislature of Louisiana does hereby memorialize the Congress of the United States to review the Government Pension Offset and the Windfall Elimination Provision Social Security benefit reductions and to consider eliminating or reducing them by enacting the Social Security Fairness Act of 2011 (H.R. 1332), the Public Servant Retirement Protection Act of 2011 (S. 113), or a similar instrument; and be it further

Resolved, That a copy of this Resolution shall be transmitted to the secretary of the United States Senate and the clerk of the United States House of Representatives and to each member of the Louisiana delegation to the United States Congress.

POM-44. A concurrent resolution adopted by the Legislature of the State of Louisiana memorializing Congress to review the Government Pension Offset and the Windfall Elimination Provision Social Security benefit reductions and to consider eliminating or reducing them by enacting the Social Security Fairness Act of 2011, the Public Servant Retirement Protection Act of 2011, or a similar instrument; to the Committee on Finance.

HOUSE CONCURRENT RESOLUTION NO. 93

Whereas, the Congress of the United States has enacted both the Government Pension Offset (GPO), reducing the spousal and survivor Social Security benefit, and the Windfall Elimination Provision (WEP),

reducing the earned Social Security benefit for any person who also receives a public pension benefit; and

Whereas, the intent of congress in enacting the GPO and the WEP provisions was to address concerns that a public employee who had worked primarily in federal, state, or local government employment might receive a public pension in addition to the same Social Security benefit as a person who had worked only in employment covered by Social Security throughout his career; and

Whereas, the purpose of congress in enacting these reduction provisions was to provide a disincentive for public employees to receive two pensions; and

Whereas, the GPO negatively affects a spouse or survivor receiving a federal, state, or local government retirement or pension benefit who would also be entitled to a Social Security benefit earned by a spouse; and

Whereas, the GPO formula reduces the spousal or survivor Social Security benefit by two-thirds of the amount of the federal, state, or local government retirement or pension benefit received by the spouse or survivor, in many cases completely eliminating the Social Security benefit; and

Whereas, nine out of ten public employees affected by the GPO lose their entire spousal benefits, even though their spouses paid Social Security taxes for many years; and

Whereas, the GPO often reduces spousal benefits so significantly it can make the difference between self-sufficiency and poverty; and

Whereas, the GPO has a harsh effect on thousands of citizens and undermines the original purpose of the Social Security dependent/survivor benefit; and

Whereas, the GPO negatively impacts approximately 27,144 Louisianans; and

Whereas, the WEP applies to those persons who have earned federal, state, or local government retirement or pension benefits, in addition to working in employment covered under Social Security and paying into the Social Security system; and

Whereas, the WEP reduces the earned Social Security benefit using an averaged indexed monthly earnings formula and may reduce Social Security benefits for affected persons by as much as one-half of the retirement benefit earned as a public servant in employment not covered under Social Security; and

Whereas, the WEP causes hard-working individuals to lose a significant portion of the Social Security benefits that they earn themselves; and

Whereas, the WEP negatively impacts approximately 25,322 Louisianans; and

Whereas, because of these calculation characteristics, the GPO and the WEP have a disproportionately negative effect on employees working in lower-wage

government jobs, like policemen, firefighters, teachers, and state employees; and

Whereas, many workers rely on Social Security Administration Annual Statements that fail to take into account the GPO and WEP when projecting benefits; and

Whereas, because the Social Security benefit statements do not calculate the GPO and the WEP, many public employees in Louisiana are unaware that their expected Social Security benefits shown on such statements will be significantly lower or nonexistent due to the service in public employment; and

Whereas, these provisions also have a greater adverse effect on women than on men because of the gender differences in salary that continue to plague our nation and because of the longer life expectancy of women; and

Whereas, Louisiana is making every effort to improve the quality of life of its citizens and to encourage them to live here lifelong, yet the current GPO and WEP provisions compromise that quality of life; and

Whereas, retired individuals negatively affected by GPO and WEP have significantly less money to support their basic needs and sometimes have to turn to government assistance programs; and

Whereas, the GPO and the WEP penalize individuals who have dedicated their lives to public service by taking away benefits they have earned; and

Whereas, our nation should respect, not penalize, public servants; and

Whereas, the number of people affected by GPO and WEP is growing every day as more and more people reach retirement age; and

Whereas, the GPO and WEP are established in federal law, and repeal of the GPO and the WEP can only be enacted by the United States Congress: Therefore, be it

Resolved, That the Legislature of Louisiana does hereby memorialize the Congress of the United States to review the Government Pension Offset and the Windfall Elimination Provision Social Security benefit reductions and to consider eliminating or reducing them by enacting the Social Security Fairness Act of 2011 (H.R. 1332), the Public Servant Retirement Protection Act of 2011 (S. 113), or a similar instrument; and be it further

Resolved, That a copy of this Resolution shall be transmitted to the secretary of the United States Senate and the clerk of the United States House of Representatives and to each member of the Louisiana delegation to the United States Congress.

POM-45. A resolution adopted by the House of Representatives of the Legislature of the State of Iowa memorializing its support of the positive impact of the CSBG program in Iowa and its opposition to federal action to reduce CSBG funding disproportionately compared to the rest of the federal domestic discretionary budget; to the

Committee on Health, Education, Labor, and Pensions.

HOUSE RESOLUTION NO. 44

Whereas, in state fiscal year 2010, 365,752 Iowans in 140,333 households were helped in their fight against poverty through services funded by the federal Community Services Block Grant (CSBG) program; and

Whereas, more than 96 percent of the families receiving services were at or below 175 percent of the federal poverty level or \$35,427 annual family income; and

Whereas, more than 76 percent of the individuals served by the 18 community action agencies were working or received social security as their source of income; and

Whereas, those 18 community action agencies have 127 service centers throughout all 99 Iowa counties; and

Whereas, each community action agency is governed by a community-based volunteer board of directors consisting of elected officials, private sector representatives, and low-income Iowans; and

Whereas, Iowa's 18 community action agencies employ 3,350 Iowans; and

Whereas, CSBG funding for the 18 community action agencies brought in \$2.3 million in local funding, \$13.6 million in private funding, \$13.9 million in state funding, and \$222.9 million in federal funding to Iowa's local communities; and

Whereas, CSBG funding for Iowa's 18 community action agencies helped generate \$17.7 million in in-kind goods and services and donated items; and

Whereas, the 18 community action agencies received \$7,154,281 in CSBG funding enabling the community action agencies to operate their service centers and to administer state and federally funded programs; and

Whereas, President Obama has proposed a 50 percent reduction in CSBG funding and making the allocation of the remaining funds competitive instead of continuing the current allocation formula that brings stability to Iowa's community and economic development initiatives; and

Whereas, the Iowa House of Representatives supports efforts of the United States Congress to effectively reduce the federal deficit while promoting the current and future economic security of all Iowans; Now therefore, be it

Resolved by the House of Representatives, That the House of Representatives supports the positive impact of the CSBG program in Iowa and opposes federal action to reduce CSBG funding disproportionately compared to the rest of the federal domestic discretionary budget; and be it further

Resolved, That a copy of this resolution be sent to the President of the United States, the President and Secretary of the United States

Senate, the Speaker and Clerk of the United States House of Representatives, and each member of the Iowa congressional delegation.

POM-46. A resolution adopted by the House of Representatives of the Legislature of the State of Texas memorializing the legacy of public service to the community of Campbellton Post Office; to the Committee on Homeland Security and Governmental Affairs.

HOUSE RESOLUTION NO. 523

Whereas, the Campbellton Post Office in southern Atascosa County, Texas, has played an essential role in the lives of area residents for more than 130 years, but the United States Postal Service has placed it on a list of facilities to be closed in 2011; and

Whereas, John Campbell established the post office in his general store in 1874, and five years later, moved them both to the new town of Campbellton; Mr. Campbell was officially appointed the first postmaster and was succeeded over the years by a number of his descendants, including William Campbell, Edward Campbell, Louise Campbell, and Alyce Campbell; and

Whereas, its present postmaster, Lydia Rodriguez Castillo, began her long tenure in 1971; a postal service hiring freeze prevents her position from being filled when she retires, yet the postal service has targeted the branch for closure in part because it lacks a permanent postmaster; and

Whereas, residents of the rural area and hamlets served by the Campbellton Post Office rely on it for business communications as well as for their personal mail, and the post office is particularly important to the elderly; if it should close, customers would have to travel some 20 miles to send packages, check post office boxes, or mail important documents; accordingly, patrons and civic leaders have formed a committee and started a petition to support the preservation of this integral institution; and

Whereas, throughout the history of Campbellton, the post office has been part of the fabric of the community, and its closing would deprive citizens of ready access to vital services and diminish their quality of life; now, therefore, be it

Resolved, That the House of Representatives of the 82nd Texas Legislature hereby honor the legacy of public service to the community of the Campbellton Post Office; and, be it further

Resolved, That the House of Representatives hereby respectfully urge the United States Congress to direct the U.S. Postal Service to continue operating the Campbellton Post Office in Atascosa County, Texas; and, be it further

Resolved, That the chief clerk forward official copies of this resolution to the

President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the United States Congress, to the United States postmaster general, and to all the members of the Texas delegation to Congress with the request that this resolution be entered in the Congressional Record as a memorial to the Congress of the United States of America.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 978. A bill to amend the criminal penalty provision for criminal infringement of a copyright, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. LEAHY (for himself and Mr. PORTMAN):

S. 1231. A bill to reauthorize the Second Chance Act of 2007; to the Committee on the Judiciary.

By Ms. AYOTTE (for herself, Ms. SNOWE, Ms. COLLINS, Mr. BROWN of Massachusetts, and Ms. LANDRIEU):

S. 1232. A bill to modify the definition of fiduciary under the Employee Retirement Income Security Act of 1974 to exclude appraisers of employee stock ownership plans; to the Committee on Health, Education, Labor, and Pensions.

By Ms. STABENOW:

S. 1233. A bill to amend the Internal Revenue Code of 1986 to provide a credit against income tax to facilitate the accelerated development and deployment of advanced safety systems for commercial motor vehicles; to the Committee on Finance.

By Mr. GRASSLEY:

S. 1234. A bill to amend part B of title IV of the Social Security Act to reauthorize grants to assist children affected by methamphetamine or other substance abuse under the promoting safe and stable families program; to the Committee on Finance.

By Mr. RUBIO:

S. 1235. A bill to recognize the memorial at the Navy UDT-SEAL Museum in Fort Pierce, Florida, as the official national memorial of Navy SEALs and their predecessors; to the Committee on Energy and Natural Resources.

By Mrs. FEINSTEIN (for herself, Mr. KYL, Ms. LANDRIEU, and Mrs. MCCASKILL):

S. 1236. A bill to reduce the trafficking of drugs and to prevent human smuggling across the Southwest Border by deterring the

construction and use of border tunnels; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 277

At the request of Mr. BURR, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 277, a bill to amend title 38, United States Code, to furnish hospital care, medical services, and nursing home care to veterans who were stationed at Camp Lejeune, North Carolina, while the water was contaminated at Camp Lejeune, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 385

At the request of Mr. LEAHY, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 385, a bill to include nonprofit and volunteer ground and air ambulance crew members and first responders for certain benefits.

S. 418

At the request of Mr. HARKIN, the names of the Senator from Maine [Ms. COLLINS] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 506

At the request of Mr. CASEY, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 528

At the request of Mrs. GILLIBRAND, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 528, a bill to provide driver safety grants to States with graduated driver licensing laws that meet certain minimum requirements.

S. 672

At the request of Mr. ROCKEFELLER, the names of the Senator from Arkansas [Mr. PRYOR] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 685

At the request of Mr. LUGAR, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 685, a bill to repeal the Federal sugar program.

S. 740

At the request of Mr. REED, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

S. 851

At the request of Mr. HARKIN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 851, a bill to establish expanded learning time initiatives, and for other purposes.

S. 866

At the request of Mr. TESTER, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 951

At the request of Mrs. MURRAY, the names of the Senator from Massachusetts [Mr. KERRY] and the Senator from Michigan [Mr. LEVIN] were added as cosponsors of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1018

At the request of Mr. KERRY, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1018, a bill to amend title 10, United States Code, and the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 to provide for implementation of additional recommendations of the Defense Task Force on Sexual Assault in the Military Services.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from West Virginia [Mr. MANCHIN] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1039

At the request of Mr. CARDIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1039, a bill to impose sanctions on persons responsible for the detention, abuse, or death

of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the names of the Senator from Arkansas [Mr. PRYOR] and the Senator from South Dakota [Mr. THUNE] were added as cosponsors of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1171

At the request of Mr. SCHUMER, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1171, a bill to amend the Internal Revenue Code of 1986 to extend the exclusion from gross income for employer-provided health coverage for employees' spouses and dependent children to coverage provided to other eligible dependent beneficiaries of employees.

S. 1181

At the request of Mr. GRASSLEY, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1181, a bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization.

S. 1201

At the request of Mr. LIEBERMAN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1201, a bill to conserve fish and aquatic communities in the United States through partnerships that foster fish habitat conservation, to improve the quality of life for the people of the United States, and for other purposes.

S. 1206

At the request of Mr. ROCKEFELLER, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 1206, a bill to amend title XVIII of the Social Security Act to require drug manufacturers to provide drug rebates for drugs dispensed to low-income individuals under the Medicare prescription drug benefit program.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the names of the Senator from North Carolina [Mr. BURR], the Senator from Alabama [Mr. SESSIONS] and the Senator from Arizona [Mr. KYL] were added as cosponsors of Senate Joint

Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE CONCURRENT RESOLUTION 12

At the request of Mr. LUGAR, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of Senate Concurrent Resolution 12, a concurrent resolution expressing the sense of Congress that the President should take certain actions with respect to the Government of Burma.

SENATE CONCURRENT RESOLUTION 17

At the request of Mr. MENENDEZ, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of Senate Concurrent Resolution 17, a concurrent resolution expressing the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO).

SENATE RESOLUTION 165

At the request of Mr. ENZI, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of Senate Resolution 165, a resolution designating July 23, 2011, as "National Day of the American Cowboy".

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Utah [Mr. HATCH], the Senator from Arizona [Mr. MCCAIN], the Senator from Texas [Mrs. HUTCHISON], the Senator from California [Mrs. FEINSTEIN] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

SENATE RESOLUTION 201

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of Senate Resolution 201, a resolution expressing the regret of the Senate for the passage of discriminatory laws against the Chinese in America, including the Chinese Exclusion Act.

SENATE RESOLUTION 202

At the request of Mr. CONRAD, the names of the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of Senate Resolution 202, a resolution designating June 27, 2011, as

"National Post-Traumatic Stress Disorder Awareness Day".

SENATE RESOLUTION 211

At the request of Mr. LEVIN, the names of the Senator from Arkansas [Mr. PRYOR], the Senator from Oregon [Mr. MERKLEY], the Senator from Florida [Mr. RUBIO], the Senator from Virginia [Mr. WARNER], the Senator from Colorado [Mr. BENNET], the Senator from California [Mrs. BOXER], the Senator from Massachusetts [Mr. KERRY], the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Pennsylvania [Mr. CASEY], the Senator from North Carolina [Mrs. HAGAN], the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Washington [Mrs. MURRAY], the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Washington [Ms. CANTWELL], the Senator from New York [Mr. SCHUMER], the Senator from California [Mrs. FEINSTEIN], the Senator from Florida [Mr. NELSON], the Senator from Minnesota [Mr. FRANKEN] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of Senate Resolution 211, a resolution observing the historical significance of Juneteenth Independence Day.

ORDER RELATIVE TO BILL S. 782

By unanimous consent, on the request of Mr. MENENDEZ,

Ordered, That, on tomorrow, when the Senate resumes consideration of the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes, as pursuant to the order of Thursday, June 16, 2011, there be 10 minutes, equally divided and controlled, for debate-only between the two leaders, or their designees; and that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion to bring to a close debate on the bill.

RECOGNIZING THE EFFORTS AND ACCOMPLISHMENTS OF THE GOD'S CHILD PROJECT

By unanimous consent, on the request of Mr. MENENDEZ,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 141) recognizing the efforts and accomplishments of the GOD'S CHILD Project and congratulating the GOD'S CHILD Project on its 20th anniversary.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

On motion by Mr. MENENDEZ (for Mr. CONRAD) to amend the resolution, on page 3,

by striking certain words and inserting other words (being amendment No. 491).

The amendment was agreed to.

The question being on agreeing to the resolution, as amended.

Resolved, That the Senate agree thereto.

The question being on agreeing to the accompanying preamble.

On motion by Mr. MENENDEZ (for Mr. CONRAD) to amend the preamble, by striking certain words and inserting other words (being amendment No. 492).

The amendment was agreed to.

The preamble, as amended, was agreed to.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

OBSERVING THE HISTORICAL SIGNIFICANCE OF JUNETEENTH INDEPENDENCE DAY

By unanimous consent, on the request of Mr. MENENDEZ,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 211) observing the historical significance of Juneteenth Independence Day.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR RECESS UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. MENENDEZ,

Ordered, That, when the Senate concludes its business on today, it recess until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of Thursday, June 16, 2011.

Ordered further, That Senators be authorized to "file" second-degree amendments to bill S. 782 until 11 a.m. on tomorrow.

RECESS

By unanimous consent, on the request of Mr. MENENDEZ,

At 5:04 p.m.,

The Senate recessed, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, JUNE 21, 2011

(Legislative day of Thursday, June 16, 2011)

Mr. MICHAEL F. BENNET, from the State of Colorado, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. BENNET led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 21, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MICHAEL F. BENNET, a Senator from the State of Colorado, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BENNET took the chair.

ORDER RELATIVE TO MORNING
BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That there be a period of one hour for the transaction of morning business.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

LEADER TIME RESERVED

Pursuant to the order of yesterday,

The times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday, as modified today,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

ENROLLED JOINT RESOLUTIONS
PRESENTED

The Secretary of the Senate reported that on today, Tuesday, June 21, 2011, she had presented to the President of the United States the following enrolled joint resolutions:

S.J.Res. 7. A joint resolution providing for the reappointment of Shirley Ann Jackson as a citizen regent of the Board of Regents of the Smithsonian Institution.

S.J.Res. 9. A joint resolution providing for the reappointment of Robert P. Kogod as a citizen regent of the Board of Regents of the Smithsonian Institution.

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2207. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Robert L. Van Antwerp, Jr., United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-2208. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of General David H. Petraeus, United States Army, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

EC-2209. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the RQ-4A/B Unmanned Aircraft System (UAS) Global Hawk Block 30 Program; to the Committee on Armed Services.

EC-2210. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to depot-level maintenance and repair workloads by the public and private sectors; to the Committee on Armed Services.

EC-2211. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Conservatorship and Receivership" (RIN2590-AA23) received during recess of the Senate in the Office of the President of the Senate on June 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2212. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Turkey; to the Committee on Banking, Housing, and Urban Affairs.

EC-2213. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Bangladesh; to the Committee on Banking, Housing, and Urban Affairs.

EC-2214. A communication from the Executive Vice President and Chief Financial Officer, Federal Home Loan Bank of Atlanta, transmitting, pursuant to law, the Bank's management reports and statements on system of internal controls for fiscal year 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-2215. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Safety Standards for Toddler Beds" (RIN3041-AC79) received during recess of the Senate in the Office of the President of the Senate on June 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2216. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Regulation of Fractional Aircraft Ownership Programs and On-Demand Operations; Technical Amendment" ((RIN2120-AH06)(Docket No. FAA-2001-10047)) received during recess of the Senate in the Office of the President of the Senate on June 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2217. A communication from the Assistant Chief Counsel for General Law, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Pipeline Safety: Control Room Management/Human Factors" (RIN2137-AE64) received during recess of the Senate in the Office of the President of the Senate on June 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2218. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; BAE SYSTEMS (OPERATIONS) LIMITED Model BAe 146 and Avro 146-RJ Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0673)) received during recess of the Senate in the Office of the President of the Senate on June

17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2219. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model DC-10-10, DC-10-10F, DC-10-15, DC-10-30, DC-10-30F (KC-10A and KDC-10), DC-10-40, DC-10-40F; Model MD-10-10F, MD-10-30F, and MD-11, and MD-11F Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1044)) received during recess of the Senate in the Office of the President of the Senate on June 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2220. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Various Aircraft Equipped with Rotax Aircraft Engines 912 A Series Engine" ((RIN2120-AA64)(Docket No. FAA-2011-0504)) received during recess of the Senate in the Office of the President of the Senate on June 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2221. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Diamond Aircraft Industries GmbH Model DA 42 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0231)) received during recess of the Senate in the Office of the President of the Senate on June 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2222. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Application for Reinstatement and Retroactive Reinstatement for Reasonable Cause under Internal Revenue Code Section 6033(j)" (Notice No. 2011-44) received in the Office of the President of the Senate on June 16, 2011; to the Committee on Finance.

EC-2223. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Dow Chemical Company in Madison, Illinois, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-2224. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Bliss and Laughlin Steel Company located at 110 Hopkins Street, Buffalo, New York, to the

Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-2225. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Chapman Valve Manufacturing Company (i.e. Building 23 and the Dean Street facility) in Indian Orchard, Massachusetts, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-2226. A communication from the Inspector General of the General Services Administration, transmitting, pursuant to law, the Administration's Semi-Annual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2227. A communication from the Secretary of Education, transmitting, pursuant to law, the Department of Education's Semi-Annual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2228. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Tennessee Advisory Committee; to the Committee on the Judiciary.

EC-2229. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Connecticut Advisory Committee; to the Committee on the Judiciary.

EC-2230. A communication from the Staff Director, U.S. Sentencing Commission, transmitting, pursuant to law, the 2010 Annual Report and Sourcebook of Federal Sentencing Statistics; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEAHY, from the Committee on the Judiciary:

Report to accompany S. 1103, A bill to extend the term of the incumbent Director of the Federal Bureau of Investigation (Rept. No. 112-23).

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs:

Report to accompany S. 679, A bill to reduce the number of executive positions subject to Senate confirmation (Rept. No. 112-24).

By Ms. STABENOW, from the Committee on Agriculture, Nutrition, and Forestry, without amendment:

H.R. 872. A bill to amend the Federal Insecticide, Fungicide, and Rodenticide Act and the Federal Water Pollution Control Act to clarify Congressional intent regarding the regulation of the use of pesticides in or near navigable waters, and for other purposes.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BLUMENTHAL (for himself, Mr. LIEBERMAN, and Mr. ROCKEFELLER):

S. 1237. A bill to amend the Internal Revenue Code of 1986 to allow manufacturing businesses to establish tax-free manufacturing reinvestment accounts to assist them in providing for new equipment and facilities and workforce training; to the Committee on Finance.

By Ms. SNOWE (for herself and Mr. ROCKEFELLER):

S. 1238. A bill to make bills implementing trade agreements subject to a point of order unless certain conditions are met, and for other purposes; to the Committee on Finance.

By Mr. CASEY (for himself and Mr. TOOMEY):

S. 1239. A bill to provide for a medal of appropriate design to be awarded by the President to the memorials established at the 3 sites honoring the men and women who perished as a result of the terrorist attacks on the United States on September 11, 2001; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. LIEBERMAN (for himself and Mr. BLUMENTHAL):

S. 1240. A bill to support the establishment and operation of Teachers Professional Development Institutes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. RUBIO (for himself, Mr. HATCH, Ms. AYOTTE, Mr. BLUNT, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. CORNYN, Mr. DEMINT, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HUTCHISON, Mr. JOHANNIS, Mr. KYL, Mr. LEE, Mr. MCCAIN, Mr. MORAN, Mr. RISCH, Mr. SESSIONS, Mr. THUNE, Mr. WICKER, Mr. VITTER, and Mr. PAUL):

S. 1241. A bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions; to the Committee on the Judiciary.

By Mr. ROCKEFELLER (for himself and Mr. MANCHIN):

S. 1242. A bill to provide for the treatment of certain hospitals under the Medicare program; to the Committee on Finance.

By Mrs. HAGAN:

S. 1243. A bill to require that certain Federal job training and career education programs give priority to programs that provide an industry-recognized and nationally portable credential; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KERRY (for himself, Mr. MCCAIN, Mr. LEVIN, Mr. KYL, Mr. DURBIN, Mrs. FEINSTEIN, Mr. GRAHAM, Mr. LIEBERMAN, Mr. BLUNT, Mr. CARDIN, and Mr. KIRK):

S.J. Res. 20. A joint resolution authorizing the limited use of the United States Armed Forces in support of the NATO mission in Libya; to the Committee on Foreign Relations.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. HARKIN (for himself, Mrs. SHAHEEN, Ms. KLOBUCHAR, Mr. BARRASSO, Mr. BROWN of Ohio, and Mr. PORTMAN):

S. Res. 212. A resolution congratulating the people and Government of the Republic of Slovenia on the twentieth anniversary of the country's independence; considered and agreed to.

By Mr. DEMINT (for himself, Mr. CORNYN, Mr. VITTER, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Mr. CRAPO, Mr. ENZI, Mr. GRASSLEY, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. KIRK, Mr. LEE, Mr. MCCONNELL, Mr. PORTMAN, Mr. RISCH, Mr. RUBIO, Mr. SESSIONS, Mr. SHELBY, Mr. THUNE, Mr. WICKER, Mr. ROBERTS, Mr. LIEBERMAN, Mr. GRAHAM, and Mr. ALEXANDER):

S. Res. 213. A resolution commending and expressing thanks to professionals of the intelligence community; to the Select Committee on Intelligence.

ADDITIONAL COSPONSORS

S. 56

At the request of Mr. INOUE, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 56, a bill to amend title XIX of the Social Security Act to improve access to advanced practice nurses

and physician assistants under the Medicaid Program.

S. 339

At the request of Mr. BAUCUS, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 339, a bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions.

S. 343

At the request of Mr. BINGAMAN, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 343, a bill to amend Title I of PL 99-658 regarding the Compact of Free Association between the Government of the United States of America and the Government of Palau, to approve the results of the 15-year review of the Compact, including the Agreement Between the Government of the United States of America and the Government of the Republic of Palau Following the Compact of Free Association Section 432 Review, and to appropriate funds for the purposes of the amended PL 99-658 for fiscal years ending on or before September 30, 2024, to carry out the agreements resulting from that review.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 462

At the request of Mr. KOHL, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 462, a bill to better protect, serve, and advance the rights of victims of elder abuse and exploitation by establishing a program to encourage States and other qualified entities to create jobs designed to hold offenders accountable, enhance the capacity of the justice system to investigate, pursue, and prosecute elder abuse cases, identify existing resources to leverage to the extent possible, and assure data collection, research, and evaluation to promote the efficacy and efficiency of the activities described in this Act.

S. 528

At the request of Mrs. GILLIBRAND, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 528, a bill to provide driver safety grants to States with graduated driver licensing laws that meet certain minimum requirements.

S. 534

At the request of Mr. KERRY, the names of the Senator from Michigan [Ms. STABENOW] and the Senator from Colorado [Mr. UDALL] were added as cosponsors of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 541

At the request of Mr. BENNET, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 541, a bill to amend the Elementary and Secondary Education Act of 1965 to allow State educational agencies, local educational agencies, and schools to increase implementation of schoolwide positive behavioral interventions and supports and early intervening services in order to improve student academic achievement, reduce disciplinary problems in schools, and to improve coordination with similar activities and services provided under the Individuals with Disabilities Education Act.

S. 596

At the request of Mr. WYDEN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 596, a bill to establish a grant program to benefit victims of sex trafficking, and for other purposes.

S. 652

At the request of Mr. KERRY, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 652, a bill to facilitate efficient investments and financing of infrastructure projects and new job creation through the establishment of an American Infrastructure Financing Authority, to provide for an extension of the exemption from the alternative minimum tax treatment for certain tax-exempt bonds, and for other purposes.

S. 679

At the request of Mr. SCHUMER, the names of the Senator from Colorado [Mr. BENNET] and the Senator from Washington [Mrs. MURRAY] were added as cosponsors of S. 679, a bill to reduce the number of executive positions subject to Senate confirmation.

S. 726

At the request of Mr. RUBIO, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 755

At the request of Mr. WYDEN, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 769

At the request of Mr. HARKIN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 769, a bill to amend title 38, United States Code, to prevent the Secretary of Veterans Affairs from prohibiting the use of service dogs on Department of Veterans Affairs property.

S. 778

At the request of Mr. MORAN, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 778, a bill to amend title XVIII of the Social Security Act with respect to physician supervision of therapeutic hospital outpatient services.

S. 797

At the request of Ms. MIKULSKI, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 797, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 800

At the request of Mr. HARKIN, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 834

At the request of Mr. CASEY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 946

At the request of Mr. BAUCUS, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from Michigan [Ms. STABENOW] were added as cosponsors of S. 946, a bill to establish an Office of Rural Education Policy in the Department of Education.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Minnesota [Mr. FRANKEN] and the Senator from Indiana [Mr. LUGAR] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-

State military coordination in domestic emergency response, and for other purposes.

S. 1056

At the request of Mr. HARKIN, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1056, a bill to ensure that all users of the transportation system, including pedestrians, bicyclists, transit users, children, older individuals, and individuals with disabilities, are able to travel safely and conveniently on and across federally funded streets and highways.

S. 1088

At the request of Mr. KERRY, the names of the Senator from Ohio [Mr. BROWN] and the Senator from Maryland [Ms. MIKULSKI] were added as cosponsors of S. 1088, a bill to provide increased funding for the reinsurance for early retirees program.

S. 1094

At the request of Mr. MENENDEZ, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1167

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1167, a bill to amend the Public Health Service Act to improve the diagnosis and treatment of hereditary hemorrhagic telangiectasia, and for other purposes.

S. 1189

At the request of Mr. PORTMAN, the names of the Senator from Tennessee [Mr. ALEXANDER], the Senator from New Hampshire [Ms. AYOTTE], the Senator from Wyoming [Mr. BARRASSO], the Senator from Missouri [Mr. BLUNT], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Indiana [Mr. COATS], the Senator from Nebraska [Mr. JOHANNES], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Utah [Mr. LEE], the Senator from Kansas [Mr. ROBERTS] and the Senator from Kentucky [Mr. MCCONNELL] were added as cosponsors of S. 1189, a bill to amend the Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1501 et seq.) to provide for regulatory impact analyses for certain rules, consideration of the least burdensome regulatory alternative, and for other purposes.

S. 1211

At the request of Mrs. FEINSTEIN, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1211, a bill to amend the Federal Food, Drug, and Cosmetic Act to preserve the effectiveness of medically important antibiotics used in the treatment of human and animal diseases.

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of

S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1224

At the request of Mr. BINGAMAN, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 1224, a bill to amend Public Law 106-392 to maintain annual base funding for the Upper Colorado and San Juan fish recovery program through fiscal year 2023.

SENATE JOINT RESOLUTION 17

At the request of Mrs. FEINSTEIN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the names of the Senator from Oklahoma [Mr. COBURN] and the Senator from Nebraska [Mr. JOHANNES] were added as cosponsors of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE CONCURRENT RESOLUTION 23

At the request of Mr. HATCH, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of Senate Concurrent Resolution 23, a concurrent resolution declaring that it is the policy of the United States to support and facilitate Israel in maintaining defensible borders and that it is contrary to United States policy and national security to have the borders of Israel return to the armistice lines that existed on June 4, 1967.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 211

At the request of Mr. LEVIN, the names of the Senator from Delaware [Mr. COONS] and the Senator from Rhode Island [Mr. WHITEHOUSE] were added as cosponsors of Senate Resolution 211, a resolution observing the historical significance of Juneteenth Independence Day.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. TESTER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE,
NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on June 21, 2011, at 4:15 p.m. in room S-216 of the Capitol.

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on June 21, 2011, at 10 a.m., to conduct hearing entitled "Cybersecurity and Data Protection in the Financial Sector."

COMMITTEE ON COMMERCE, SCIENCE,
AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on June 21, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 21, 2011, at 10 a.m.

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate to conduct a hearing entitled "Senior Hunger and the Older Americans Act" on June 21, 2011, at 10 a.m. in room SD-430 of the Dirksen Senate Office Building.

SELECT COMMITTEE ON
INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on June 21, 2011, at 2:30 p.m.

SUBCOMMITTEE ON CRIME AND
TERRORISM

The Committee on the Judiciary, Subcommittee on Crime and Terrorism, be authorized to meet during the session of the Senate on June 21, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Cybersecurity: Evaluating the Administration's Proposals."

SUBCOMMITTEE ON OVERSIGHT OF
GOVERNMENT MANAGEMENT, THE
FEDERAL WORKFORCE, AND THE
DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on June 21, 2011, at 2:30 p.m., to conduct a hearing entitled, "Inspiring Students to Federal Service."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 12:38 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled joint resolutions:

S.J. Res. 7. Joint resolution providing for the reappointment of Shirley Ann Jackson as a citizen regent of the Board of Regents of the Smithsonian Institution.

S.J. Res. 9. Joint resolution providing for the reappointment of Robert P. Kogod as a citizen regent of the Board of Regents of the Smithsonian Institution.

ENROLLED JOINT RESOLUTIONS
SIGNED

The enrolled joint resolutions were subsequently signed by the PRESIDENT pro tempore.

EXECUTIVE SESSION

Pursuant to the order of Thursday, June 16, 2011,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, June 16, 2011,

The Senate resumed its legislative session.

RECESS

Pursuant to the order of Thursday, June 16, 2011,

At 12:45 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

EXECUTIVE SESSION

Pursuant to the order of Thursday, June 16, 2011,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, June 16, 2011,

The Senate resumed its legislative session.

ECONOMIC DEVELOPMENT
REVITALIZATION ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mrs. SHAHEEN in the chair) laid before the Senate its pending business, viz, the bill (S. 782) to amend the Public Works and Economic Development Act of 1965 to reauthorize that Act, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 441, proposed by Mr. MCCAIN, to amendment No. 436, as modified, proposed by Mr. COBURN (for himself, Mrs. FEINSTEIN, Ms. AYOTTE, Ms. COLLINS, Mr. MCCAIN, Mr. DEMINT, and Mr. BURR), to the bill, as amended.

Pending debate,

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate the motion, presented by Mr. REID on Thursday, June 16, 2011, to bring to a close debate on bill S. 782.

Pursuant to the order of Thursday, June 16, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the negative--- yeas... 49, nays... 51

[Rollcall vote No. 94 Leg.]

YEAS --- 49

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Kerry, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 51

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (SD), Johnson (WI), Kirk, Klobuchar, Kyl, Lee, Lugar, McCain, McCaskill, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

The question being on agreeing to amendment No. 441 to amendment No. 436, as modified, to the bill, as amended.

ORDER RELATIVE TO MOTION TO
PROCEED TO CONSIDER BILL S. 679

By unanimous consent, on the request of Mr. REID,

Ordered, That, on tomorrow, notwithstanding the order of Thursday, June 16, 2011, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider the bill (S. 679) to reduce the number of executive positions subject to Senate confirmation, at a time to be determined by the majority leader, after consultation with the minority leader; and that, if said motion is agreed to, time for debate, pursuant to rule XXII of the Standing Rules of the Senate, be considered to have commenced at 6 p.m. on today.

ECONOMIC DEVELOPMENT
REVITALIZATION ACT

The Senate resumed consideration of bill S. 782.

The question being on agreeing to amendment No. 441 to amendment No. 436, as modified, to the bill, as amended.

DESIGNATING "NATIONAL POST-
TRAUMATIC STRESS DISORDER
AWARENESS DAY"

By unanimous consent, on the request of Mr. CASEY,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 202) designating June 27, 2011, as "National Post-Traumatic Stress Disorder Awareness Day".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

On motion by Mr. CASEY (for Mr. CONRAD) to amend the resolution, on page 2, by striking certain words and inserting other words (being amendment No. 498).

The amendment was agreed to.

The question being on agreeing to the resolution, as amended.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE PEOPLE
AND GOVERNMENT OF THE
REPUBLIC OF SLOVENIA

On the request of Mr. CASEY,

The ACTING PRESIDENT pro tempore laid before the Senate the resolution (S. Res. 212) congratulating the people and Government of the Republic of Slovenia on the twentieth anniversary of the country's independence, submitted today by Mr. HARKIN (for himself, Mrs. SHAHEEN, Ms. KLOBUCHAR, Mr.

BARRASSO, Mr. SHERROD BROWN, and Mr. PORTMAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. CASEY,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of the motion to proceed to consider bill S. 679, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. CASEY,

At 6:30 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, JUNE 22, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, June 22, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

ORDER FOR MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That there be a period of 90 minutes for the transaction of morning business; and that the time therein be equally divided and controlled for debate between the two leaders, or their designees.

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday, The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday, The Senate proceeded to a period for the transaction of morning business. Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2231. A communication from the Deputy Director, National Institute of Food and Agriculture, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Competitive and Noncompetitive Non-Formula Federal Assistance Programs - Specific Administrative Provisions for the Beginning Farmer and Rancher Development Program" (RIN0524-AA59) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2232. A communication from the Deputy Director, National Institute of Food

and Agriculture, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Competitive and Noncompetitive Non-Formula Federal Assistance Programs - Administrative Provisions for Biomass Research and Development Initiative" (RIN0524-AA61) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2233. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Final Rule Amending C.F.R. Part 588; Final Rule Removing Parts 585-587 from 31 C.F.R. Chapter V" (31 CFR Parts 588, 585-587) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2234. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Alphabetical Listing of Blocked Persons, Blocked Vessels, Specially Designated Nationals, Specially Designated Terrorists, Specially Designated Global Terrorists, Foreign Terrorist Organizations,...." (31 CFR Chapter V) received in the Office of the President of the Senate on June 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2235. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13348 relative to the former Liberian regime of Charles Taylor; to the Committee on Banking, Housing, and Urban Affairs.

EC-2236. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (163); Amdt. No. 3428" (RIN2120-AA65) received in the Office of the President of the Senate on June 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2237. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report relative to the review of all complaints received by air carriers alleging discrimination on the basis of disability; to the Committee on Commerce, Science, and Transportation.

EC-2238. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Draft Safety Evaluation for Westinghouse Electric Company...." received in the Office of the President of the Senate on June 20,

2011; to the Committee on Environment and Public Works.

EC-2239. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to the Republic of Korea for the manufacture, assembly, test, support, repair, overhaul, and sale of T-62T-46LC-2A auxiliary power units for T-50 aircraft in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-2240. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0090 - 2011-0102); to the Committee on Foreign Relations.

EC-2241. A communication from the Acting Director of the Office of Standards, Regulations, and Variances, Mine Safety and Health Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Maintenance of Incombustible Content of Rock Dust in Underground Coal Mines" (RIN1219-AB76) received in the Office of the President of the Senate on June 21, 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-2242. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2243. A communication from the Assistant Secretary, Indian Affairs, Department of the Interior, transmitting, pursuant to law, a report relative to the Contract Support Costs of Self-Determination Awards to Congress; to the Committee on Indian Affairs.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. KERRY, from the Committee on Foreign Relations, with an amendment in the nature of a substitute:

S. 618. A bill to promote the strengthening of the private sector in Egypt and Tunisia (Rept. No. 112-25).

By Mr. LEVIN, from the Committee on Armed Services, without amendment:

S. 1253. An original bill to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for

defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes (Rept. No. 112-26).

S. 1254. An original bill to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, and for other purposes.

S. 1255. An original bill to authorize appropriations for fiscal year 2012 for military construction, and for other purposes.

S. 1256. An original bill to authorize appropriations for fiscal year 2012 for defense activities of the Department of Energy, and for other purposes.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. INOUE (for himself, Mr. BLUNT, Mr. REID, and Mr. AKAKA):

S. 1244. A bill to provide for preferential duty treatment to certain apparel articles of the Philippines; to the Committee on Finance.

By Mr. BLUNT (for himself and Mr. LEVIN):

S. 1245. A bill to provide for the establishment of the Special Envoy to Promote Religious Freedom of Religious Minorities in the Near East and South Central Asia; to the Committee on Foreign Relations.

By Mr. COBURN (for himself and Mrs. SHAHEEN):

S. 1246. A bill to reduce the number of non-essential new vehicles purchased and leased by the Federal Government; to the Committee on Homeland Security and Governmental Affairs.

By Mr. WARNER:

S. 1247. A bill to develop and recruit new, high-value jobs to the United States, to encourage the repatriation of jobs that have been off-shored to other countries, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. COBURN (for himself, Mr. PAUL, Mr. BARRASSO, Mr. BLUNT, Mr. BURR, Mr. CORKER, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHNSON of Wisconsin, Mr. KYL, Mr. LEE, Mr. MCCAIN, Mr. RISCH, Mr. RUBIO, Mr. SESSIONS, Mr. THUNE, Mr. VITTER, and Mr. WICKER):

S. 1248. A bill to prohibit the consideration of any bill by Congress unless the authority provided by the Constitution of the United States for the legislation can be determined

and is clearly specified; to the Committee on Rules and Administration.

By Mr. UDALL of Colorado (for himself, Mr. RISCH, Mr. TESTER, and Mr. BENNET):

S. 1249. A bill to amend the Pittman-Robertson Wildlife Restoration Act to facilitate the establishment of additional or expanded public target ranges in certain States; to the Committee on Environment and Public Works.

By Mr. BENNET (for himself, Mr. ALEXANDER, Ms. MIKULSKI, Mr. KIRK, and Ms. LANDRIEU):

S. 1250. A bill to create and expand innovative teacher and principal preparation programs known as teacher and principal preparation academies; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CARPER (for himself, Mr. COBURN, Mr. BENNET, Mr. ENZI, Mr. CORKER, Mr. BROWN of Massachusetts, Ms. KLOBUCHAR, and Mr. THUNE):

S. 1251. A bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs; to the Committee on Finance.

By Ms. MIKULSKI (for herself and Mrs. GILLIBRAND):

S. 1252. A bill to promote the economic self-sufficiency of low-income women through their increased participation in high-wage, high-demand occupations where they currently represent 25 percent or less of the workforce; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LEVIN:

S. 1253. An original bill to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; from the Committee on Armed Services; placed on the calendar.

By Mr. LEVIN:

S. 1254. An original bill to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, and for other purposes; from the Committee on Armed Services; placed on the calendar.

By Mr. LEVIN:

S. 1255. An original bill to authorize appropriations for fiscal year 2012 for military construction, and for other purposes; from the Committee on Armed Services; placed on the calendar.

By Mr. LEVIN:

S. 1256. An original bill to authorize appropriations for fiscal year 2012 for defense activities of the Department of Energy, and for other purposes; from the

Committee on Armed Services; placed on the calendar.

By Mr. BINGAMAN (for himself and Mrs. HUTCHISON):

S. 1257. A bill to establish grant programs to improve the health of border area residents and for all hazards preparedness in the border area including bioterrorism and infectious disease, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MENENDEZ (for himself, Mr. REID, Mr. LEAHY, Mr. DURBIN, Mr. SCHUMER, Mr. KERRY, Mrs. MURRAY, and Mrs. GILLIBRAND):

S. 1258. A bill to provide for comprehensive immigration reform, and for other purposes; to the Committee on the Judiciary.

By Mr. DURBIN (for himself and Mr. BOOZMAN):

S. 1259. A bill to amend the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 to prohibit the provision of peacekeeping operations assistance to governments of countries that recruit and use child soldiers; to the Committee on Foreign Relations.

By Mr. AKAKA:

S. 1260. A bill to require financial literacy and economic education counseling for student borrowers, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KIRK (for himself, Mr. BLUMENTHAL, and Mr. HELLER):

S. 1261. A bill to amend title 5, United States Code, to deny retirement benefits accrued by an individual as a Member of Congress if such individual is convicted of certain offenses; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MENENDEZ (for himself, Mr. WHITEHOUSE, and Mr. LEVIN):

S.J. Res. 21. A joint resolution proposing an amendment to the Constitution of the United States relative to equal rights for men and women; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 155

At the request of Mr. KOHL, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 155, a bill to amend the Internal Revenue Code of 1986 to provide an enhanced credit for research and development by companies that manufacture products in the United States.

S. 202

At the request of Mr. PAUL, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 202, a bill to require a full audit of the Board of Governors

of the Federal Reserve System and the Federal reserve banks by the Comptroller General of the United States before the end of 2012, and for other purposes.

S. 260

At the request of Mr. NELSON of Florida, the names of the Senator from Indiana [Mr. COATS], the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Arkansas [Mr. PRYOR] were added as cosponsors of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 312

At the request of Mrs. HUTCHISON, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 312, a bill to amend the Patient Protection and Affordable Care Act to repeal certain limitations on health care benefits.

S. 438

At the request of Ms. STABENOW, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 438, a bill to amend the Public Health Service Act to improve women's health by prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women.

S. 506

At the request of Mr. CASEY, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 534

At the request of Mr. KERRY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 545

At the request of Mr. UDALL of Colorado, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 545, a bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to strengthen the quality control measures in place for part B lung disease claims and part E processes with independent reviews.

S. 547

At the request of Mrs. MURRAY, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 547, a bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education.

S. 678

At the request of Mr. KOHL, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 678, a bill to increase the penalties for economic espionage.

S. 705

At the request of Mr. CARPER, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 705, a bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

S. 722

At the request of Mr. WYDEN, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 733

At the request of Mr. ROBERTS, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 733, a bill to amend part B of title XVIII of the Social Security Act to exclude customary prompt pay discounts from manufacturers to wholesalers from the average sales price for drugs and biologicals under Medicare.

S. 815

At the request of Ms. SNOWE, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 876

At the request of Mr. LAUTENBERG, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 876, a bill to amend title 23 and 49, United States Code, to modify provisions relating to the length and weight limitations for vehicles operating on Federal-aid highways, and for other purposes.

S. 922

At the request of Mrs. GILLIBRAND, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 922, a bill to amend the Workforce Investment Act of 1998 to authorize the Secretary of Labor to provide grants for Urban Jobs Programs, and for other purposes.

S. 948

At the request of Mr. MERKLEY, the names of the Senator from Delaware [Mr. COONS] and the Senator from Maine [Ms. COLLINS] were added as cosponsors of S. 948, a bill to promote the deployment of plug-in electric drive vehicles, and for other purposes.

S. 949

At the request of Mrs. SHAHEEN, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 949, a bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 957

At the request of Mr. BOOZMAN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 957, a bill to amend title 38, United States Code, to improve the provision of rehabilitative services for veterans with traumatic brain injury, and for other purposes.

S. 1002

At the request of Mr. SCHUMER, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Georgia [Mr. ISAKSON], the Senator from Florida [Mr. NELSON], the Senator from North Dakota [Mr. CONRAD] and the Senator from Washington [Mrs. MURRAY] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

At the request of Mr. THUNE, his name was added as a cosponsor of S. 1048, *supra*.

S. 1131

At the request of Mrs. HAGAN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1131, a bill to authorize the Secretary of Health and Human Services, acting through the Director of the Centers for Disease Control and Prevention, to establish and implement a birth defects prevention, risk reduction, and public awareness program.

S. 1189

At the request of Mr. PORTMAN, the names of the Senator from Arkansas [Mr. BOOZMAN] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 1189, a bill to amend the Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1501 et seq.) to provide for regulatory impact analyses for certain rules, consideration of the least burdensome regulatory alternative, and for other purposes.

S. 1200

At the request of Mr. SANDERS, the names of the Senator from Maryland [Ms. MIKULSKI] and the Senator from Maryland [Mr. CARDIN] were added as cosponsors of S. 1200, a bill to require the Chairman of the Commodity Futures Trading Commission to impose unilaterally position limits and margin requirements to eliminate excessive

oil speculation, and to take other actions to ensure that the price of crude oil, gasoline, diesel fuel, jet fuel, and heating oil accurately reflects the fundamentals of supply and demand, to remain in effect until the date on which the Commission establishes position limits to diminish, eliminate, or prevent excessive speculation as required by title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, and for other purposes.

S. 1206

At the request of Mr. ROCKEFELLER, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1206, a bill to amend title XVIII of the Social Security Act to require drug manufacturers to provide drug rebates for drugs dispensed to low-income individuals under the Medicare prescription drug benefit program.

S. 1241

At the request of Mr. RUBIO, the names of the Senator from Mississippi [Mr. COCHRAN], the Senator from Oklahoma [Mr. INHOFE], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Kentucky [Mr. MCCONNELL] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of S. 1241, a bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE JOINT RESOLUTION 20

At the request of Mr. FRANKEN, his name was added as a cosponsor of Senate Joint Resolution 20, a joint resolution authorizing the limited use of the United States Armed Forces in support of the NATO mission in Libya.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Alabama [Mr. SESSIONS], the Senator from Rhode Island [Mr. REED], the Senator from Tennessee [Mr. ALEXANDER] and the Senator from North Dakota [Mr. CONRAD] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the

United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

SENATE RESOLUTION 213

At the request of Mr. DEMINT, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of Senate Resolution 213, a resolution commending and expressing thanks to professionals of the intelligence community.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on June 22, 2011, at 10 a.m., in 215 Dirksen Senate Office Building, to conduct a hearing entitled "Preserving Integrity, Preventing Overpayments, and Eliminating Fraud in the Unemployment Insurance System."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on June 22, 2011, at 9:30 a.m., to conduct a hearing entitled "See Something, Say Something, Do Something: Next Steps for Securing Rail and Transit."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on June 22, 2011, at 1:30 p.m., to conduct a hearing entitled "Transforming Lives Through Diabetes Research."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate, on June 22, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Oversight of Intellectual Property Law Enforcement Efforts."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate, on June 22, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:21 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 711. An act to designate the facility of the United States Postal Service located at 1081 Elbel Road in Schertz, Texas, as the "Schertz Veterans Post Office".

H.R. 1632. An act to designate the facility of the United States Postal Service located at 5014 Gary Avenue in Lubbock, Texas, as the "Sergeant Chris Davis Post Office".

The message also announced that the House has passed the following bills, without amendment:

S. 349. An act to designate the facility of the United States Postal Service located at 4865 Tallmadge Road in Rootstown, Ohio, as the "Marine Sgt. Jeremy E. Murray Post Office".

S. 655. An act to designate the facility of the United States Postal Service located at 95 Dogwood Street in Cary, Mississippi, as the "Spencer Byrd Powers, Jr. Post Office".

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 771. An act to designate the facility of the United States Postal Service located at 1081 Elbel Road in Schertz, Texas, as the "Schertz Veterans Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 1632. An act to designate the facility of the United States Postal Service located at 5014 Gary Avenue in Lubbock, Texas, as the "Sergeant Chris Davis Post Office"; to the Committee on Homeland Security and Governmental Affairs.

MOTION TO PROCEED TO CONSIDER BILL S. 679

By unanimous consent, on the request of Mr. REID,

Ordered, That the motion to bring to a close debate on the motion to proceed to consider bill S. 679 be withdrawn; and that the motion to proceed be agreed to.

Whereupon,

PRESIDENTIAL APPOINTMENT EFFICIENCY AND STREAMLINING ACT

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 679) to reduce

the number of executive positions subject to Senate confirmation; and

The Senate proceeded to consider the bill.

The question being on agreeing to the reported amendment (in the nature of a substitute).

By unanimous consent, on the request of Mr. REID,

Ordered, That the reported amendment (in the nature of a substitute) be agreed to; that the bill, as thus amended, be considered original text for purpose of further amendment; that there be a period, for debate only, until 3 p.m.; that, following said time for debate, relevant submitted amendments be in order to be proposed; that a managers' amendment be in order to be proposed by Mr. ALEXANDER (for himself and Mr. SCHUMER); and that, notwithstanding the heretofore mentioned order, it be in order for the following Senators to propose the following amendments:

An amendment, intended to be proposed by Mr. VITTER, relative to czars;

An amendment, intended to be proposed by Mr. DEMINT, relative to IMF bailouts;

An amendment, intended to be proposed by Mr. COBURN, relative to duplications.

Ordered further, That no amendment be divisible; that the amendments to be proposed by Mr. VITTER and Mr. DEMINT receive a minimum of 60 yeas votes to be agreed to; and that the amendment to be proposed by Mr. COBURN receive a minimum of two-thirds of votes to be agreed to.

Ordered further, That, upon disposition of the amendments, the bill, as amended, be read the third time; that the Senate then vote on passage of the bill, as amended; that the bill receive a minimum of 60 yeas votes to pass; and that, if the bill does not so receive 60 yeas votes, it be returned to the calendar.

Pursuant to the foregoing order,

The question being on passage of the bill, as amended.

ORDER FOR CONSIDERATION OF RESOLUTION S. RES. 116

By unanimous consent, on the request of Mr. REID,

Ordered, That, upon disposition of bill S. 679, the Senate immediately proceed to consider the resolution (S. Res. 116) to provide for expedited Senate consideration of certain nominations subject to advice and consent; that only relevant amendments be in order to be proposed; and that, upon disposition of the amendments, the Senate vote on the question of agreeing to the resolution, as may be amended.

PRESIDENTIAL APPOINTMENT
EFFICIENCY AND STREAMLINING
ACT

The Senate resumed consideration of bill S. 679.

The question being on passage of the bill, as amended.

On motion by Mr. DEMINT (for himself, Mr. CORNYN, Mr. VITTER, and Mr. HATCH) to further amend the bill on page 63, by striking all beginning on line 3 through line 15, and inserting other words (being amendment No. 501).

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. DEMINT to further amend the bill on page 50, by striking all beginning on line 19 through line 23 (being amendment No. 510).

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. DEMINT to further amend the bill, on various pages and lines, by striking certain words and inserting other words (being amendment No. 511).

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. VITTER (for himself, Mr. PAUL, Mr. HELLER, and Mr. GRASSLEY) to further amend the bill on page 75, after line 20, by inserting certain words (being amendment No. 499).

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. COBURN (for himself, Mr. MCCAIN, Mr. BURR, Mr. PAUL, and Mr. MARK UDALL) to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 500).

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. PORTMAN (for himself, Mr. TOM UDALL, and Mr. CORNYN) to further amend the bill on page 76, after line 6, by inserting certain words (being amendment No. 509).

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. CORNYN to further amend the bill on page 38, by striking all beginning on line 19 through line 16 on page 45, and inserting in lieu thereof other words (being amendment No. 504).

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 11:30 a.m. on tomorrow, the Senate resume consideration of bill S. 679; that there be 30 minutes for concurrent debate on amendment No. 499 and amendment No. 510; that the time therein be equally divided and controlled for debate between Mr. VITTER, Mr. DEMINT, Mr. REID, or his designee, and Mr. MCCONNELL, or his designee; that, upon conclusion of debate, the Senate vote in relation to amendment No. 499; that, following the vote, the Senate vote in relation to amendment No. 510; that Budget points of order, and motions to waive in relation thereto, be in order; that no other amendment, motion, or point of order be in order; that motions to reconsider be considered made and laid on the table; and that provisions of the order of today relative to the bill remain in effect.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to executive session to the consider the following nominations, en bloc: James Michael Cole, of the District of Columbia, to be Deputy Attorney General; Lisa O. Monaco, of the District of Columbia, to be an Assistant Attorney General; and Virginia A. Seitz, of the District of Columbia, to be an Assistant Attorney General; that there be 2 hours, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nominations in the aforementioned order, without intervening action or debate; that motions to reconsider be considered made and laid on the table, without further intervening action or debate; that no motion be in order to the nominations; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then

proceed to a period for the transaction of morning business until 11:30 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 679, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:24 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, JUNE 23, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, June 23, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

ENROLLED BILLS PRESENTED

The Secretary of the Senate reported that on today, Thursday, June 23, 2011, she had presented to the President of the United States the following enrolled bills:

S. 349. A bill to designate the facility of the United States Postal Service located at 4865 Tallmadge Road in Rootstown, Ohio, as the "Marine Sgt. Jeremy E. Murray Post Office".

S. 655. A bill to designate the facility of the United States Postal Service located at 95 Dogwood Street in Cary, Mississippi, as the "Spencer Byrd Powers, Jr. Post Office".

MESSAGES FROM THE PRESIDENT

The following messages from the President of the United States were transmitted to the Senate by Mr. Pate, one of his secretaries:

NOTICE OF CONTINUATION OF
NATIONAL EMERGENCY DECLARED
WITH RESPECT TO WEAPONS-USABLE
FISSILE MATERIAL ON THE KOREAN
PENINSULA—PM 12

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency declared in Executive Order 13466 of June 26, 2008, expanded in scope in Executive Order 13551 of August 30, 2010, and addressed further in Executive Order 13570 of April 18, 2011, is to continue in effect beyond June 26, 2011.

The existence and the risk of proliferation of weapons-usable fissile material on the Korean Peninsula, and the actions and policies of the Government of North Korea that destabilize the Korean Peninsula and imperil U.S. Armed Forces, allies, and trading partners in the region, continue to constitute an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that it is necessary

to continue the national emergency with respect to these threats and maintain in force the measures taken to deal with that national emergency.

BARACK OBAMA.

THE WHITE HOUSE, June 23, 2011.

NOTICE OF CONTINUATION OF THE
NATIONAL EMERGENCY DECLARED
WITH RESPECT TO THE WESTERN
BALKANS—PM 13

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the Western Balkans emergency is to continue in effect beyond June 26, 2011.

The crisis constituted by the actions of persons engaged in, or assisting, sponsoring, or supporting (i) extremist violence in the Republic of Macedonia and elsewhere in the Western Balkans region, or (ii) acts obstructing implementation of the Dayton accords in Bosnia, United Nations Security Council Resolution 1244 of June 10, 1999, in Kosovo, or the Ohrid Framework Agreement of 2001 in Macedonia, that led to the declaration of a national emergency on June 26, 2001, in Executive Order 13219, and to amendment of that order in Executive Order 13304 of May 28, 2003, has not been resolved. The acts of extremist violence and obstructionist activity outlined in Executive Order 13219, as amended, are hostile to U.S. interests and continue to constitute an unusual and extraordinary threat to the national security and foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to the Western Balkans and maintain in force the sanctions to respond to this threat.

BARACK OBAMA.

THE WHITE HOUSE, June 23, 2011.

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2244. A communication from the Director of the Regulatory Management

Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "2-methyl-2,4-pentanediol; Exemption from the Requirement of a Tolerance" (FRL No. 8875-9) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2245. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Information Required in Prior Notice of Imported Food" (Docket No. FDA-2011-N-0179) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2246. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, the annual report of the National Security Education Program for fiscal year 2010; to the Committee on Armed Services.

EC-2247. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2248. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2249. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2250. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2251. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2252. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Export Controls for High Performance Computers: Wassenaar Arrangement Agreement Implementation for ECCN 4A003 and Revisions to License Exception" (RIN0694-AF15) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2253. A communication from the President and Chief Financial Officer, Federal Home Loan Bank of Topeka, transmitting, pursuant to law, the Bank's management reports and statements on system of internal controls for fiscal year 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-2254. A communication from the ASC Chairman, Appraisal Subcommittee, Federal Financial Institutions Examination Council, transmitting, pursuant to law, the Appraisal Subcommittee's 2010 Annual Report; to the Committee on Banking, Housing, and Urban Affairs.

EC-2255. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Federal Airways; Alaska" ((RIN2120-AA66)(Docket No. FAA-2011-0010)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2256. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Duluth, MN" ((RIN2120-AA66)(Docket No. FAA-2011-0123)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2257. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Waynesboro, VA" ((RIN2120-AA66)(Docket No. FAA-2010-1232)) received in the Office of the President of the Senate on June 22, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-2258. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Bozeman, MT" ((RIN2120-AA66)(Docket No. FAA-2011-0249)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2259. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Cocoa, FL" ((RIN2120-AA66)(Docket No. FAA-2011-0070)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2260. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Newcastle, WY" ((RIN2120-AA66)(Docket No. FAA-2011-0252)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2261. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Brunswick, ME" ((RIN2120-AA66)(Docket No. FAA-2011-0116)) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2262. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (88); Amdt. No. 3429" (RIN2120-AA65) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2263. A communication from the Administrator, Energy Information Administration, Department of Energy, transmitting, pursuant to law, a report entitled "Annual Energy Outlook 2011"; to the Committee on Energy and Natural Resources.

EC-2264. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans

and Designations of Areas for Air Quality Planning Purposes; Georgia: Atlanta; Determination of Attainment for the 1997 8-Hour Ozone Standards" (FRL No. 9322-4) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Environment and Public Works.

EC-2265. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mandatory Reporting of Greenhouse Gases: Additional Sources of Fluorinated GHGs: Extension of Best Available Monitoring Provisions for Electronic Manufacturing" (FRL No. 9322-1) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Environment and Public Works.

EC-2266. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; State of Louisiana" (FRL No. 9323-7) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Environment and Public Works.

EC-2267. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; South Carolina: Prevention of Significant Deterioration and Nonattainment New Source Review; Fine Particulate Matter and Nitrogen Oxides as a Precursor to Ozone" (FRL No. 9322-6) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Environment and Public Works.

EC-2268. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of Idaho; Regional Haze State Implementation Plan and Interstate Transport Plan" (FRL No. 9321-4) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Environment and Public Works.

EC-2269. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Hazardous Waste Manifest Printing Specifications Correction Rule" (FRL No. 9321-8) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Environment and Public Works.

EC-2270. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "MINNESOTA: Final Authorization of State Hazardous Waste Management Program Revision" (FRL No. 9323-4) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Environment and Public Works.

EC-2271. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Adoption of the Revised Nitrogen Dioxide Standard" (FRL No. 9321-5) received in the Office of the President of the Senate on June 20, 2011; to the Committee on Environment and Public Works.

EC-2272. A communication from the Chairman, Medicare Payment Advisory Commission, transmitting, pursuant to law, a report entitled, "Report to the Congress: Medicare and the Health Care Delivery System"; to the Committee on Finance.

EC-2273. A communication from the Board Members, Railroad Retirement Board, transmitting, pursuant to law, a report relative to the actuarial status of the railroad retirement system; to the Committee on Finance.

EC-2274. A communication from the Board of Trustees, National Railroad Retirement Investment Trust, transmitting, pursuant to law, the 2011 annual report on the financial status of the railroad unemployment insurance system; to the Committee on Finance.

EC-2275. A communication from the Deputy Director, Directorate of Standards and Guidance, Occupational Safety and Health Administration, transmitting, pursuant to law, the report of a rule entitled "Standards Improvement Project - Phase III" (RIN1218-AC19) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2276. A communication from the Administrator of the Small Business Administration, transmitting, pursuant to law, the Semiannual Report from the Office of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2277. A communication from the Director, National Legislative Commission, The American Legion, transmitting, pursuant to law, a report relative to the financial condition of The American Legion as of December 31, 2010; to the Committee on the Judiciary.

EC-2278. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Reimbursement Offsets for Medical Care or Services" (RIN2900-AN55) received in the Office of the President of the Senate on June 22, 2011; to the Committee on Veterans' Affairs.

PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-47. A resolution adopted by the Senate of the State of Rhode Island urging the members of the Rhode Island Congressional Delegation to join as cosponsors of the Main Street Fairness Act and the President of the United States to sign into law the Main Street Fairness Act, upon its passage from Congress; to the Committee on Finance.

SENATE RESOLUTION NO. 11R280(11-S0976)

Whereas, the 1967 *Bellas Hess* and the 1992 *Quill* U.S. Supreme Court decisions denied states the authority to require collection of sales and use taxes by out-of-state sellers that have no physical presence in the taxing state; and

Whereas, the combined weight of the inability to collect sales and use taxes on remote sales through traditional carriers and the tax erosion due to electronic commerce threatens the future viability of the sales tax as a stable revenue source for state and local governments; and

Whereas, according to the National Conference of State Legislatures, states lost an estimated \$8.6 billion in 2010, and total revenue loss is projected to balloon to \$37 billion from 2009 to 2012; and

Whereas, according to the National Conference of State Legislatures, Rhode Island will lose an estimated \$70.4 million in Fiscal Year 2012 because of this inability to require remote sellers to collect our state's sales and use taxes; and

Whereas, Rhode Island is one of twenty-four states complying with the Streamlined Sales and Use Tax Agreement; and

Whereas, The Main Street Fairness Act has been introduced in the 112th Congress to grant those states that comply with the agreement the authority to require all sellers, regardless of nexus, to collect those states' sales and use taxes: Now, therefore be it

Resolved, That this Senate of the State of Rhode Island and Providence Plantations calls upon the members of our Congressional Delegation to join as cosponsors of the Main Street Fairness Act to support its swift adoption by the Congress of the United States; and be it further

Resolved, That this Senate urges President Barack Obama to sign the Main Street Fairness Act into law, upon its passage by the Congress; and be it further

Resolved, That the Secretary of State be and he hereby is authorized and directed to transmit duly certified copies of this resolution to the President of the United States, the President and Secretary of the United States Senate, the Speaker and the Clerk of the United States House of Representatives, the Chair of the Senate Committee on Finance, the Chair of the House Committee on Ways and Means, and Rhode Island's Congressional Delegation.

REPORT OF COMMITTEE

The following report of a committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 1145. A bill to amend title 18, United States Code, to clarify and expand Federal criminal jurisdiction over Federal contractors and employees outside the United States, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. AKAKA (for himself, Mr. JOHNSON of South Dakota, and Mr. INOUE):

S. 1262. A bill to improve Indian education, and for other purposes; to the Committee on Indian Affairs.

By Mr. KOHL (for himself and Mr. MANCHIN):

S. 1263. A bill to encourage, enhance, and integrate Silver Alert plans throughout the United States and for other purposes; to the Committee on the Judiciary.

By Mrs. FEINSTEIN (for herself, Mr. KERRY, Mr. REID, Mr. LEAHY, and Mr. DURBIN):

S. 1264. A bill to require the Secretary of Veterans Affairs to permit facilities of the Department of Veterans Affairs to be designated as voter registration agencies, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BINGAMAN (for himself, Mr. BAUCUS, Mr. WYDEN, Mr. UDALL of Colorado, and Mr. TESTER):

S. 1265. A bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CARPER (for himself, Mr. COONS, Mr. MENENDEZ, Mr. LAUTENBERG, Mr. SCHUMER, Mrs. GILLIBRAND, and Mr. CASEY):

S. 1266. A bill to direct the Secretary of the Interior to establish a program to build on and help coordinate funding for the restoration and protection efforts of the 4-State Delaware River Basin region, and for other purposes; to the Committee on Environment and Public Works.

By Mr. ROCKEFELLER:

S. 1267. A bill to strengthen United States trade laws, and for other purposes; to the Committee on Finance.

By Mr. LIEBERMAN (for himself, Ms. COLLINS, and Mr. AKAKA):

S. 1268. A bill to increase the efficiency and effectiveness of the Government by providing for greater interagency experience among national security and homeland security personnel through the development of a national security and homeland security human capital strategy and interagency rotational service by employees, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Ms. SNOWE (for herself, Mrs. MURRAY, and Mr. BINGAMAN):

S. 1269. A bill to amend the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to collect information from coeducational secondary schools on such schools' athletic programs, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WHITEHOUSE (for himself, Mr. BROWN of Ohio, and Ms. MURKOWSKI):

S. 1270. A bill to prohibit the export from the United States of certain electronic waste, and for other purposes; to the Committee on Environment and Public Works.

By Mr. WHITEHOUSE:

S. 1271. A bill to amend the Internal Revenue Code of 1968 to provide a temporary credit for hiring previously unemployed workers; to the Committee on Finance.

By Mr. UDALL of New Mexico (for himself and Mr. BINGAMAN):

S. 1272. A bill to require the Secretary of Veterans Affairs to submit to Congress a report on the feasibility and advisability of establishing of a polytrauma rehabilitation center or polytrauma network site of the Department of Veterans Affairs in the southern New Mexico and El Paso, Texas, region, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. CASEY (for himself, Mr. HARKIN, and Mr. SANDERS):

S. 1273. A bill to amend the Fair Labor Standards Act with regard to certain exemptions under that Act for direct care workers and to improve the systems for the collection and reporting of data relating to the

direct care workforce, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ENZI (for himself, Mr. ISAKSON, and Mrs. SHAHEEN):

S. 1274. A bill to provide for a biennial appropriations process with the exception of defense spending and to enhance oversight and the performance of the Federal Government; to the Committee on the Budget.

By Mr. DURBIN (for himself, Mr. KOHL, and Mr. BINGAMAN):

S. 1275. A bill to require the Secretary of Health and Human Services to remove social security account numbers from Medicare identification card and communications provided to Medicare beneficiaries in order to protect Medicare beneficiaries from identity theft; to the Committee on Finance.

By Mr. DEMINT (for himself, Mr. VITTER, Mr. CORNYN, Mr. CRAPO, Mr. INHOFE, Mr. HATCH, and Mr. RISCH):

S. 1276. A bill to repeal the authority to provide certain loans to the International Monetary Fund, the increase in the United States quota to the Fund, and certain other related authorities, to rescind related appropriated amounts, and for other purposes; read the first time.

By Ms. CANTWELL (for herself, Mr. GRASSLEY, Ms. KLOBUCHAR, Mr. BLUNT, Mr. HARKIN, Mrs. MURRAY, and Mr. FRANKEN):

S. 1277. A bill to amend the Internal Revenue Code of 1986 to modify the incentives for the production of biodiesel; to the Committee on Finance.

By Ms. SNOWE (for herself, Mr. ROBERTS, Mr. CORNYN, Mr. BOOZMAN, Mr. BLUNT, and Mr. BARRASSO):

S. 1278. A bill to amend the Internal Revenue Code of 1986 to repeal the excise tax on indoor tanning services; to the Committee on Finance.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. MURRAY:

S. Res. 214. A resolution designating the week of June 24 through 28, 2011, as "National Music Education Week"; to the Committee on the Judiciary.

By Ms. MIKULSKI (for herself and Ms. MURKOWSKI):

S. Res. 215. A resolution designating the month of June 2011 as "National Cytomegalovirus Awareness Month"; considered and agreed to.

By Mrs. BOXER (for herself and Mr. DEMINT):

S. Res. 216. A resolution encouraging women's political participation in Saudi Arabia; to the Committee on Foreign Relations.

By Mr. WEBB (for himself and Mr. WARNER):

S. Con. Res. 24. A concurrent resolution commemorating the 75th anniversary of the dedication of Shenandoah National Park; to the Committee on Energy and Natural Resources.

ADDITIONAL COSPONSORS

S. 136

At the request of Mrs. FEINSTEIN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 136, a bill to establish requirements with respect to bisphenol A.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 412

At the request of Mr. LEVIN, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 414

At the request of Mr. DURBIN, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 591

At the request of Mr. BROWN of Ohio, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 591, a bill to amend the Internal Revenue Code of 1986 to extend the qualifying advanced energy project credit.

S. 595

At the request of Mr. THUNE, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 606

At the request of Mr. CASEY, the name of the Senator from Connecticut [Mr.

BLUMENTHAL] was added as a cosponsor of S. 606, a bill to amend the Federal Food, Drug, and Cosmetic Act to improve the priority review voucher incentive program relating to tropical and rare pediatric diseases.

S. 643

At the request of Ms. STABENOW, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 643, a bill to amend title XIX of the Social Security Act to direct Medicaid EHR incentive payments to federally qualified health centers and rural health clinics.

S. 673

At the request of Mr. BEGICH, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 673, a bill to require the conveyance of the decommissioned Coast Guard Cutter STORIS.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 798

At the request of Mr. TESTER, the names of the Senator from Montana [Mr. BAUCUS] and the Senator from Virginia [Mr. WEBB] were added as cosponsors of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 834

At the request of Mr. CASEY, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 838

At the request of Mr. TESTER, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

At the request of Mr. THUNE, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 838, *supra*.

S. 958

At the request of Mr. CASEY, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 968

At the request of Mr. LEAHY, the names of the Senator from Kansas [Mr. MORAN] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1002

At the request of Mr. SCHUMER, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1009

At the request of Mr. RUBIO, the name of the Senator from Arizona [Mr. KYL] was added as a cosponsor of S. 1009, a bill to rescind certain Federal funds identified by States as unwanted and use the funds to reduce the Federal debt.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Ohio [Mr. BROWN] and the Senator from Massachusetts [Mr. BROWN] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Maryland [Mr. CARDIN], the Senator from South Carolina [Mr. GRAHAM] and the Senator from Nebraska [Mr. NELSON] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1107

At the request of Mr. MENENDEZ, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1107, a bill to authorize and support psoriasis and psoriatic arthritis data collection, to express the sense of the Congress to encourage and leverage public and private investment in psoriasis research with a particular focus on interdisciplinary collaborative research on the relationship

between psoriasis and its comorbid conditions, and for other purposes.

S. 1181

At the request of Mr. GRASSLEY, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 1181, a bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization.

S. 1188

At the request of Mr. BROWN of Ohio, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1188, a bill to require the purchase of domestically made flags of the United States of America for use by the Federal Government.

S. 1189

At the request of Mr. PORTMAN, the name of the Senator from Arizona [Mr. KYL] was added as a cosponsor of S. 1189, a bill to amend the Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1501 et seq.) to provide for regulatory impact analyses for certain rules, consideration of the least burdensome regulatory alternative, and for other purposes.

S. 1236

At the request of Mrs. FEINSTEIN, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1236, a bill to reduce the trafficking of drugs and to prevent human smuggling across the Southwest Border by deterring the construction and use of border tunnels.

S. 1249

At the request of Mr. UDALL of Colorado, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1249, a bill to amend the Pittman-Robertson Wildlife Restoration Act to facilitate the establishment of additional or expanded public target ranges in certain States.

S. 1258

At the request of Mr. MENENDEZ, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1258, a bill to provide for comprehensive immigration reform, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the names of the Senator from Vermont [Mr. SANDERS], the Senator from Oregon [Mr. WYDEN], the Senator from Oklahoma [Mr. INHOFE] and the Senator from Oklahoma [Mr. COBURN] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE JOINT RESOLUTION 21

At the request of Mr. MENENDEZ, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of

Senate Joint Resolution 21, a joint resolution proposing an amendment to the Constitution of the United States relative to equal rights for men and women.

SENATE CONCURRENT RESOLUTION 23

At the request of Mr. HATCH, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of Senate Concurrent Resolution 23, a concurrent resolution declaring that it is the policy of the United States to support and facilitate Israel in maintaining defensible borders and that it is contrary to United States policy and national security to have the borders of Israel return to the armistice lines that existed on June 4, 1967.

SENATE RESOLUTION 213

At the request of Mr. DEMINT, the names of the Senator from North Dakota [Mr. HOEVEN], the Senator from Nevada [Mr. HELLER], the Senator from Tennessee [Mr. CORKER], the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from Indiana [Mr. LUGAR] were added as cosponsors of Senate Resolution 213, a resolution commending and expressing thanks to professionals of the intelligence community.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE,
NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on June 23, 2011, at 9:30 a.m. in room G50 of the Dirksen Senate Office Building.

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on June 23, 2011, at 10 a.m., to conduct a hearing entitled "Reauthorization of the National Flood Insurance Program, Part II."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on June 23, 2011, at 10 a.m., in room SD-215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Health Care Entitlements: The Road Forward."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 23, 2011, at 10 a.m.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 23, 2011, at 10 a.m., to hold a hearing entitled, "Evaluating Goals and Progress in Afghanistan and Pakistan."

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on June 23, 2011, at 10 a.m., in room SD-430 of the Dirksen Senate Office Building, to conduct a hearing entitled "Stories From the Kitchen Table: How Middle Class Families are Struggling to Make Ends Meet."

COMMITTEE ON HOMELAND SECURITY
AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on June 23, 2011, at 10 a.m. to conduct a hearing entitled "Federal Regulation: A Review of Legislative Proposals."

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on June 23, 2011, at 2:15 p.m., in room 5D-628 of the Dirksen Senate Office Building to conduct a hearing entitled "The Indian Reorganization Act—75 Years Later: Renewing our Commitment to Restore Tribal Homelands and Promote Self-Determination."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate, on June 23, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON
INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on June 23, 2011, at 2:30 p.m.

SUBCOMMITTEE ON OCEANS,
ATMOSPHERE, FISHERIES, AND COAST
GUARD

The Subcommittee on Oceans, Atmosphere, Fisheries, and Coast Guard of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on June 23, 2011, at 10 a.m., in room 253 of the Russell Senate Office Building.

SUBCOMMITTEE ON WATER AND
POWER

The Subcommittee on Water and Power be authorized to meet during the session of the Senate on June 23, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

SUBCOMMITTEE ON WESTERN
HEMISPHERE, PEACE CORPS, AND
GLOBAL NARCOTICS AFFAIRS AND
THE SUBCOMMITTEE ON
INTERNATIONAL DEVELOPMENT AND
FOREIGN ASSISTANCE, ECONOMIC
AFFAIRS, AND INTERNATIONAL
ENVIRONMENTAL PROTECTION

The Subcommittee on Western Hemisphere, Peace Corps, and Global Narcotics Affairs and the Subcommittee on International Development and Foreign

Assistance, Economic Affairs, and International environmental Protection be authorized to meet during the session of the Senate on June 23, 2011, at 2:15 p.m., to conduct a hearing entitled "Rebuilding Haiti in the Martelly Era."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:03 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bills:

S. 349. An act to designate the facility of the United States Postal Service located at 4865 Tallmadge Road in Rootstown, Ohio, as the "Marine Sgt. Jeremy E. Murray Post Office".

S. 655. An act to designate the facility of the United States Postal Service located at 95 Dogwood Street in Cary, Mississippi, as the "Spencer Byrd Powers, Jr. Post Office".

ENROLLED BILLS SIGNED

The enrolled bills were subsequently signed by the PRESIDENT pro tempore.

At 12:16 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2021. An act to amend the Clean Air Act regarding air pollution from Outer Continental Shelf activities.

PRESIDENTIAL APPOINTMENT
EFFICIENCY AND STREAMLINING
ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate its pending business, viz, the bill (S. 679) to reduce the number of executive positions subject to Senate confirmation; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 504, proposed by Mr. CORNYN, to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. VITTER,

Ordered, That Mr. BARRASSO be added as a cosponsor of amendment No. 499.

The question being on agreeing to amendment No. 504 to the bill, as amended.

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That the order of yesterday that the Senate vote first in relation to amendment No. 499, followed by a vote in relation to amendment No. 510, following 30 minutes concurrent debate thereon, be modified such

that the Senate vote in relation to amendment No. 499 at 12:30 p.m. on today, and then in relation to amendment No. 510 at 2 p.m. on today; and that all other provisions of the order of yesterday remain in effect.

The question being on agreeing to amendment No. 504 to the bill, as amended.

Pending debate,

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 499, proposed by Mr. VITTER (for himself, Mr. PAUL, Mr. HELLER, Mr. GRASSLEY, and Mr. BARRASSO), to the bill, as amended.

On motion by Ms. COLLINS,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 47, nays... 51

[Rollcall vote No. 95 Leg.]

YEAS --- 47

Alexander, Ayotte, Barrasso, Blunt, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, Manchin, McCain, McConnell, Murkowski, Nelson (NE), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 51

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

The question recurring on agreeing to amendment No. 504 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. TOOMEY (for himself and Mr. VITTER) to further amend the bill on page 63, by striking all beginning on line 3 through line 18 (being amendment No. 514).

Pending debate,

The hour of 2 p.m. having passed,

Pursuant to the order of yesterday, as modified today,

The question recurring on agreeing to amendment No. 510, proposed by Mr.

DEMINT (for himself and Mr. GRASSLEY), to the bill, as amended.

On motion by Mr. ENZI,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 41, nays... 57

[Rollcall vote No. 96 Leg.]

YEAS --- 41

Ayotte, Barrasso, Blunt, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Lee, Lugar, McCain, McConnell, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 57

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

The question recurring on agreeing to amendment No. 514 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. CARPER to further amend the bill, at the appropriate place, by inserting certain words (being amendment No. 517).

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That first-degree amendments, except a managers' amendment, intended to be proposed to the bill, be proposed on today; and that pending amendment No. 500 be withdrawn.

The question being on agreeing to amendment No. 517 to the bill, as amended.

ORDER RELATIVE TO RESOLUTION S. RES. 116

By unanimous consent, on the request of Mr. REID,

Ordered, That when the Senate considers the resolution (S. Res. 116) to provide for expedited Senate consideration of certain nominations subject to advice and consent, it be in order for Mr. COBURN to propose an amendment, relative to duplication, thereto; that there be one hour, equally divided and

controlled, for debate thereon between Mr. COBURN, and the majority leader, or their designees; that the amendment receive the votes of a minimum of two-thirds of Senators to be agreed to; that the amendment not be divisible; that budget points of order, and motions to waive in relation thereto, be in order; that no other amendment, motion, or point of order be in order in relation thereto prior to the vote; and that provisions of the order of yesterday remain in effect.

PRESIDENTIAL APPOINTMENT EFFICIENCY AND STREAMLINING ACT

The Senate resumed consideration of bill S. 679.

The question being on agreeing to amendment No. 517 to the bill, as amended.

The pending amendments were deemed laid aside.

The question being on passage of the bill, as amended.

On motion by Mr. KIRK (for Mr. MCCAIN) to further amend the bill by striking section 2(w) (being amendment No. 493).

Pending debate,

The pending amendments were deemed laid aside.

The question being on passage of the bill, as amended.

On motion by Mr. SANDERS (for Mr. AKAKA) to further amend the bill on page 48, by striking all beginning on line 4 through line 9 (being amendment No. 512).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. SESSIONS (for Mr. PAUL), by unanimous consent, to further amend the bill on various pages and lines, by striking certain words (being amendments considered en bloc and designated numbers 502 and 503).

The question being on agreeing to amendment No. 503 to the bill, as amended.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 10 a.m. on Tuesday, June 28, 2011, the Senate proceed to executive session to the consider the nominations of James Michael Cole, of the District of Columbia, to be Deputy Attorney General, Lisa O. Monaco, of the District of Columbia, to be an Assistant Attorney General, and Virginia A. Seitz, of the District of Columbia, to be an Assistant Attorney General, as pursuant to the order of yesterday; and that provisions of the order of yesterday remain in effect.

DESIGNATING "NATIONAL
CYTOMEGALOVIRUS AWARENESS
MONTH"

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 215) designating the month of June 2011 as "National Cytomegalovirus Awareness Month", submitted today by Ms. MIKULSKI (for herself and Ms. MURKOWSKI), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1276) to repeal the authority to provide certain loans to the International Monetary Fund, the increase in the United States quota to the Fund, and certain other related authorities, to rescind related appropriated amounts, and for other purposes, introduced today by Mr. DEMINT (for himself, Mr. VITTER, Mr. CORNYN, Mr. CRAPO, Mr. INHOFE, Mr. HATCH, and Mr. RISCH), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2021) to amend the Clean Air Act regarding air pollution from Outer Continental Shelf activities, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT
UNTIL 2 P.M. ON MONDAY, JUNE
27, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, June 27, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 6 p.m., with Senators permitted to speak for 10 minutes each therein; and that, at 4 p.m., Mr. SANDERS be recognized to speak for 90 minutes.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 5:55 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, June 27, 2011.

MONDAY, JUNE 27, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, June 27, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Thursday, June 23, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of Thursday, June 23, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of Thursday, June 23, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2279. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Cloquintocet-mexyl; Pesticide Tolerances" (FRL No. 8877-2) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2280. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Diethylene glycol mono butyl ether; Exemption from the Requirement of a Tolerance" (FRL No. 8876-5) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2281. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Propylene Oxide; Pesticide Tolerance" (FRL No. 8877-7) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2282. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a

rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on June 23, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2283. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; Nashville, TN" (MB Docket No. 11-29; RM-11622) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2284. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Brackettville, Texas)" (MB Docket No. 09-219) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2285. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "West Virginia Regulatory Program" (Docket No. WV-117-FOR) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Energy and Natural Resources.

EC-2286. A communication from the Chief of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Tumbling Creek Cavesnail" (RIN1018-AW90) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Environment and Public Works.

EC-2287. A communication from the Chief of the Recovery and Delisting Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Reinstatement of Listing Protections for the Virginia Northern Flying Squirrel in Compliance with a Court Order" (RIN1018-AX80) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Environment and Public Works.

EC-2288. A communication from the Chief of the Recovery and Delisting Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and

Threatened Wildlife and Plants; Establishment of a Nonessential Experimental Population of Bull Trout in the Clackamas River Subbasin, Oregon" (RIN1018-AW60) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Environment and Public Works.

EC-2289. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designations of Areas for Air Quality Planning Purposes; Alabama: Birmingham; Determination of Attaining Data for the 1997 Annual Fine Particulate Standard" (FRL No. 9426-1) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Environment and Public Works.

EC-2290. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Disapproval and Promulgation of Air Quality Implementation Plans; Montana; Revisions to the Administrative Rules of Montana - Air Quality, Subchapter 7 and Other Subchapters" (FRL No. 9223-1) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Environment and Public Works.

EC-2291. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Louisiana: Final Authorization of State Hazardous Waste Management Program Revision" (FRL No. 9323-4) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Environment and Public Works.

EC-2292. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Outer Continental Shelf Air Regulations Consistency Update for Alaska" (FRL No. 9317-8) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Environment and Public Works.

EC-2293. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Illinois; Royal Fiberglass Pools, Inc.

Adjusted Standard" (FRL No. 9319-2) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Environment and Public Works.

EC-2294. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - July 2011" (Rev. Rul. 2011-14) received in the Office of the President of the Senate on June 23, 2011; to the Committee on Finance.

EC-2295. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Extension of Time for Filing Returns" (RIN1545-BH88) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Finance.

EC-2296. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Optional Standard Mileage Rates" (Announcement No. 2011-40) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Finance.

EC-2297. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Guidance Under Section 956 for Determining the Basis of Property Acquired in Certain Nonrecognition Transactions" (RIN1545-BH56) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Finance.

EC-2298. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Group Health Plans and Health Insurance Issuers: Rules Relating to Internal Claims and Appeals and External Review Processes" (RIN1210-AB45) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2299. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed agreement for the export of defense articles, including, technical data, and defense services to support Proton Rocket Launch Vehicle integration and launch of the EchoStar 16 commercial satellite in the

amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2300. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to the Commonwealth of Australia for Enhanced Position Location Reporting System (EPLRS), EPLRS Extended Frequency (EPLRS-XF) and MicroLight Radio Equipment in the amount of \$25,000,000 or more; to the Committee on Foreign Relations.

EC-2301. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to support the design, manufacturing and delivery phases of the Azerspace/Africast-1a Commercial Communications Satellite Program for Azerbaijan in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2302. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to support the manufacture of SPY1-D/F Components for the United States Navy Fleet and the United States Navy Foreign Military Sales Program in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-2303. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Japan for the manufacture and assembly of parts and components for the Strapdown Inertial System and the HDC301 Computer; to the Committee on Foreign Relations.

EC-2304. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Spain for the collaboration on new designs and other engineering efforts related to the design

of sporting guns and rifles and associated components; to the Committee on Foreign Relations.

EC-2305. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services for the manufacture of military flex and rigid circuit assemblies for use in defense systems in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2306. A communication from the Chairman, Foreign Claims Settlement Commission of the United States, Department of Justice, transmitting the annual report for 2010; to the Committee on Foreign Relations.

EC-2307. A communication from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Group Health Plans and Health Insurance Issuers: Rules Relating to Internal Claims and Appeals and External Review Processes" (RIN0938-AQ66) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2308. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled, "Report to Congress on the Social and Economic Conditions of Native Americans: Fiscal Years 2005 and 2006"; to the Committee on Indian Affairs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. STABENOW (for herself, Mr. FRANKEN, and Mr. BROWN of Ohio):

S. 1279. A bill to prepare disconnected youth for a competitive future; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ISAKSON (for himself, Mrs. BOXER, Mr. DURBIN, and Mr. CHAMBLISS):

S. 1280. A bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes; to the Committee on Foreign Relations.

By Mr. KIRK (for himself and Mr. LAUTENBERG):

S. 1281. A bill to amend title 49, United States Code, to prohibit the transportation of horses in interstate transportation in a motor vehicle containing two or more levels stacked on top of one another; to the Committee on Commerce, Science, and Transportation.

By Mr. SCHUMER (for himself and Mrs. GILLIBRAND):

S. 1282. A bill to expand the National Domestic Preparedness Consortium to include the SUNY National Center for Security and Preparedness; to the Committee on Homeland Security and Governmental Affairs.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. WEBB (for himself, Mr. INHOFE, Mr. LIEBERMAN, and Mr. INOUE):

S. Res. 217. A resolution calling for a peaceful and multilateral resolution to maritime territorial disputes in Southeast Asia; considered and agreed to.

ADDITIONAL COSPONSORS

S. 89

At the request of Mr. VITTER, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 89, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 260

At the request of Mr. NELSON of Florida, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 411

At the request of Ms. KLOBUCHAR, the names of the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Illinois [Mr. DURBIN], the Senator from Montana [Mr. TESTER], the Senator from Oregon [Mr. MERKLEY], the Senator from Arkansas [Mr. PRYOR], the Senator from North Carolina [Mrs. HAGAN] and the Senator from Washington [Ms. CANTWELL] were added as cosponsors of S. 411, a bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to enter into agreements with States and nonprofit organizations to collaborate in the provision of case management services associated with certain supported housing programs for veterans, and for other purposes.

S. 414

At the request of Mr. DURBIN, the names of the Senator from New York [Mrs. GILLIBRAND] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 507

At the request of Mr. ROCKEFELLER, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 507, a bill to provide for increased Federal oversight of prescription opioid treatment and assistance to States in reducing opioid abuse, diversion, and deaths.

S. 510

At the request of Mr. UDALL of New Mexico, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 510, a bill to prevent drunk driving injuries and fatalities, and for other purposes.

S. 534

At the request of Mr. KERRY, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 571

At the request of Mrs. MURRAY, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 571, a bill to amend subtitle B of title VII of the McKinney-Vento Homeless Assistance Act to provide education for homeless children and youths, and for other purposes.

S. 630

At the request of Ms. MURKOWSKI, the names of the Senator from Oregon [Mr. WYDEN] and the Senator from New Hampshire [Mrs. SHAHEEN] were added as cosponsors of S. 630, a bill to promote marine and hydrokinetic renewable energy research and development, and for other purposes.

S. 740

At the request of Mr. REED, the name of the Senator from Nevada [Mr. REID] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

S. 798

At the request of Mr. TESTER, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the

National Firearms Registration and Transfer Record, and for other purposes.

S. 834

At the request of Mr. CASEY, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 838

At the request of Mr. TESTER, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 868

At the request of Mr. HATCH, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 868, a bill to restore the longstanding partnership between the States and the Federal Government in managing the Medicaid program.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 958

At the request of Mr. CASEY, the names of the Senator from Colorado [Mr. BENNET] and the Senator from California [Mrs. FEINSTEIN] were added as cosponsors of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Kansas [Mr. MORAN] was withdrawn as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

At the request of Mr. LEAHY, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 968, supra.

S. 1013

At the request of Mr. BAUCUS, the names of the Senator from Kansas [Mr. ROBERTS] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 1013, a bill to renew the authority of the Secretary of Health and Human Services to approve demonstration projects designed to test innovative strategies in State child welfare programs.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1061

At the request of Mr. BARRASSO, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1061, a bill to amend title 5 and 28, United States Code, with respect to the award of fees and other expenses in cases brought against agencies of the United States, to require the Administrative Conference of the United States to compile, and make publically available, certain data relating to the Equal Access to Justice Act, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the names of the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1228

At the request of Mr. WHITEHOUSE, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1228, a bill to prohibit trafficking in counterfeit military goods or services.

S. 1263

At the request of Mr. KOHL, the names of the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from Missouri [Mrs. MCCASKILL] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 1263, a bill to encourage, enhance, and integrate Silver Alert plans throughout the United States and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE JOINT RESOLUTION 20

At the request of Mr. NELSON of Florida, his name was added as a cosponsor of Senate Joint Resolution 20, a joint resolution authorizing the limited use of the United

States Armed Forces in support of the NATO mission in Libya.

SENATE JOINT RESOLUTION 21

At the request of Mr. MENENDEZ, the names of the Senator from Washington [Ms. CANTWELL] and the Senator from Iowa [Mr. HARKIN] were added as cosponsors of Senate Joint Resolution 21, a joint resolution proposing an amendment to the Constitution of the United States relative to equal rights for men and women.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the names of the Senator from Indiana [Mr. LUGAR] and the Senator from Wyoming [Mr. ENZI] were added as cosponsors of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

SENATE RESOLUTION 213

At the request of Mr. DEMINT, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of Senate Resolution 213, a resolution commending and expressing thanks to professionals of the intelligence community.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1249. An act to amend title 35, United States Code, to provide for patent reform.

H.R. 2279. An act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

The message also announced that pursuant to 20 U.S.C. 4303, and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Board of Trustees of Gallaudet University: Mr. YODER of Kansas and Ms. WOOLSEY of California.

The message further announced that pursuant to 44 U.S.C. 2702, and the order of the House of January 5, 2011, the Speaker

reappoints the following member on the part of the House of Representatives to the Advisory Committee on the Records of Congress: Mr. Jeffrey W. Thomas of Columbus, Ohio.

The message also announced that pursuant to section 194 of title 14, United States Code, Mr. MICA, Chairman of the Committee on Transportation and Infrastructure, appoints the following Members of the House of Representatives to the United States Coast Guard Academy Board of Visitors: Mr. FRANK GUINTA of New Hampshire, Mr. ANDY HARRIS of Maryland, and Mr. RICK LARSEN of Washington.

AIRPORT AND AIRWAY
EXTENSION ACT OF 2011, PART III

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate the bill (H.R. 2279) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS AND
IDEALS OF WORLD MALARIA DAY

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the concurrent resolution (S. Con. Res. 15) supporting the goals and ideals of World Malaria Day, and reaffirming United States leadership and support for efforts to combat malaria as a critical component of the President's Global Health Initiative.

The question being on agreeing to the concurrent resolution.

On motion by Mr. REID (for Mr. DEMINT) to amend the pending concurrent resolution on page 4, striking all beginning on line 19 through "by the United States" on line 25, page 5, and inserting in lieu thereof other words (being amendment No. 519).

The amendment was agreed to.

The question being on agreeing to the concurrent resolution, as amended.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CALLING FOR A PEACEFUL AND
MULTILATERAL RESOLUTION TO
MARITIME TERRITORIAL DISPUTES

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 217) calling for a peaceful and multilateral resolution to maritime territorial disputes in Southeast Asia, submitted today by Mr. WEBB (for himself, Mr. INHOFE, Mr. LIEBERMAN, and Mr. INOUE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE SECOND TIME AND
PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The PRESIDING OFFICER laid before the Senate the bill (S. 1276) to repeal the authority to provide certain loans to the International Monetary Fund, the increase in the United States quota to the Fund, and certain other related authorities, to rescind related appropriated amounts, and for other purposes, introduced on Thursday, June 23, 2011 by Mr. DEMINT (for himself, Mr. VITTER, Mr. CORNYN, Mr. CRAPO, Mr. INHOFE, Mr. HATCH, and Mr. RISCH), and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE SECOND
TIME AND PLACE ON THE
CALENDAR

The Senate having convened following an adjournment,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2021) to amend the Clean Air Act regarding air pollution from Outer Continental Shelf activities, received from the House of Representatives for concurrence on Thursday, June 23, 2011, and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1249) to amend title 35, United States Code, to provide for patent reform, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to executive session, as pursuant to the order of Thursday, June 23, 2011.

Ordered further, That, on tomorrow, following disposition of the nominations, as pursuant to the order of Thursday, June 23, 2011, the Senate recess until 2:15 p.m.

Ordered further, That, at 2:15 p.m., the Senate resume consideration of the bill (S. 679) to reduce the number of executive positions subject to Senate confirmation.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 5:47 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, JUNE 28, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 28, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 1249) to amend title 35, United States Code, to provide for patent reform, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

EXECUTIVE SESSION

The hour of 10 a.m. having passed,
Pursuant to the order of Thursday, June 23, 2011, as modified,

The Senate proceeded to executive session (and after consideration of executive business, involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Wednesday, June 22, 2011,

The Senate resumed its legislative session.

RECESS

Pursuant to the order of yesterday,

At 12:41 p.m.,

The PRESIDING OFFICER (Mrs. GILLIBRAND in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:16 P.M.

The PRESIDING OFFICER (Ms. KLOBUCHAR in the chair) called the Senate to order.

PRESIDENTIAL APPOINTMENT EFFICIENCY AND STREAMLINING ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate its pending business, vis, the bill (S. 679) to reduce the number of executive positions subject to Senate confirmation; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 503, proposed by Mr. PAUL, to the bill, as amended.

Pending debate,

Mr. REID raised a question as to the presence of a quorum.

Whereupon,

The PRESIDING OFFICER (Mr. CASEY in the chair) directed the roll to be called to ascertain the presence of a quorum.

Pending the ascertainment of a quorum,

When

7 Senators answered to their names, as follows:

[Quorum No. 2]

Alexander, Begich, Bennet, Casey, Collins, Johnson (WI), Reid.

The PRESIDING OFFICER announced that a quorum was not present.

On motion by Mr. REID to instruct the Sergeant at Arms to request the presence of absent Senators.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion to instruct.

The question being taken.

It was determined in the affirmative---
yeas... 44, nays... 40

[Rollcall vote No. 98 Leg.]

YEAS --- 44

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Franken, Gillibrand, Hagan, Harkin, Kerry, Klobuchar, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Reed, Reid, Sanders, Schumer, Shaheen, Shelby, Stabenow, Tester, Udall (CO), Warner, Whitehouse, Wyden.

NAYS --- 40

Alexander, Ayotte, Barrasso, Boozman, Burr, Coats, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchinson, Inhofe, Isakson, Johanns, Johnson (WI), Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was agreed to, and, as indicated by the foregoing rollcall, a quorum being present.

The question being on agreeing to amendment No. 503 to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That pending amendment No. 512 be modified, and agreed to; and that pending amendments Numbered 517 and 503 be agreed to.

Ordered further, That a managers' amendment be proposed and agreed to; that pending amendment No. 509 be modified; that pending amendments Numbered 493, 504 and 502 be withdrawn; and that, at 11 a.m. on tomorrow, the Senate vote in relation to the following pending amendments in the following order: amendments Numbered 501, 509, as modified, 511, 514.

Ordered further, That no amendment be in order to the amendments prior to the votes; that, upon disposition of the amendments, the bill, as amended, be read the third time; that the Senate then vote on passage of the bill, as amended; that Budget points of order, and motions to waive in relation thereto, be in order; that no other motion or point of order be in order to the bill or amendments; and that remaining provisions of the orders relative to bill S. 679 remain in effect.

Pursuant to the foregoing order,

The question being on agreeing to amendment No. 514, proposed by Mr. TOOMEY (for himself and Mr. VITTER), to the bill, as amended.

The pending amendments were considered laid aside.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. REID for Mr. SCHUMER (for himself, Mr. ALEXANDER, Mr. LIEBERMAN, and Ms. COLLINS) to further amend the pending bill on various pages and lines, by striking certain words and inserting other words (being amendment No. 520).

Pursuant to the order of today,

The amendment was agreed to.

The question being on agreeing to amendment No. 514 to the bill, as amended.

MORNING BUSINESS

The following morning business occurred on today:

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-48. A joint memorial adopted by the Legislature of the State of New Mexico requesting Congress allow for payments from both the survivor benefit plan and the dependency and indemnity compensation; to the Committee on Armed Services.

HOUSE JOINT MEMORIAL NO. 1

Whereas, the legislature recognizes the pain and suffering of military widows and widowers whose spouses have died on the battlefield or through other service to the United States of America; and

Whereas, this nation has an obligation to care for its military widows and widowers; and

Whereas, military widows and widowers are unfairly deprived of monetary benefits from the survivor benefit plan, which their military spouses purchased and earned, when they receive dependency and indemnity compensation payments from the federal department of veterans affairs; and

Whereas, survivor benefit plan payments are reduced by the amount of the payments received from the dependency and indemnity compensation; and

Whereas, that reduction does not apply to veterans or military retirees employed as federal government civil servants enrolled in the civil service survivor benefit plan; and

Whereas, often the dependency and indemnity compensation payment completely offsets the survivor benefit plan payment; and

Whereas, many military widows and widowers are elderly and live on a fixed income and are in need of payments from both the survivor benefit plan and the dependency and indemnity compensation; and

Whereas, a federal court of appeals decision will require the department of defense to eliminate the dependency and indemnity compensation offset for widows and widowers who remarry at or after the age of fifty-seven; and

Whereas, President Abraham Lincoln committed this nation "to care for him who shall have borne the battle and for his widow and his orphan": Now, therefore, be it

Resolved by the Legislature of the State of New Mexico, That the United States congress

be requested to allow for payments from both the survivor benefit plan and the dependency and indemnity compensation; and be it further

Resolved, That copies of this memorial be transmitted to the president of the United States, the speaker of the United States house of representatives, the president of the United States Senate and the New Mexico congressional delegation.

POM-49. A joint memorial adopted by the Legislature of the State of New Mexico requesting Congress expedite the passage of legislation and appropriations to enact the necessary funding for the reclamation of abandoned uranium mines and the remediation of uranium mill tailings; to the Committee on Energy and Natural Resources.

HOUSE MEMORIAL

Whereas, the Grants mineral belt, situated between Gallup and the Pueblo of Laguna in New Mexico, contains one of the world's richest uranium deposits; and

Whereas, dating back to the 1940s, states such as New Mexico mined uranium for the benefit of the atomic energy commission and the federal government's nuclear weapons program; and

Whereas, beginning in the 1950s and 1960s, private companies began extensive exploration, mining and milling activities related to the uranium deposits located in the Grants mineral belt on private, state, federal and tribal lands; and

Whereas, these activities continued through the 1990s, resulting in the mining and milling of more than one hundred seventy-five thousand tons of uranium ore from lands located in New Mexico; and

Whereas, unremediated contamination resulting from past uranium exploration, mining and milling activities constitutes a continuing threat to the health and well-being of residents of northwestern New Mexico; and

Whereas, state and federal studies have repeatedly shown that surface water, ground water and soils were and remain contaminated by past uranium mining and milling activities; and

Whereas, the federal government and others have direct responsibility to provide funding, both for the initial surveying of these mines and for potential subsequent reclamation and remediation where warranted; and

Whereas, the Surface Mining Control and Reclamation Act of 1977 is a federal law that mandates a reclamation fee on each ton of coal produced in the country, and Title IV of that act provides for abandoned mine reclamation; and

Whereas, in 2006, the United States congress passed amendments to Title IV of the Surface Mining Control and Reclamation

Act of 1977, providing that the funds collected from the reclamation fees will now go directly to the states rather than be appropriated by congress, and those amendments limit uncertified states, such as New Mexico, from using the funds available through the Surface Mining Control and Reclamation Act of 1977 for non-coal mine reclamation; and

Whereas, H.R. 785, introduced in the United States House of Representatives, would address the need for uncertified states to use Surface Mining Control and Reclamation Act of 1977 funding for non-coal mine reclamation; and

Whereas, under the Uranium Mill Tailings Radiation Control Act of 1978, which established two programs, the United States department of energy is charged with completing surface reclamation at inactive uranium mill tailings piles; and

Whereas, various federal agencies were made aware of the tremendous need for the uranium legacy cleanup in the Grants mineral belt by the uranium mining and tailings task force established by the New Mexico legislative council in 2009, and the agencies have since made the uranium legacy cleanup in the Grants mineral belt a high priority; and

Whereas, as a result of the activities of the uranium mining and tailings task force, the United States environmental protection agency, specifically region six, took the lead to coordinate various federal, state and tribal agencies to be responsible for the uranium legacy cleanup and for publishing a multi-agency, five-year plan to address the uranium legacy cleanup; and

Whereas, New Mexico regulates uranium mining and milling activities through the department of environment and the energy, minerals and natural resources department; and

Whereas, the department of environment and the mining and minerals division of the energy, minerals and natural resources department have entered into cooperative agreements with various federal agencies to address the uranium legacy cleanup; and

Whereas, funding is a major limitation to completing the reclamation of abandoned uranium mines and the remediation of uranium mill tailings in the Grants mineral belt: Now, therefore, be it

Resolved by the House of Representatives of the State of New Mexico, That congress be requested to expedite the passage of legislation and appropriations to enact the necessary funding for the reclamation of abandoned uranium mines and the remediation of uranium mill tailings; and be it further

Resolved, That the department of environment and the energy, minerals and natural resources department report on any funding received from the federal government and other sources since 2009 that

may be used for the uranium legacy cleanup and that the departments provide a detailed presentation on the specific standards used to determine the expenditures of federal funds by November 1, 2011 to the appropriate interim legislative committee; and be it further

Resolved, That copies of this memorial be transmitted to the director of the superfund division of region six of the United States environmental protection agency, the secretary of environment, the secretary of energy, minerals and natural resources, the speaker of the United States house of representatives, the president pro tempore of the United States senate and the New Mexico congressional delegation.

POM-50. A memorial adopted by the Legislature of the State of New Mexico urging the President to consult with state and local interests, tribes and other interested parties when designating national monuments; to the Committee on Energy and Natural Resources.

HOUSE MEMORIAL

Whereas, the federal Antiquities Act of 1906 authorizes the president of the United States to designate as national monuments "historic landmarks, historic and prehistoric structures and other objects of historic or scientific interest that are situated upon the lands owned or controlled by the Government of the United States" in the state of New Mexico and elsewhere; and

Whereas, the president has previously exercised this authority to protect some of New Mexico's most cherished and significant places, including Chaco canyon, Carlsbad caverns and White Sands national monument; and

Whereas, the state probably contains additional sites on federal land that meet the criteria for national monument designation; and

Whereas, the residents of New Mexico have a clear and compelling interest in how federal lands in the state are managed; and

Whereas, the federal Antiquities Act of 1906 requires national monument lands to be "confined to the smallest area compatible with proper care and management of the objects to be protected" and necessary to preserve and protect the historical sites or objects; and

Whereas, the residents of New Mexico wholeheartedly embrace the opportunity to engage constructively and participate in identifying and recommending sites and boundaries of potential national monument designations; and

Whereas, the president of the United States should recognize and take steps to ensure the interests of the residents of New Mexico in the process of designation of national monuments in the state; and

Whereas, sustainable land management and conservation policies are best developed and administered with local government and community support and commitment to those policies: Now, therefore, be it

Resolved by the House of Representatives of the State of New Mexico, That it request formal consultation and coordination among the president of the United States, the governor of New Mexico, the New Mexico congressional delegation, the New Mexico legislature, local officials and interested conservation, industry, Indian nations, tribes or pueblos and user groups ensuring transparency and open public participation prior to any designation of national monuments in New Mexico; and, be it further

Resolved, That copies of this memorial be transmitted to the president of the United States, the secretary of the interior, the president pro tempore of the United States senate, the speaker of the United States house of representatives and members of the New Mexico congressional delegation.

POM-51. A memorial adopted by the Legislature of the State of New Mexico urging Congress to reauthorize the Water Resources Development Act of 2007, Section 5065, and to appropriate sufficient funds to investigate and address salinity sources affecting water quality in the Pecos River; to the Committee on Environment and Public Works.

HOUSE MEMORIAL

Whereas, the Pecos river is a tributary of the Rio Grande that flows between New Mexico and Texas; and

Whereas, the Pecos river is known for its naturally high salinity, but as human needs and environmental concerns relating to the river continue to increase, the adverse economic and environmental impacts of the river's naturally high salinity have become a much greater issue; and

Whereas, much of the natural salinity in the Pecos river enters the river in localized areas where geologic brines from ancient salt-bearing formations naturally discharge to the surface, which presents an opportunity for engineered solutions to intercept such brines before they enter the Pecos river; and

Whereas, the Pecos River Compact between Texas and New Mexico provides that "New Mexico and Texas shall cooperate with agencies of the United States to devise and effectuate means of alleviating the salinity conditions of the Pecos river"; and

Whereas, congress began that process by enacting Section 729 of the Water Resources Development Act of 1986 and by developing a program in Section 5056 of the Water Resources Development Act of 2007 that directs the secretary of the army to rehabilitate and enhance fish and wildlife habitats and to implement long-term

monitoring, data collection and analysis, applied research and adaptive management within the Rio Grande basin; and

Whereas, a successful technical program to identify salinity sources and potential remedies on the Rio Grande in the New Mexico-Texas border region has been underway since 2008, under Section 729 of the Water Resources Development Act of 1986; and

Whereas, it is imperative that funding and continuing authority for Section 5056 of the Water Resources Development Act of 2007, which is set to expire in 2011, be reenacted so that efforts to address salinity issues in the Rio Grande and its tributaries can continue: Now therefore, be it

Resolved by the House of Representatives of the State of New Mexico, That congress be requested to reauthorize Section 5056 of the Water Resources Development Act of 2007 and to appropriate sufficient funds to carry out work related to that legislation; and be it further

Resolved, That copies of this memorial be transmitted to the president of the United States, the speaker of the United States house of representatives, the president of the United States senate and the members of the New Mexico congressional delegation.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. DURBIN (for himself, Mr. SANDERS, Mr. MERKLEY, Mr. WHITEHOUSE, Mr. BLUMENTHAL, Mr. LEAHY, Mr. KERRY, Mrs. GILLIBRAND, Mr. COONS, Mr. AKAKA, and Mr. LAUTENBERG):

S. 1283. A bill to amend the Family and Medical Leave Act of 1993 to permit leave to care for a same-sex spouse, domestic partner, parent-in-law, adult child, sibling, grandchild, or grandparent who has a serious health condition; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. FEINSTEIN:

S. 1284. A bill to amend the National Flood Insurance Act of 1968 to require the Administrator of the Federal Emergency Management Agency to consider reconstruction and improvement of flood protection systems when establishing flood insurance rates; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. KOHL (for himself and Mr. BLUNT):

S. 1285. A bill to amend the Internal Revenue Code of 1986 to extend and modify the credit for new qualified hybrid motor

vehicles, and for other purposes; to the Committee on Finance.

By Mr. CASEY (for himself and Mr. BROWN of Ohio):

S. 1286. A bill to extend trade adjustment assistance, and for other purposes; to the Committee on Finance.

By Mr. DEMINT (for himself, Mr. LEE, and Mr. PAUL):

S. 1287. A bill to treat gold and silver coins used as legal tender in the same manner as United States currency for taxation purposes; to the Committee on Finance.

By Mr. ROBERTS (for himself, Mr. NELSON of Nebraska, Mr. MORAN, and Mr. JOHANNIS):

S. 1288. A bill to exempt certain class A CDL drivers from the requirement to obtain a hazardous material endorsement while operating a service vehicle with a fuel tank containing 3,785 liters (1,000 gallons) or less of diesel fuel; to the Committee on Commerce, Science, and Transportation.

By Mr. CARPER (for himself and Mrs. BOXER):

S. 1289. A bill to amend the Internal Revenue Code of 1986 to reduce the tax gap, and for other purposes; to the Committee on Finance.

By Mr. TOOMEY:

S. 1290. A bill to impose discretionary and certain mandatory spending caps and correct the fiscal recklessness of 2001 through 2011; to the Committee on the Budget.

By Ms. KLOBUCHAR (for herself and Mr. JOHNSON of South Dakota):

S. 1291. A bill to amend the Internal Revenue Code of 1986 to provide a renewable electricity integration credit for a utility that purchases or produces renewable power; to the Committee on Finance.

By Mrs. MCCASKILL (for herself, Mr. DURBIN, Mr. KIRK, and Mr. BLUNT):

S.J. Res. 22. A joint resolution to grant the consent of Congress to an amendment to the compact between the States of Missouri and Illinois providing that bonds issued by the Bi-State Development Agency may mature in not to exceed 40 years; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 20

At the request of Mr. HATCH, the names of the Senator from Iowa [Mr. GRASSLEY] and the Senator from Kentucky [Mr. PAUL] were added as cosponsors of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 48

At the request of Mr. INOUE, the names of the Senator from Vermont [Mr. SANDERS] and the Senator from North Dakota [Mr. CONRAD] were added as cosponsors of S. 48, a bill to amend the Public Health Service Act to provide for the participation of pharmacists

in National Health Services Corps programs, and for other purposes.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 248

At the request of Mr. WYDEN, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 248, a bill to allow an earlier start for State health care coverage innovation waivers under the Patient Protection and Affordable Care Act.

S. 254

At the request of Mr. FRANKEN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 254, a bill to reduce the rape kit backlog and for other purposes.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 344

At the request of Mr. REID, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 414

At the request of Mr. DURBIN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 486

At the request of Mr. WHITEHOUSE, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 486, a bill to amend the Servicemembers Civil Relief Act to enhance protections for members of the uniformed services relating to mortgages, mortgage foreclosure, and eviction, and for other purposes.

S. 489

At the request of Mr. REED, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 489, a bill to require certain mortgagees to evaluate loans for modifications, to establish a grant program for State and local government mediation programs, and for other purposes.

S. 506

At the request of Mr. CASEY, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 507

At the request of Mr. ROCKEFELLER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 507, a bill to provide for increased Federal oversight of prescription opioid treatment and assistance to States in reducing opioid abuse, diversion, and deaths.

S. 584

At the request of Ms. MIKULSKI, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 584, a bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the profession of social work, and for other purposes.

S. 671

At the request of Mr. SESSIONS, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 671, a bill to authorize the United States Marshals Service to issue administrative subpoenas in investigations relating to unregistered sex offenders.

S. 827

At the request of Mr. DEMINT, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 827, a bill to allow a State to combine certain funds and enter into a performance agreement with the Secretary of Education to improve the academic achievement of students.

S. 847

At the request of Mr. LAUTENBERG, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 847, a bill to amend the Toxic Substances Control Act to ensure that risks from chemicals are adequately understood and managed, and for other purposes.

S. 891

At the request of Mr. GRASSLEY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 891, a bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients.

S. 958

At the request of Mr. CASEY, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 969

At the request of Mrs. GILLIBRAND, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 969, a bill to award planning grants and implementation grants to State educational agencies to enable the State educational agencies to complete comprehensive planning to carry out activities designed to integrate engineering education into K-12 instruction and curriculum and to provide evaluation grants to measure efficacy of K-12 engineering education.

S. 979

At the request of Mr. DURBIN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 979, a bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Great Basin Deserts in the State of Utah for the benefit of present and future generations of people in the United States.

S. 1018

At the request of Mr. KERRY, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1018, a bill to amend title 10, United States Code, and the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 to provide for implementation of additional recommendations of the Defense Task Force on Sexual Assault in the Military Services.

S. 1094

At the request of Mr. MENENDEZ, the names of the Senator from North Carolina [Mrs. HAGAN], the Senator from Colorado [Mr. BENNET], the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Maryland [Mr. CARDIN] were added as cosponsors of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1258

At the request of Mr. MENENDEZ, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1258, a bill to provide for comprehensive immigration reform, and for other purposes.

S. 1276

At the request of Mr. DEMINT, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 1276, a bill to repeal the authority to provide certain loans to the International Monetary Fund, the increase in the United States quota to the Fund, and certain other related authorities, to rescind related appropriated amounts, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mrs. FEINSTEIN, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 170

At the request of Mr. COCHRAN, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of Senate Resolution 170, a resolution honoring Admiral Thad Allen of the United States Coast Guard (Ret.) for his lifetime of selfless commitment and exemplary service to the United States.

SENATE RESOLUTION 185

At the request of Mr. REID, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CARDIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on June 28, 2011, at 2:45 p.m., in room 106 of the Dirksen Senate Office Building.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on June 28, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during

the session of the Senate on June 28, 2011, at 10 a.m., to conduct a hearing entitled "Housing Finance Reform: Access to Secondary Market for Small Financial Institutions."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on June 28, 2011, at 10 a.m., in room SD-215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Complexity and the Tax Gap: Making Tax Compliance Easier and Collecting What's Due."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 28, 2011, at 10 a.m., to hold a hearing entitled "Libya and War Powers."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 28, 2011, at 2:30 p.m.

SELECT COMMITTEE ON INTELLIGENCE

The Committee on Intelligence be authorized to meet during the session of the Senate on June 28, 2011, at 2:30 p.m.

SUBCOMMITTEE ON IMMIGRATION,
REFUGEES, AND BORDER SECURITY

The Committee on Judiciary, Subcommittee on Immigration, Refugees, and Border Security be authorized to meet during the session of the Senate on June 28, 2011, at 10 a.m., in room SH-216 of the Hart Senate Office Building, to conduct a hearing entitled "The DREAM Act."

SUBCOMMITTEE ON WATER AND
WILDLIFE

The Subcommittee on Environment and Public Works be authorized to meet during the session of the Senate on June 28, 2011, at 10 a.m., in Dirksen 406 to conduct a hearing entitled "Status of the Deepwater Horizon Natural Resource Damage Assessment."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:18 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 2279. An act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

RELATIVE TO THE ISRAELI-
PALESTINIAN CONFLICT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Foreign Relations be discharged from the further consideration of the resolution (S. Res. 185) reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 679.

AUTHORITY FOR ADJOURNMENT
ON TODAY

By unanimous consent, on the request of Mr. REID

Ordered, That the Senate adjourn, following remarks by Mr. RON JOHNSON.

After debate,

ADJOURNMENT

Under the authority of the order of today,
At 6:35 p.m.,

The PRESIDING OFFICER (Mr. BENNET in the chair) declared the Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, JUNE 29, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, June 29, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2309. A communication from the Administrator, Risk Management Agency, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Common Crop Insurance Regulations; Extra Long Staple Cotton Crop Provisions" (RIN0563-AC27) received in the Office of the President of the Senate on June 23, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2310. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of rear admiral (lower half) in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-2311. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Revision to the Validated End-User Authorization for CSMC Technologies Corporation in the People's Republic of China" (RIN0694-AF25) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2312. A communication from the Secretary, Division of Investment Management, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Rules Implementing Amendments to the Investment Advisers Act of 1940" (RIN3235-AK82) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2313. A communication from the Secretary, Division of Investment Management, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Family Offices" (RIN3235-AK66) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2314. A communication from the Secretary, Division of Investment Management, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Exemptions for Advisers to Venture Capital Funds, Private Fund Advisers With Less Than \$150 Million in Assets Under Management, and Foreign Private Advisers" (RIN3235-AK81) received

during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2315. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Risk-Based Capital Standards: Advanced Capital Adequacy Framework - Basel II; Establishment of a Risk-Based Capital Floor" (RIN3064-AD58) received in the Office of the President of the Senate on June 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2316. A communication from the Chairman of the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, a report on the remaining obstacles to the efficient and timely circulation of \$1 coins; to the Committee on Banking, Housing, and Urban Affairs.

EC-2317. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Addition of Certain Persons on the Entity List: Addition of Persons Acting Contrary to the National Security or Foreign Policy Interests of the United States" (RIN0694-AF12) received during adjournment of the Senate in the Office of the President of the Senate on June 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2318. A communication from the Assistant Secretary of Land and Minerals Management, Bureau of Ocean Energy Management, Regulation, and Enforcement, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Oil and Gas and Sulphur Operations in the Outer Continental Shelf - Civil Penalties" (RIN1010-AD74) received in the Office of the President of the Senate on June 28, 2011; to the Committee on Energy and Natural Resources.

EC-2319. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Stock Basis" (Notice No. 2011-56) received in the Office of the President of the Senate on June 27, 2011; to the Committee on Finance.

EC-2320. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to activities under the Enterprise for the Americas Initiative and the Tropical Forest Conservation Act of 1998; to the Committee on Foreign Relations.

EC-2321. A communication from the President and Chief Executive Officer,

Overseas Private Investment Corporation, transmitting, pursuant to law, a legislative proposal reauthorizing the Overseas Private Investment Corporation; to the Committee on Foreign Relations.

EC-2322. A communication from the Acting Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Final Priority; National Institute on Disability and Rehabilitation Research (NIDRR) - Rehabilitation Research and Training Center (RRTCs) - Interventions to Promote Community Living Among Individuals with Disabilities" (CFDA No. 84.133B-11) received in the Office of the President of the Senate on June 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2323. A communication from the Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Final Priorities; Disability and Rehabilitation Research Projects and Centers Program" (CFDA Nos. 84.133E-1 and 84.133E-3) received in the Office of the President of the Senate on June 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2324. A communication from the Regulations Coordinator, Health Resources and Services Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "National Vaccine Injury Compensation Program: Revisions to the Vaccine Injury Table" (RIN0906-AA74) received in the Office of the President of the Senate on June 23, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2325. A communication from the Secretary, Department of Health and Human Services, transmitting, pursuant to law, a report entitled "Program Evaluation Activities of the U.S. Department of Health and Human Services - Performance Improvement 2010"; to the Committee on Health, Education, Labor, and Pensions.

EC-2326. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Report to Congress on the Prevention and Reduction of Underage Drinking"; to the Committee on Health, Education, Labor, and Pensions.

EC-2327. A communication from the Secretary of Labor, transmitting, pursuant to law, the 2010 Department of Labor's Reissued Agency Financial Report; to the Committee on Health, Education, Labor, and Pensions.

EC-2328. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "Certification of the Fiscal Year 2011 Total

Non-Dedicated Revised Local Source Revenues in Support of the District's \$181,330,000 General Obligation Bonds (Series 2010A)"; to the Committee on Homeland Security and Governmental Affairs.

EC-2329. A communication from the Chairman of the National Capital Planning Commission, transmitting, pursuant to law, the Commission's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-2330. A communication from the Assistant Secretary of Policy, Management and Budget, Department of the Interior, transmitting, pursuant to law, the Department's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-2331. A communication from the Chairman of the Federal Trade Commission, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2332. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Successor Entities to the Netherlands Antilles" ((RIN0750-AH32)-(DFARS Case 2011-D029)) received in the Office of the President of the Senate on June 28, 2011; to the Committee on Armed Services.

EC-2333. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Extension of Restrictions on the Use of Mandatory Arbitration Agreements" ((RIN0750-AH34)-(DFARS Case 2011-D035)) received in the Office of the President of the Senate on June 28, 2011; to the Committee on Armed Services.

EC-2334. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Assignment of Order Codes" ((RIN0750-AH25)-(DFARS Case 2011-D004)) received in the Office of the President of the Senate on June 28, 2011; to the Committee on Armed Services.

EC-2335. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense,

transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Management of Manufacturing Risk in Major Defense Acquisition Programs" ((RIN0750-AH30)-(DFARS Case 2011-D031)) received in the Office of the President of the Senate on June 28, 2011; to the Committee on Armed Services.

EC-2336. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Pilot Program for Acquisition of Military-Purpose Nondevelopmental Items" ((RIN0750-AH27)-(DFARS Case 2011-D034)) received in the Office of the President of the Senate on June 28, 2011; to the Committee on Armed Services.

EC-2337. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Definition of Sexual Assault" ((RIN0750-AG93)-(DFARS Case 2010-D023)) received in the Office of the President of the Senate on June 28, 2011; to the Committee on Armed Services.

EC-2338. A communication from the Under Secretary of Defense (Policy), transmitting, pursuant to law, a report relative to Cooperative Threat Reduction Programs; to the Committee on Armed Services.

EC-2339. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting, pursuant to law, legislative proposals relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-2340. A communication from the Chairman, Nuclear Regulatory Commission, transmitting, pursuant to law, a report entitled "Report to Congress on Abnormal Occurrences: Fiscal Year (FY) 2010"; to the Committee on Environment and Public Works.

EC-2341. A communication from the Secretary of Veterans Affairs, transmitting, pursuant to law, a legislative proposal relative to authorization for major facility construction projects and leases for fiscal year 2012; to the Committee on Veterans' Affairs.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-52. A joint resolution adopted by the General Assembly of the State of Tennessee memorializing Congress to continue to support career and technical education programs, including the Perkins Tech Prep

program; to the Committee on Health, Education, Labor, and Pensions.

SENATE JOINT RESOLUTION NO. 111

Whereas, the career and technical education programs available to our students here in Tennessee and across this great Nation are a most vital tool for the economic future and advancement of the United States; and

Whereas, on February 11, the House Appropriations Committee in Washington, D.C., introduced legislation, H.R. 1, legislation which completely eliminates funding for the Perkins Tech Prep program for the 2011-2012 school year and makes drastic cuts across other education and workforce development programs; and

Whereas, career and technical education programs play an integral role in providing our students with the experience and training necessary to compete in the modern economy and a reduction in funding will harm Tennessee's students and communities, both big and small, as well as the economic well-being of America: Now, therefore, be it

Resolved by the Senate of the One Hundred Seventh General Assembly of the State of Tennessee, the House of Representatives Concurring, That this General Assembly hereby memorializes the United States Congress to continue to support career and technical education programs, including the Perkins Tech Prep program. Be it further

Resolved, That a certified copy of this resolution be transmitted to the President and the Secretary of the United States Senate, the Speaker and the Clerk of the United States House of Representatives, and to each member of Tennessee's Congressional delegation.

POM-53. A concurrent resolution adopted by the Legislature of the State of Louisiana memorializing the Congress of the United States to sustain home energy assistance for at-risk Louisianians and to declare June 2011 as "Save LIHEAP" Month; to the Committee on Health, Education, Labor, and Pensions.

SENATE CONCURRENT RESOLUTION NO. 33

Whereas, the federal home energy assistance program is of vital interest to the state of Louisiana and to low to moderate income households, especially the elderly, disabled, or young citizens, who struggle disproportionately to afford heating and cooling costs; and

Whereas, Congress is considering the proposed budget to reduce the fiscal year 2012 Low Income Home Energy Assistance Program (LIHEAP) formula grant funding by fifty-seven percent nationally; and

Whereas, this reduction is disproportionately more damaging in Louisiana, triggering a sixty-seven percent

loss, resulting in the life-threatening decrease of 34.7 million dollars to Louisiana; and

Whereas, due to the loss of these funds, tens of thousands of vulnerable Louisiana citizens will lose access to the LIHEAP's vital energy services; and

Whereas, more than four hundred and seventy-six thousand Louisiana households meet LIHEAP's stringent income eligibility requirements; and

Whereas, of these households, one hundred eighty-four thousand shelter someone over the age of sixty, ninety-six thousand are children under the age of six, and one hundred and fifty-four thousand are handicapped individuals, including disabled veterans; and

Whereas, for a Louisiana family of four to be eligible for LIHEAP, the family must earn no more than twenty-seven dollars per day, per capita; and

Whereas, although nearly a half-million Louisiana households meet LIHEAP's federal income criteria, only a small fraction of eligible households are actually helped due to already limited federal funding; and

Whereas, Louisiana's ability to reach at-risk families through LIHEAP is entirely dependent upon the provision of adequate funding from Congress; and

Whereas, home energy assistance is particularly important in Louisiana due to intermittent intense heat and humidity, which is especially threatening to the elderly, disabled, and young citizens; and

Whereas, if the program's core block grants were reduced as proposed, Louisianians would be disproportionately affected, because the national program would be statutorily precluded from considering current population, poverty, and energy price data and mirroring outdated needs of twenty-five years ago; and

Whereas, unless Congress sustains LIHEAP, Louisiana's most vulnerable citizens will be placed at an unnecessarily greater risk. Therefore, be it

Resolved, That the Louisiana Legislature hereby declares June, 2011 to be "Save LIHEAP Month" and encourages public and private citizens to join in by encouraging their respective congressional delegation to sustain this vital program at its long-standing national appropriation of five point one billion dollars during federal Fiscal Year 2012. Be it further

Resolved, That the Legislature of Louisiana hereby memorializes the Congress of the United States to sustain home energy assistance for at-risk Louisianians and to declare June 2011 as "Save LIHEAP" Month. Be it further

Resolved, That a copy of this Resolution shall be transmitted to the secretary of the United States Senate and the clerk of the United States House of Representatives and

to each member of the Louisiana delegation to the United States Congress.

POM-54. A resolution adopted by the city of Lackawanna, New York requesting the city of Lackawanna be united under one New York State Assembly-Member; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. KERRY, from the Committee on Foreign Relations, with amendments and with a preamble:

S.J. Res. 20. A joint resolution authorizing the limited use of the United States Armed Forces in support of the NATO mission in Libya (Rept. No. 112-27).

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, with an amendment in the nature of a substitute:

S. 550. A bill to improve the provision of assistance to fire departments, and for other purposes (Rept. No. 112-28).

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. TOOMEY:

S. 1292. A bill to require the Administrator of the Environmental Protection Agency to consider the impact on employment levels and economic activity prior to issuing a regulation, policy statement, guidance document, endangerment finding, or other requirement, implementing any new or substantially altered program, or denying any permit, and for other purposes; to the Committee on Environment and Public Works.

By Ms. MURKOWSKI (for herself, Mr. BEGICH, and Mr. AKAKA):

S. 1293. A bill to direct the Secretary of Commerce to establish a demonstration program to adapt the lessons of providing foreign aid to underdeveloped economies to the provision of Federal economic development assistance to certain similarly situated individuals, and for other purposes; to the Committee on Indian Affairs.

By Mr. MERKLEY (for himself, Mr. CARPER, Mr. UDALL of New Mexico, and Mr. BENNET):

S. 1294. A bill to promote the oil independence of the United States, and for other purposes; to the Committee on Finance.

By Mr. NELSON of Florida (for himself, Mrs. FEINSTEIN, and Mrs. BOXER):

S. 1295. A bill to amend the Trade Act of 1974 to create a Citrus Disease Research and Development Trust Fund to support research on diseases impacting the citrus industry, and for other purposes; to the Committee on Finance.

By Mr. WHITEHOUSE (for himself and Mr. REED):

S. 1296. A bill to revise the boundaries of John H. Chafee Coastal Barrier Resources System Sachuest Point Unit RI-04P, Easton Beach Unit RI-05P, Almy Pond Unit RI-06, and Hazards Beach Unit RI-07 in the State of Rhode Island; to the Committee on Environment and Public Works.

By Mr. BURR (for himself, Mr. NELSON of Nebraska, Mr. ALEXANDER, Mr. COBURN, Mr. ENZI, and Mr. SHELBY):

S. 1297. A bill to preserve State and institutional authority relating to State authorization and the definition of credit hour; to the Committee on Health, Education, Labor, and Pensions.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 1298. A bill to provide for the conveyance of certain property located in Anchorage, Alaska, from the United States to the Alaska Native Tribal Health Consortium; to the Committee on Indian Affairs.

By Mr. MORAN (for himself, Mr. LUGAR, Mr. ISAKSON, Mr. BURR, and Mr. BROWN of Massachusetts):

S. 1299. A bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. KIRK:

S. 1300. A bill to amend title 23, 45, and 49, United States Code, to encourage the use of private-public partnerships in transportation; to the Committee on Finance.

By Mr. LEAHY (for himself, Mr. BROWN of Massachusetts, Mr. KERRY, Mrs. BOXER, Mr. CARDIN, and Mr. WYDEN):

S. 1301. A bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in person, and for other purposes; to the Committee on the Judiciary.

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S. 1302. A bill to authorize the Administrator of General Services to convey a parcel of real property in Tracy, California, to the City of Tracy; to the Committee on Environment and Public Works.

By Mr. WEBB (for himself and Mr. WARNER):

S. 1303. A bill to authorize the Secretary of the Interior to establish Fort Monroe National Historical Park in the Commonwealth of

Virginia, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. KERRY:

S. 1304. A bill to make funds available to reimburse certain fishermen for legal fees and costs incurred in connection with improper fines and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. MCCONNELL (for himself, Mr. HATCH, Mr. LEE, Mr. CORNYN, Mr. KYL, Mr. TOOMEY, Ms. SNOWE, Mr. RISCH, Mr. RUBIO, Mr. DEMINT, Mr. PAUL, Mr. VITTER, Mr. ENZI, Mr. KIRK, Mr. THUNE, Mr. ALEXANDER, Mr. INHOFE, Mr. CRAPO, Mr. BURR, Mr. BARRASSO, Mr. COBURN, Mr. MORAN, Mr. LUGAR, Mrs. HUTCHISON, Mr. ISAKSON, Mr. BROWN of Massachusetts, Mr. JOHNSON of Wisconsin, Mr. GRAHAM, Mr. GRASSLEY, Mr. SHELBY, Mr. SESSIONS, Mr. MCCAIN, Mr. BOOZMAN, Mr. ROBERTS, Ms. COLLINS, Mr. HOEVEN, Mr. CHAMBLISS, Ms. AYOTTE, Mr. BLUNT, Mr. COATS, Mr. COCHRAN, Mr. CORKER, Mr. JOHANNIS, Ms. MURKOWSKI, Mr. PORTMAN, Mr. WICKER, and Mr. HELLER):

S.J. Res. 23. A joint resolution proposing an amendment to the Constitution of the United States relative to balancing the budget; read the first time.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. LUGAR (for himself and Mr. INHOFE):

S. Res. 218. A resolution encouraging the United States Trade Representative to establish and articulate a strategy for initiating negotiations for a free trade agreement between the United States and the Association of Southeast Asian Nations; to the Committee on Finance.

By Mr. NELSON of Nebraska (for himself and Mr. INHOFE):

S. Res. 219. A resolution designating September 13, 2011, as "National Celiac Disease Awareness Day"; to the Committee on the Judiciary

By Mr. KERRY (for himself, Mr. LUGAR, and Mr. REID):

S. Res. 220. A resolution expressing the sense of the Senate regarding the June 30, 2011, opening of the Tom Lantos Institute in Budapest, Hungary; considered and agreed to.

By Mr. WICKER (for himself, Ms. LANDRIEU, Mr. COCHRAN, Mr. LEVIN, Mr. LUGAR, Mr. NELSON of Florida, Mrs. GILLIBRAND, Mr.

BROWN of Ohio, Mr. LAUTENBERG, Mrs. HAGAN, Ms. MURKOWSKI, Ms. STABENOW, and Ms. CANTWELL):

S. Res. 221. A resolution congratulating Kappa Alpha Psi Fraternity, Inc., on reaching the historic milestone of 100 years of serving local and international communities, maintaining a commitment to the betterment of mankind, and enriching the lives of collegiate men throughout the United States; considered and agreed to.

By Mr. CASEY:

S. Res. 222. A resolution recognizing the American Revolution Center for its role in telling the story of the American Revolution and the continuing impact on struggles for freedom, self-government, and the rule of law throughout the world, and encouraging the Center in its efforts to build a new Museum of the American Revolution; considered and agreed to.

ADDITIONAL COSPONSORS

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 219

At the request of Mr. TESTER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 219, a bill to require Senate candidates to file designations, statements, and reports in electronic form.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 438

At the request of Ms. STABENOW, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 438, a bill to amend the Public Health Service Act to improve women's health by prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women.

S. 506

At the request of Mr. CASEY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 506, a bill to

amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 539

At the request of Mr. WHITEHOUSE, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 652

At the request of Mr. KERRY, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 652, a bill to facilitate efficient investments and financing of infrastructure projects and new job creation through the establishment of an American Infrastructure Financing Authority, to provide for an extension of the exemption from the alternative minimum tax treatment for certain tax-exempt bonds, and for other purposes.

S. 672

At the request of Mr. ROCKEFELLER, the names of the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Indiana [Mr. LUGAR] were added as cosponsors of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 705

At the request of Mr. CARPER, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 705, a bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants.

S. 755

At the request of Mr. WYDEN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 800

At the request of Mr. HARKIN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 807

At the request of Mr. ENZI, the names of the Senator from Oklahoma [Mr. INHOFE] and the Senator from Nebraska [Mr. JOHANNIS] were added as cosponsors of S. 807, a bill to authorize the Department of Labor's voluntary protection program and to expand the program to include more small businesses.

S. 835

At the request of Mr. CRAPO, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 835, a bill to reform the Bureau of Alcohol, Tobacco, Firearms, and Explosives, modernize firearms laws and regulations, protect the community from criminals, and for other purposes.

S. 933

At the request of Mr. SCHUMER, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 933, a bill to amend the Internal Revenue Code of 1986 to extend and increase the exclusion for benefits provided to volunteer firefighters and emergency medical responders.

S. 959

At the request of Mrs. HAGAN, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 959, a bill to improve outcomes for students in persistently low-performing schools, to create a culture of recognizing, rewarding, and replicating educational excellence, to authorize school turnaround grants, and for other purposes.

S. 960

At the request of Mr. KERRY, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 960, a bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1002

At the request of Mr. KYL, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1045

At the request of Ms. LANDRIEU, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 1045, a bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of

1974, and the Internal Revenue Code of 1986 to require that group and individual health insurance coverage and group health plans provide coverage for treatment of a minor child's congenital or developmental deformity or disorder due to trauma, burns, infection, tumor, or disease.

S. 1231

At the request of Mr. LEAHY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1231, a bill to reauthorize the Second Chance Act of 2007.

S. 1248

At the request of Mr. COBURN, the names of the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 1248, a bill to prohibit the consideration of any bill by Congress unless the authority provided by the Constitution of the United States for the legislation can be determined and is clearly specified.

S. 1273

At the request of Mr. CASEY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1273, a bill to amend the Fair Labor Standards Act with regard to certain exemptions under that Act for direct care workers and to improve the systems for the collection and reporting of data relating to the direct care workforce, and for other purposes.

S. 1278

At the request of Ms. SNOWE, the names of the Senator from Georgia [Mr. ISAKSON], the Senator from Nebraska [Mr. JOHANNES], the Senator from Wyoming [Mr. ENZI] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 1278, a bill to amend the Internal Revenue Code of 1986 to repeal the excise tax on indoor tanning services.

S. 1280

At the request of Mr. ISAKSON, the names of the Senator from Delaware [Mr. COONS] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, and the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the names of the Senator from Georgia [Mr. ISAKSON] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE JOINT RESOLUTION 21

At the request of Mr. MENENDEZ, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of Senate Joint Resolution 21, a joint resolution proposing an amendment to the Constitution of the United States relative to equal rights for men and women.

SENATE RESOLUTION 170

At the request of Mr. COCHRAN, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of Senate Resolution 170, a resolution honoring Admiral Thad Allen of the United States Coast Guard (Ret.) for his lifetime of selfless commitment and exemplary service to the United States.

SENATE RESOLUTION 185

At the request of Mr. CARDIN, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on June 29, 2011, at 10 a.m., in room 253 of the Russell Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 29, 2011, at 10 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on June 29, 2011, at 10 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on June 29, 2011, at 10:30 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Barriers to Justice and Accountability: How

the Supreme Court's Recent Rulings Will Affect Corporate Behavior."

COMMITTEE ON RULES AND ADMINISTRATION

The Committee on Rules and Administration be authorized to meet during the session of the Senate on June 29, 2011, at 10 a.m.

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session of the Senate on June 29, 2011, in the President's Room at 11 a.m.

SUBCOMMITTEE ON HOUSING, TRANSPORTATION, AND COMMUNITY DEVELOPMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Housing, Transportation, and Community Development, be authorized to meet during the session of the Senate on June 29, 2011, at 2 p.m., to conduct a hearing entitled "Promoting Broader Access to Public Transportation for America's Older Adults and People with Disabilities."

SUBCOMMITTEE ON SECURITIES, INSURANCE, AND INVESTMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Securities, Insurance, and Investment, be authorized to meet during the session of the Senate on June 29, 2011, at 9:30 a.m., to conduct a hearing entitled "Emergence of Swap Execution Facilities: A Progress Report."

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia, be authorized to meet during the session of the Senate on June 29, 2011, at 2:30 p.m., to conduct a hearing entitled "The Diplomat's Shield: Diplomatic Security and Its Implications for U.S. Diplomacy."

PRESIDENTIAL APPOINTMENT EFFICIENCY AND STREAMLINING ACT

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, vis, the bill (S. 679) to reduce the number of executive positions subject to Senate confirmation; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 514, proposed by Mr. TOOMEY (for himself and Mr. VITTER), to the bill, as amended.

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That, notwithstanding the order of yesterday that the Senate vote in relation to amendments Numbered 501, 509 as

modified, 511, and 514, at 11 a.m. on today, there be 10 minutes, equally divided and controlled, for debate between the two leaders, or their designees; that there be 2 minutes, equally divided and controlled, in like manner, between the votes; and that each vote following the first be 10 minutes in duration.

The question being on agreeing to amendment No. 514 to the bill, as amended.

Pending debate,

The hour of 11 a.m. having passed,

Pursuant to the order of yesterday, as modified,

The question recurring on agreeing to amendment No. 501, proposed by Mr. DEMINT (for himself, Mr. CORNYN, Mr. VITTER, and Mr. HATCH), to the bill, as amended.

On motion by Mr. DEMINT,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 44, nays... 55

[Rollcall vote No. 99 Leg.]

YEAS --- 44

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kyl, Lee, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Tester, Thune, Toomey, Vitter, Wicker.

NAYS --- 55

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Udall (CO), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

Pursuant to the order of yesterday, as modified,

The question recurring on agreeing to amendment No. 509, as modified, proposed by Mr. PORTMAN (for himself, Mr. TOM UDALL, and Mr. CORNYN), to the bill, as amended.

After debate,

The amendment, as modified, was agreed to.

On motion by Mr. LIEBERMAN to reconsider the vote agreeing to the amendment, as modified.

On motion by Mr. LIEBERMAN,

The motion to reconsider was laid on the table.

Pursuant to the order of yesterday, as modified,

The question recurring on agreeing to amendment No. 511, proposed by Mr. DEMINT, to the bill, as amended.

After debate,

On motion by Mr. DEMINT,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 25, nays... 74

[Rollcall vote No. 100 Leg.]

YEAS --- 25

Ayotte, Barrasso, Chambliss, Coats, Corker, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Inhofe, Isakson, Lee, Manchin, Moran, Nelson (NE), Paul, Risch, Roberts, Rubio, Sessions, Snowe, Vitter.

NAYS --- 74

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Coburn, Cochran, Collins, Conrad, Coons, Cornyn, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Hoeven, Hutchison, Inouye, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (FL), Portman, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Shelby, Stabenow, Tester, Thune, Toomey, Udall (CO), Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was not agreed to.

On motion by Mr. LIEBERMAN to reconsider the vote disagreeing to the amendment.

On motion by Mr. LIEBERMAN,

The motion to reconsider was laid on the table.

The question being on agreeing to amendment No. 514 to the bill, as amended.

The amendment was agreed to.

The question being on passage of the bill, as amended.

Pursuant to the order of yesterday,

The bill, as amended, was read the third time.

On motion by Mr. LIEBERMAN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill, as amended.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 79, nays... 20

[Rollcall vote No. 101 Leg.]

YEAS --- 79

Akaka, Alexander, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Durbin, Enzi, Feinstein, Franken,

Gillibrand, Graham, Hagan, Harkin, Hoeven, Hutchison, Inouye, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 20

Ayotte, Boozman, Burr, Chambliss, Coats, Coburn, Crapo, DeMint, Grassley, Hatch, Heller, Inhofe, Isakson, Johnson (WI), Lee, Moran, Paul, Risch, Rubio, Vitter.

So it was

Resolved, That the bill, as amended, do pass.

On motion by Mr. BOOZMAN to reconsider the vote on passage of the bill, as amended.

On motion by Mr. BOOZMAN,

The motion to reconsider was laid on the table.

PROVIDING FOR EXPEDITED CONSIDERATION OF CERTAIN NOMINATIONS

Pursuant to the order of Wednesday, June 22, 2011,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 116) to provide for expedited Senate consideration of certain nominations subject to advice and consent; and

The Senate proceeded to consider the resolution.

The question being on agreeing to the resolution.

Pursuant to the order of Thursday, June 23, 2011,

On motion by Mr. COBURN (for himself, Mr. MARK UDALL, Ms. COLLINS, Mrs. MCCASKILL, Mr. BURR, Mr. PAUL, Mr. SCOTT BROWN, Mr. MCCAIN, Ms. AYOTTE, and Mr. BEGICH) to amend the pending resolution, at the end thereof, by adding certain words (being amendment No. 521).

ORDER RELATIVE TO AMENDMENT TO BILL S. 679

By unanimous consent, on the request of Mr. BILL NELSON,

Ordered, That amendment No. 514, agreed to on today to bill S. 679, be considered as having been agreed to on yesterday, prior to amendment No. 520.

PROVIDING FOR EXPEDITED CONSIDERATION OF CERTAIN NOMINATIONS

The Senate resumed consideration of resolution S. Res. 116.

The question being on agreeing to amendment No. 521 to the resolution.

Pending debate,

JOINT RESOLUTION READ THE FIRST TIME

On the request of Mr. MCCONNELL,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the joint resolution (S.J. Res. 23) proposing an amendment to the Constitution of the United States relative to balancing the budget, introduced today by Mr. MCCONNELL (for himself, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. SCOTT BROWN, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNSS, Mr. RON JOHNSON, Mr. KIRK, Mr. KYL, Mr. LEE, Mr. LUGAR, Mr. MCCAIN, Mr. MORAN, Ms. MURKOWSKI, Mr. PAUL, Mr. PORTMAN, Mr. RISCH, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. SHELBY, Ms. SNOWE, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, and Mr. WICKER), and at the desk; which was read the first time.

Mr. MCCONNELL asked unanimous consent that the joint resolution be read the second time.

Mr. MCCONNELL objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

PROVIDING FOR EXPEDITED CONSIDERATION OF CERTAIN NOMINATIONS

The Senate resumed consideration of resolution S. Res. 116.

The question being on agreeing to amendment No. 521 to the resolution.

Pending debate,

ORDER FOR RECESS

By unanimous consent, on the request of Mr. MERKLEY,

Ordered, That he and Ms. COLLINS each be recognized to speak for 10 minutes; and that, following remarks by them, the Senate recess until 5:30 p.m.

Pending debate,

RECESS

Pursuant to the order of today,
At 4:46 p.m.,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) declared the Senate recessed until 5:30 p.m.

AT 5:30 P.M.

The PRESIDING OFFICER (Mr. WHITEHOUSE in the chair) called the Senate to order.

PROVIDING FOR EXPEDITED CONSIDERATION OF CERTAIN NOMINATIONS

The Senate resumed consideration of resolution S. Res. 116.

The question being on agreeing to amendment No. 521 to the resolution.

The pending amendment was laid aside, by unanimous consent.

The question being on agreeing to the resolution.

On motion by Mr. HARKIN for Mr. TOM UDALL (for himself and Mr. HARKIN) to amend the pending resolution, at the end thereof, by adding certain words (being amendment No. 522).

Mr. ALEXANDER raised a point of order, viz, that the pending amendment is not relevant, pursuant to the order of Wednesday, June 22, 2011, and therefore is not in order.

The PRESIDING OFFICER held the point of order well-taken, and the amendment was not in order.

The question being on agreeing to amendment No. 521 to the resolution.

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That Mr. COBURN be recognized to speak for five minutes; that, at 6:10 p.m., the Senate vote in relation to the amendment; that the provisions of the order of Thursday, June 23, 2011, remain in effect; that, upon disposition of said amendment, a managers' amendment be considered proposed and agreed to; that the Senate then vote on the question of agreeing to the resolution, as amended; that budget points of order, and motions to waive in relation thereto, be in order; that no other amendment, motion, or point of order be in order in relation thereto prior to the vote; and that motions to reconsider be considered made and laid on the table.

The question being on agreeing to amendment No. 521 to the resolution.

After debate,

On motion by Mr. ALEXANDER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 63, nays... 34

[Rollcall vote No. 102 Leg.]

YEAS --- 63

Alexander, Ayotte, Barrasso, Begich, Bennet, Blumenthal, Blunt, Boozman, Brown (MA), Burr, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hagan, Hatch, Heller, Hoeven, Hutchison, Isakson, Johanns, Johnson (WI), Kirk, Klobuchar, Kyl, Lee, Lugar, Manchin, McCain, McCaskill, McConnell, Merkley, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Vitter, Wicker.

NAYS --- 34

Akaka, Baucus, Bingaman, Brown (OH), Cantwell, Cardin, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Harkin, Inouye, Johnson (SD), Kerry, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Menendez, Mikulski, Murray, Reed, Reid, Rockefeller, Sanders, Schumer, Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to, two-thirds of those Senators voting not having voted in the affirmative, as pursuant to the order of Thursday, June 23, 2011.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

The question being on agreeing to the resolution.

Pursuant to the order of today,

On motion by Mr. SCHUMER (for himself, Mr. ALEXANDER, Mr. LIEBERMAN, Ms. COLLINS, and Mr. CARPER) to amend the pending resolution on various pages and lines, by striking certain words and inserting other words (being amendment No. 523).

Pursuant to the order of today,

The amendment was agreed to.

The question being on agreeing to the resolution, as amended.

On motion by Mr. LIEBERMAN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending resolution, as amended.

Pursuant to the order of Wednesday, June 22, 2011, as modified,

The question being taken.

It was determined in the affirmative--- yeas... 89, nays... 8

[Rollcall vote No. 103 Leg.]

YEAS --- 89

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hoeven, Hutchison, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL),

Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 8

Crapo, DeMint, Grassley, Hatch, Heller, Lee, Paul, Risch.

So it was

Resolved, That the Senate agree thereto.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

EXPRESSING THE SENSE OF THE SENATE ON THE OPENING OF THE TOM LANTOS INSTITUTE

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 220) expressing the sense of the Senate regarding the June 30, 2011, opening of the Tom Lantos Institute in Budapest, Hungary, submitted today by Mr. KERRY (for himself, and Mr. LUGAR), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That he be added as cosponsor of the pending resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING KAPPA ALPHA PSI FRATERNITY ON ITS CENTENNIAL

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 221) congratulating Kappa Alpha Psi Fraternity, Inc., on reaching the historic milestone of 100 years of serving local and international communities, maintaining a commitment to the betterment of mankind, and enriching the lives of collegiate men throughout the United States, submitted today by Mr. WICKER (for himself, Ms. LANDRIEU, Mr. COCHRAN, Mr. LEVIN, Mr. LUGAR, Mr. BILL NELSON, Mrs. GILLIBRAND, Mr. SHERROD BROWN, Mr. LAUTENBERG, Mrs. HAGAN, Ms. MURKOWSKI, Ms. STABENOW, and Ms. CANTWELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE AMERICAN REVOLUTION CENTER

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 222) recognizing the American Revolution Center for its role in telling the story of the American Revolution and the continuing impact on struggles for freedom, self-government, and the rule of law throughout the world, and encouraging the Center in its efforts to build a new Museum of the American Revolution, submitted today by Mr. CASEY, and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at noon on tomorrow, the Senate proceed to executive session to consider the nomination of David H. Petraeus, of New Hampshire, to be Director of the Central Intelligence Agency; that there be 2 hours for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, without intervening action or debate; that, following the vote, a motion to reconsider be considered made and laid on the table, without intervening action or debate; that no further motion be in order; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

AUTHORITY FOR A COMMITTEE TO MEET ON TOMORROW

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Finance be authorized to meet during the session of the Senate at 10 a.m. on tomorrow; and that, notwithstanding rule XXVI of the Standing Rules of the Senate, it be authorized to meet for more than 2 hours.

APPOINTMENT BY THE PRESIDENT
PRO TEMPORE
UNITED STATES – CHINA
INTERPARLIAMENTARY GROUP

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, pursuant to 22 U.S.C. 276n, had appointed Mr. CHAMBLISS as Vice Chairman of the U.S.-China Interparliamentary Group meeting to be held in Washington, DC, on Tuesday, July 12, 2011.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 12 noon, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, at 12 noon, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:57 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, JUNE 30, 2011

Mr. JEFF MERKLEY, from the State of Oregon, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. MERKLEY led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, June 30, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEFF MERKLEY, a Senator from the State of Oregon, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. MERKLEY took the chair.

VITIATION OF AUTHORITY FOR
COMMITTEE TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the order of yesterday, that the Committee on Finance meet on today, notwithstanding rule XXVI of the Standing Rules of the Senate, be vitiated.

JOINT RESOLUTION READ THE
SECOND TIME AND PLACED ON
THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (S.J. Res. 23) proposing an amendment to the Constitution of the United States relative to balancing the budget, introduced on yesterday by Mr. MCCONNELL (for himself, Mr. HATCH, Mr. LEE, Mr. CORNYN, Mr. KYL, Mr. TOOMEY, Ms. SNOWE, Mr. RISCH, Mr. RUBIO, Mr. DEMINT, Mr. PAUL, Mr. VITTER, Mr. ENZI, Mr. KIRK, Mr. THUNE, Mr. ALEXANDER, Mr. INHOFE, Mr. CRAPO, Mr. BURR, Mr. BARRASSO, Mr. COBURN, Mr. MORAN, Mr. LUGAR, Mrs. HUTCHISON, Mr. ISAKSON, Mr. SCOTT BROWN, Mr. RON JOHNSON, Mr. GRAHAM, Mr. GRASSLEY, Mr. SHELBY, Mr. SESSIONS, Mr. MCCAIN, Mr. BOOZMAN, Mr. ROBERTS, Ms. COLLINS, Mr. HOEVEN, Mr. CHAMBLISS, Ms. AYOTTE, Mr. BLUNT, Mr. COATS, Mr. COCHRAN, Mr. CORKER, Mr. JOHANNES, Ms. MURKOWSKI, Mr. PORTMAN, Mr. WICKER, and Mr. HELLER), and read the first time; which was read the second time.

Mr. MCCONNELL objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2342. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Criteria Used to Order Administrative Detention of Food for Human or Animal Consumption" (RIN0910-AG67) received in the Office of the President of the Senate on June 29, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2343. A communication from the Associate General Counsel for Legislation and Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Adjustment of Civil Money Penalty Amount for Inflation" (RIN2501-AD52) received in the Office of the President of the Senate on June 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2344. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Libyan Sanctions Regulations" (31 CFR Part 570) received in the Office of the President of the Senate on June 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2345. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Alphabetical Listings: Specially Designated Nationals and Blocked Persons; Blocked Vessels; Persons Determined to be the Government of Iran" (31 CFR Chapter V) received in the Office of the President of the Senate on June 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2346. A communication from the Chairman and President of the Export-Import

Bank, transmitting, pursuant to law, a report on the competitiveness of the export financing services for the period from January 1, 2010 through December 31, 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-2347. A communication from the Senior Vice President and Chief Financial Officer, Federal Home Loan Bank of San Francisco, transmitting, pursuant to law, the Bank's 2010 Management Report; to the Committee on Banking, Housing, and Urban Affairs.

EC-2348. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Alaska Plaice in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA483) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2349. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands; Final 2011 and 2012 Harvest Specifications for Groundfish; Correction" (RIN0648-XZ90) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2350. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA376) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2351. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Deep-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska" (RIN0648-XA394) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2352. A communication from the Assistant Administrator for Fisheries, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; West Coast Salmon Fisheries; 2011 Management Measures; Correction"

(RIN0648-XA184) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2353. A communication from the Assistant Administrator for Fisheries, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; 2011 Specifications for the Spiny Dogfish Fishery" (RIN0648-XA163) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2354. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery of the South Atlantic; Snapper-Grouper Management Measures" (RIN0648-BA70) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2355. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to Operation and Maintenance of the Neptune Liquefied Natural Gas Facility Off Massachusetts" (RIN0648-AX09) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2356. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Annual Specifications" (RIN0648-XA109) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2357. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Monkfish; Amendment 5" (RIN0648-AX70) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2358. A communication from the Acting Assistant Secretary for Fish and Wildlife and Parks, National Park Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled

"Native American Graves Protection and Repatriation Act Regulations - Definition of 'Indian tribe'" (RIN1024-AD98) received in the Office of the President of the Senate on June 29, 2011; to the Committee on Energy and Natural Resources.

EC-2359. A communication from the Secretary of Energy, transmitting, pursuant to law, a report relative to the decision to procure additional services on a noncompetitive basis under an existing contract for environmental clean-up work at the Idaho National Laboratory; to the Committee on Energy and Natural Resources.

EC-2360. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report for fiscal year 2010 relative to the Medicaid Integrity Program, the Center for Program Integrity, and the Centers for Medicare and Medicaid Services; to the Committee on Finance.

EC-2361. A communication from the Commissioner, Social Security Administration, transmitting, pursuant to law, a report relative to Supplemental Security Income (SSI) non-medical redeterminations; to the Committee on Finance.

EC-2362. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, transmitting, pursuant to law, a report on progress toward a negotiated solution of the Cyprus question covering the period February 1 through March 31, 2011; to the Committee on Foreign Relations.

EC-2363. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, the semiannual report on the continued compliance of Azerbaijan, Kazakhstan, Moldova, the Russian Federation, Tajikistan, and Uzbekistan with the 1974 Trade Act's freedom of emigration provisions, as required under the Jackson-Vanik Amendment; to the Committee on Foreign Relations.

EC-2364. A communication from the Deputy Director for Policy, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Allocation of Assets in Single-Employer Plans; Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Parts 4022 and 4044) received in the Office of the President of the Senate on June 29, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2365. A communication from the Deputy Assistant General Counsel for Regulatory Services, Office of Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "National Institute on Disability and Rehabilitation Research (NIDRR) - Disability

and Rehabilitation Research Projects and Centers Program...." (CFDA Nos. 84.133A-6, 84.133A-7, and 84.133A-8) received in the Office of the President of the Senate on June 29, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2366. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, an annual report relative to the financial aspects of the Prescription Drug User Fee Act, as amended; to the Committee on Health, Education, Labor, and Pensions.

EC-2367. A communication from the Acting Director, Office of Workers' Compensation Programs, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Performance of Functions; Claims for Compensation Under the Federal Employees' Compensation Act; Compensation for Disability and Death of Noncitizen Federal Employees Outside the United States" (RIN1240-AA03) received in the Office of the President of the Senate on June 29, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2368. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011 and the Attorney General's Semi-Annual Management Report; to the Committee on Homeland Security and Governmental Affairs.

EC-2369. A communication from the Director, Administrative Office of the U.S. Courts, transmitting, pursuant to law, a report relative to the applications for the interception of wire and other communications during fiscal year 2010; to the Committee on the Judiciary.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. JOHNSON, of South Dakota, from the Committee on Appropriations, with an amendment in the nature of a substitute:

H.R. 2055. A bill making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes (Rept. No. 112-29).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. FEINSTEIN:

S. 1305. A bill to establish and clarify that Congress does not authorize persons

convicted of dangerous crimes in foreign courts to freely possess firearms in the United States; to the Committee on the Judiciary.

By Mrs. HAGAN (for herself, Mr. WHITEHOUSE, Mrs. MURRAY, and Mr. KOHL):

S. 1306. A bill to provide for secondary school reform; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BEGICH (for himself and Ms. MURKOWSKI):

S. 1307. A bill to authorize the Secretary of Commerce to convey real property, including improvements, of the National Oceanic and Atmospheric Administration in Ketchikan, Alaska, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. HATCH (for himself, Ms. KLOBUCHAR, and Mr. RUBIO):

S. 1308. A bill to amend title 18, United States Code, with respect to child pornography and child exploitation offenses; to the Committee on the Judiciary.

By Mr. SCHUMER (for himself and Mr. GRASSLEY):

S. 1309. A bill to amend title XIX of the Social Security Act to cover physician services delivered by podiatric physicians to ensure access by Medicaid beneficiaries to appropriate quality foot and ankle care; to the Committee on Finance.

By Mr. DURBIN:

S. 1310. A bill to improve the safety of dietary supplements by amending the Federal Food, Drug, and Cosmetic Act to require manufacturers of dietary supplements to register dietary supplement products with the Food and Drug Administration and to amend labeling requirements with respect to dietary supplements; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SANDERS (for himself, Mr. BINGAMAN, Mr. BENNET, and Mrs. HAGAN):

S. 1311. A bill to amend the Elementary and Secondary Education Act of 1965 regarding 21st century community learning centers; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BROWN of Massachusetts:

S. 1312. A bill to strengthen and improve monitoring in the fisheries across the United States and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. WHITEHOUSE (for himself, Mr. VITTER, Mr. LIEBERMAN, and Mr. CARDIN):

S. 1313. A bill to amend the Federal Water Pollution Control Act to reauthorize the National Estuary Program, and for other purposes; to the Committee on Environment and Public Works.

By Mr. TESTER (for himself and Mr. BEGICH):

S. 1314. A bill to amend title 38, United States Code, to require the Secretary of Labor to establish minimum funding levels for States for the support of disabled veterans' outreach program specialists and local veterans' employment representatives, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BLUMENTHAL (for himself and Mr. LIEBERMAN):

S. 1315. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to extend public safety officers' death benefits to fire police officers; to the Committee on the Judiciary.

By Mr. ENZI:

S. 1316. A bill to prevent a fiscal crisis by enacting legislation to balance the Federal budget through reductions of discretionary and mandatory spending; to the Committee on the Budget.

By Mr. DEMINT (for himself, Mr. COBURN, Mr. VITTER, Mr. PAUL, Mr. SESSIONS, Mr. LEE, Mr. RISCH, Mr. CHAMBLISS, Mr. GRAHAM, Ms. AYOTTE, Mr. TOOMEY, Mr. JOHNSON of Wisconsin, and Mrs. HUTCHISON):

S. 1317. A bill to allow individuals to choose to opt out of the Medicare part A benefit; placed on the calendar.

By Ms. KLOBUCHAR (for herself, Mr. BLUNT, Ms. LANDRIEU, and Mr. JOHNSON of South Dakota):

S. 1318. A bill to enhance pre- and post-adoptive support services; to the Committee on Finance.

By Mr. SCHUMER:

S. 1319. A bill to direct the Attorney General to establish a system of background checks for employers and employees of the electronic life safety and security system installation and monitoring industry, and for other purposes; to the Committee on the Judiciary.

By Ms. MURKOWSKI (for herself and Ms. LANDRIEU):

S. 1320. A bill to require the Secretary of Energy to offer to enter into temporary used fuel storage facility agreements; to the Committee on Environment and Public Works.

By Mr. LUGAR:

S. 1321. A bill to establish energy policies to make measurable gains in reducing dependence on foreign oil, saving Americans money, increasing United States competitiveness, improving energy security, improving environmental stewardship, and for other purposes; to the Committee on Finance.

By Mr. CRAPO (for himself, Mr. RISCH, Mr. HATCH, and Mr. LEE):

S. 1322. A bill to permit commercial vehicles at weights up to 129,000 pounds to use certain highways on the Interstate System in the State of Idaho, and for other purposes;

to the Committee on Environment and Public Works.

By Mr. REID:

S. 1323. A bill to express the sense of the Senate on shared sacrifice in resolving the budget deficit; placed on the calendar.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. LANDRIEU:

S. Res. 223. A resolution designating July 1, 2011, as "National Caretakers Day"; to the Committee on the Judiciary.

By Mr. MORAN (for himself and Ms. STABENOW):

S. Res. 224. A resolution congratulating the Soil Science Society of America on its 75th anniversary; considered and agreed to.

By Mr. GRAHAM (for himself and Mr. DEMINT):

S. Res. 225. A resolution congratulating the University of South Carolina baseball team for its gritty and record-breaking pursuit of back-to-back National Collegiate Athletic Association Division I Baseball National Championships; considered and agreed to.

ADDITIONAL COSPONSORS

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 259

At the request of Mr. VITTER, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 259, a bill to require that the Government give priority to payment of all obligations on the debt held by the public and payment of social security benefits in the event that the debt limit is reached.

S. 382

At the request of Mrs. FEINSTEIN, her name was added as a cosponsor of S. 382, a bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other permits.

S. 414

At the request of Mr. DURBIN, the names of the Senator from Mississippi [Mr. WICKER] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 501

At the request of Mr. THUNE, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 501, a bill to establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

S. 581

At the request of Mr. BURR, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 581, a bill to amend the Child Care and Development Block Grant Act of 1990 to require criminal background checks for child care providers.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 724

At the request of Mrs. HUTCHISON, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 724, a bill to appropriate such funds as may be necessary to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian and contractor personnel continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

S. 898

At the request of Mr. CARDIN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 898, a bill to amend title 23, United States Code, to direct the Secretary to establish a comprehensive design standard program to prevent, control, and treat polluted stormwater runoff from federally funded highways and roads, and for other purposes.

S. 922

At the request of Mrs. GILLIBRAND, the name of the Senator from New Jersey [Mr.

LAUTENBERG] was added as a cosponsor of S. 922, a bill to amend the Workforce Investment Act of 1998 to authorize the Secretary of Labor to provide grants for Urban Jobs Programs, and for other purposes.

S. 949

At the request of Mrs. SHAHEEN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 949, a bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes.

S. 968

At the request of Mr. LEAHY, the names of the Senator from Illinois [Mr. DURBIN] and the Senator from New Hampshire [Mrs. SHAHEEN] were added as cosponsors of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 988

At the request of Mr. SCHUMER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 988, a bill to ensure that local educational agencies and units of local governments are compensated for tax revenues lost when the Federal Government takes land into trust for the benefit of a federally recognized Indian tribe or an individual Indian.

S. 1002

At the request of Mr. KYL, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Ohio [Mr. PORTMAN] and the Senator from Oklahoma [Mr. INHOFE] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1059

At the request of Mr. THUNE, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 1059, a bill to amend the Public Health Service Act to provide liability protections for volunteer practitioners at health centers under section 330 of such Act.

S. 1096

At the request of Ms. SNOWE, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 1096, a bill to amend title XVIII of the Social Security Act to improve access to, and utilization of, bone mass measurement benefits under the Medicare part B program by extending the minimum payment amount for bone mass measurement under such program through 2013.

S. 1176

At the request of Ms. LANDRIEU, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

S. 1219

At the request of Mr. BARRASSO, the names of the Senator from Idaho [Mr. RISCH], the Senator from Idaho [Mr. CRAPO], the Senator from New Hampshire [Ms. AYOTTE] and the Senator from Utah [Mr. HATCH] were added as cosponsors of S. 1219, a bill to require Federal agencies to assess the impact of Federal action on jobs and job opportunities, and for other purposes.

S. 1293

At the request of Ms. MURKOWSKI, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1293, a bill to direct the Secretary of Commerce to establish a demonstration program to adapt the lessons of providing foreign aid to underdeveloped economies to the provision of Federal economic development assistance to certain similarly situated individuals, and for other purposes.

S. 1297

At the request of Mr. BURR, the names of the Senator from Florida [Mr. RUBIO], the Senator from Iowa [Mr. GRASSLEY], the Senator from Missouri [Mr. BLUNT], the Senator from Idaho [Mr. RISCH] and the Senator from Nebraska [Mr. JOHANNIS] were added as cosponsors of S. 1297, a bill to preserve State and institutional authority relating to State authorization and the definition of credit hour.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE RESOLUTION 170

At the request of Ms. LANDRIEU, her name was added as a cosponsor of Senate Resolution 170, a resolution honoring Admiral Thad Allen of the United States Coast Guard (Ret.) for his lifetime of selfless commitment and exemplary service to the United States.

SENATE RESOLUTION 175

At the request of Mr. GRAHAM, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and

just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 221

At the request of Mr. WICKER, the name of the Senator from Alaska [Ms. MURKOWSKI] was withdrawn as a cosponsor of Senate Resolution 221, a resolution congratulating Kappa Alpha Psi Fraternity, Inc., on reaching the historic milestone of 100 years of serving local and international communities, maintaining a commitment to the betterment of mankind, and enriching the lives of collegiate men throughout the United States.

At the request of Mr. WICKER, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of Senate Resolution 221, *supra*.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BLUMENTHAL,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on June 30, 2011, at 2 p.m. to conduct a hearing entitled "FDIC: Deposit Insurance, Consumer Protection, and Financial Stability."

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on June 30, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a hearing on S. 1262, the Native Culture, Language, and Access for Success in Schools Act—Native CLASS.

AD HOC SUBCOMMITTEE ON CONTRACTING OVERSIGHT

The Ad Hoc Subcommittee on Contracting Oversight of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on June 30, 2011, at 10 a.m. to conduct a hearing entitled, "Afghanistan Reconstruction Contracts: Lessons Learned and Ongoing Problems."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on June 30, 2011, at 2:30 p.m.

SUBCOMMITTEE ON ADMINISTRATIVE OVERSIGHT AND THE COURTS

The Committee on the Judiciary, Subcommittee on Administrative Oversight and the Court, be authorized to meet during the session of the Senate, on June 30, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Oversight of the Financial Fraud Enforcement Task Force."

SUBCOMMITTEE ON CLEAN AIR AND NUCLEAR SAFETY

The Subcommittee on Clean Air and Nuclear Safety of the committee on Environment and Public Works be authorized to meet during the session of the Senate on June 30, 2011, at 10 a.m. in Dirksen 406 to conduct a hearing entitled, "Oversight: Review of EPA Regulations Replacing the Clean Air Interstate rule (CAIR) and the Clean Air Mercury Rule (CAMR)."

SUBCOMMITTEE ON SECURITY AND INTERNATIONAL TRADE AND FINANCE

The Committee on Banking, Housing, and Urban Affairs, Subcommittee on Security and International Trade and Finance be authorized to meet during the session of the Senate on June 30, 2011, at 10 a.m. to conduct hearing entitled "Stakeholder Perspectives on Reauthorization of the Export-Import Bank of the United States."

SUBCOMMITTEE ON WESTERN HEMISPHERE, PEACE CORPS, AND GLOBAL NARCOTICS AFFAIRS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on June 30, 2011, at 10 a.m., to hold a Western Hemisphere, Peace Corps and Global Narcotics Affairs subcommittee hearing entitled, "The State of Democracy in the Americas."

EXECUTIVE SESSION

The hour of 12 noon having arrived, Pursuant to the order of yesterday,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of yesterday,

The Senate resumed its legislative session.

OBJECTION TO COMMITTEE MEETING

Mr. REID asked unanimous consent that the Committee on Finance be authorized to meet at 3 p.m. during today's session of the Senate.

Mr. MCCONNELL objected.

OBJECTION TO CONSIDERATION OF JOINT RESOLUTION S.J. RES. 20

Mr. REID asked that unanimous consent that, at 4 p.m., on Tuesday, July 5, 2011, the Senate proceed to consider the joint resolution (S.J. Res. 20) authorizing the limited use of the United States Armed Forces in support of the NATO mission in Libya.

Mr. RON JOHNSON objected.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

DESIGNATING "NATIONAL DAY OF THE AMERICAN COWBOY"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 165) designating July 23, 2011, as "National Day of the American Cowboy".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING ADMIRAL THAD ALLEN FOR EXEMPLARY SERVICE TO THE UNITED STATES

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Commerce, Science, and Transportation be discharged from the further consideration of the resolution (S. Res. 170) honoring Admiral Thad Allen of the United States Coast Guard (Ret.) for his lifetime of selfless commitment and exemplary service to the United States.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE SOIL SCIENCE SOCIETY OF AMERICA ON ITS 75TH ANNIVERSARY

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. WARNER in the chair) laid before the Senate the resolution (S. Res. 224) congratulating the Soil Science Society of America on its 75th anniversary, submitted today by Mr. MORAN (for himself and Ms. STABENOW), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE UNIVERSITY OF SOUTH CAROLINA BASEBALL TEAM

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 225) congratulating the University of South Carolina baseball team for its gritty and record-breaking pursuit of back-to-back National Collegiate Athletic Association Division I Baseball National Championships, submitted today by Mr. GRAHAM (for himself and Mr. DEMINT), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILLS CONSIDERED READ TWICE AND PLACED ON THE CALENDAR

By unanimous consent, on the request of Mr. REID,

Ordered, That the following bills, introduced on today, be considered to have been read twice, and placed on the calendar:

S. 1317. A bill to allow individuals to choose to opt out of the Medicare part A benefit;

S. 1323. A bill to express the sense of the Senate on shared sacrifice in resolving the budget deficit.

MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION

S.J. RES. 20

On motion by Mr. REID that the Senate proceed to consider the joint resolution (S.J. Res. 20) authorizing the limited use of the United States Armed Forces in support of the NATO mission in Libya.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the motion to proceed to consider joint resolution S.J. Res. 20; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider joint resolution S.J. Res. 20:

HARRY REID, JOHN KERRY, D. K. INOUE, JEFF BINGAMAN, J. LIEBERMAN, BEN CARDIN, AL FRANKEN, JACK REED, DICK DURBIN, RICHARD BLUMENTHAL, CARL LEVIN, BEN NELSON, JEANNE SHAHEEN, MARK R. WARNER, DIANNE FEINSTEIN, BILL NELSON, MARK UDALL.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to the motion to proceed.

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 5 p.m. on Tuesday, July 5, 2011, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider joint resolution S.J. Res. 20.

The question being on agreeing to the motion to proceed.

ORDERS FOR ADJOURNMENT UNTIL 11 A.M. ON TOMORROW FOR A PRO FORMA SESSION, UNTIL 2 P.M. ON TUESDAY, JULY 5, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 11 a.m. on tomorrow, for a pro forma session; that no business be transacted on tomorrow; that the Senate then adjourn until 2 p.m. on Tuesday, July 5, 2011; that on Tuesday, July 5, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then resume consideration of the motion to proceed to consider joint resolution S.J. Res. 20.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:51 p.m.,

The Senate adjourned, under its order of today, until 11 a.m. on tomorrow.

FRIDAY, JULY 1, 2011

Ms. MARY L. LANDRIEU, from the State of Louisiana, called the Senate to order at 11:00:01 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 1, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARY L. LANDRIEU, a Senator from the State of Louisiana, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Ms. LANDRIEU took the chair.

ADJOURNMENT

Under the authority of the order of yesterday,

At 11:00:35 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of yesterday, until 2 p.m. on Tuesday, July 5, 2011.

TUESDAY, JULY 5, 2011

Mr. JIM WEBB, from the Commonwealth of Virginia, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. WEBB led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 5, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JIM WEBB, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WEBB took the chair.

ORDER RELATIVE TO MORNING BUSINESS

By unanimous consent, on the request of Mr. McCONNELL,

Ordered, That during a period for the transaction of morning business, minority-party Senators be permitted to speak for 10 minutes each therein.

THE JOURNAL

Pursuant to the order of Thursday, June 30, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, June 30, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION S.J. RES. 20

Pursuant to the order of Thursday, June 30, 2011,

The ACTING PRESIDENT pro tempore laid before the Senate the motion, made by Mr. REID on Thursday, June 30, 2011, that the Senate proceed to consider the joint resolution (S.J. Res. 20) authorizing the limited use of the United States Armed Forces in support of the NATO mission in Libya; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Mr. REID thereupon withdrew the motion to proceed.

MOTION TO PROCEED TO CONSIDER BILL S. 1323

On motion by Mr. REID that the Senate proceed to consider the bill (S. 1323) to express the sense of the Senate on shared sacrifice in resolving the budget deficit.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 1323:

HARRY REID, DICK DURBIN, CHUCK SCHUMER, FRANK R. LAUTENBERG, AL FRANKEN, JAY ROCKEFELLER, JACK REED, S. WHITEHOUSE, SHERROD BROWN, BERNARD SANDERS, JOHN F. KERRY, JEFFREY A.

MERKLEY, DEBBIE STABENOW, DANIEL K. AKAKA, D. K. INOUE, PATRICK LEAHY, BEN CARDIN.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

Mr. REID thereupon withdrew the motion to proceed.

MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION S.J. RES. 20

On motion by Mr. REID that the Senate proceed to consider joint resolution S.J. Res. 20.

The question being on agreeing to the motion to proceed.

By unanimous consent, on the request of Mr. REID,

Ordered, That the time until 5 p.m. be equally divided and controlled for debate between the leaders, or their designees; and that time consumed by quorum calls be counted equally.

The question being on agreeing to the motion to proceed.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That the motion to bring to a close debate on the motion to proceed to consider joint resolution S.J. Res. 20 be withdrawn.

The question being on agreeing to the motion to proceed.

By unanimous consent, on the request of Mr. REID,

Ordered, That the pending motion to proceed be withdrawn.

MOTION TO PROCEED TO CONSIDER BILL S. 1323

On motion by Mr. REID that the Senate proceed to consider bill S. 1323.

The question being on agreeing to the motion to proceed.

Pending debate,

Mr. REID raised a question as to the presence of a quorum.

Whereupon,

The PRESIDING OFFICER (Mr. CASEY in the chair) directed the roll to be called to ascertain the presence of a quorum.

Pending the ascertainment of a quorum,

When

14 Senators answered to their names, as follows:

[Quorum No. 3]

Casey, Cornyn, Graham, Isakson, Johanns, Kirk, McCain, Nelson (NE), Paul, Reid, Schumer, Stabenow, Tester, Webb.

The PRESIDING OFFICER announced that a quorum was not present.

On motion by Mr. REID to instruct the Sergeant at Arms to request the presence of absent Senators.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion to instruct.

The question being taken.

It was determined in the affirmative---
yeas... 83, nays... 8

[Rollcall Vote No. 105 Leg.]

YEAS—83

Akaka, Ayotte, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Crapo, Durbin, Feinstein, Franken, Gillibrand, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lugar, Manchin, McCain, McCaskill, Menendez, Merkley, Mikulski, Moran, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS—8

Barrasso, Coburn, Cornyn, Enzi, Graham, Inhofe, McConnell, Vitter.

So the motion was agreed to; and, as indicated by the foregoing rollcall, a quorum being present.

The question being on agreeing to the motion to proceed to consider bill S. 1323.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. CASEY,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. BOXER (for herself, Mr. VITTER, and Mr. BLUMENTHAL):

S. 1324. A bill to amend the Lacey Act Amendments of 1981 to prohibit the importation, exportation, transportation, and sale, receipt, acquisition, or purchase in interstate or foreign commerce, of any live animal of any prohibited wildlife species, and for other purposes; to the Committee on Environment and Public Works.

By Ms. LANDRIEU:

S. 1325. A bill to direct the Secretary of the Interior to study the suitability and feasibility of designating sites in the Lower Mississippi River Area in the State of Louisiana as a unit of the National Park System, and for other purposes; to the Committee on Energy and Natural Resources

By Mr. PAUL:

S. 1326. A bill to implement the President's request to increase the statutory limit on the public debt; read the first time.

By Mr. HATCH:

S. 1327. A bill to amend the Act of March 1, 1933, to transfer certain authority and resources to the Utah Dineh Corporation, and for other purposes; to the Committee on Indian Affairs.

ADDITIONAL COSPONSORS

S. 44

At the request of Ms. KLOBUCHAR, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 44, a bill to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate covered part D drug prices on behalf of Medicare beneficiaries.

S. 148

At the request of Mr. VITTER, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 148, a bill to repeal the provision of law that provides automatic pay adjustments for Members of Congress.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 556

At the request of Mrs. HUTCHISON, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 556, a bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes.

S. 672

At the request of Mr. ROCKEFELLER, the names of the Senator from Virginia [Mr. WEBB] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 829

At the request of Mr. CARDIN, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 829, a bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps.

S. 968

At the request of Mr. LEAHY, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 1002

At the request of Mr. SCHUMER, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1058

At the request of Mr. PRYOR, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1058, a bill to amend the Public Health Service Act to ensure transparency and proper operation of pharmacy benefit managers.

S. 1171

At the request of Mr. SCHUMER, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 1171, a bill to amend the Internal Revenue Code of 1986 to extend the exclusion from gross income for employer-provided health coverage for employees' spouses and dependent children to coverage provided to other eligible dependent beneficiaries of employees.

S. 1197

At the request of Mr. COATS, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 1197, a bill to provide for a feasibility study before carrying out any Federal action relating to the Chicago Area Water System.

S. 1235

At the request of Mr. RUBIO, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1235, a bill to recognize the memorial at the Navy UDT-SEAL Museum in Fort Pierce, Florida, as the official national memorial of Navy SEALs and their predecessors.

S. 1283

At the request of Mr. DURBIN, the name of the Senator from Hawaii [Mr. INOUE] was

added as a cosponsor of S. 1283, a bill to amend the Family and Medical Leave Act of 1993 to permit leave to care for a same-sex spouse, domestic partner, parent-in-law, adult child, sibling, grandchild, or grandparent who has a serious health condition.

S. 1299

At the request of Mr. MORAN, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1304

At the request of Mr. KERRY, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1304, a bill to make funds available to reimburse certain fishermen for legal fees and costs incurred in connection with improper fines and for other purposes.

S. 1312

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1312, a bill to strengthen and improve monitoring in the fisheries across the United States and for other purposes.

S. 1317

At the request of Mr. DEMINT, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1317, a bill to allow individuals to choose to opt out of the Medicare part A benefit.

S. 1323

At the request of Mr. REID, the names of the Senator from Vermont [Mr. SANDERS], the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of S. 1323, a bill to express the sense of the Senate on shared sacrifice in resolving the budget deficit.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 132

At the request of Mr. JOHANNIS, his name was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and

just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 180

At the request of Mr. LIEBERMAN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of Senate Resolution 180, a resolution expressing support for peaceful demonstrations and universal freedoms in Syria and condemning the human rights violations by the Assad regime.

BILL READ THE FIRST TIME

On the request of Mr. CASEY,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the bill (S. 1326) to implement the President's request to increase the statutory limit on the public debt, introduced today by Mr. PAUL, and at the desk; which was read the first time.

Mr. CASEY asked unanimous consent that the bill be read the second time.

Mr. CASEY objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. CASEY,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of the motion to proceed to consider bill S. 1323; that the time until 12:30 p.m. be equally divided and controlled for debate between the two leaders, or their designees; and that Senators be permitted to speak for 10 minutes each therein.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

Ordered further, That the time from 2:15 p.m. until 6 p.m. be equally divided and controlled for debate between the two leaders, or their designees; and that Senators be permitted to speak for 10 minutes each therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. CASEY,

At 6:14 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, JULY 6, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, July 6, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1326) to implement the President's request to increase the statutory limit on the public debt, introduced on yesterday by Mr. PAUL, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

MOTION TO PROCEED TO CONSIDER BILL S. 1323

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the motion, made by Mr. REID, on yesterday, that the Senate proceed to consider the bill (S. 1323) to express the sense of the Senate on shared sacrifice in resolving the budget deficit; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:33 p.m.,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. CARDIN in the chair) called the Senate to order.

MOTION TO PROCEED TO CONSIDER BILL S. 1323

The Senate resumed consideration of the motion to proceed to consider bill S. 1323.

The question being on agreeing to the motion.

Pending debate,

By unanimous consent, on the request of Mr. MARK UDALL,

Ordered, That the period for debate continue until 7 p.m.; and that the provisions of the order of yesterday remain in effect.

The question being on agreeing to the motion to proceed.

Pending debate,

By unanimous consent, on the request of Mr. BENNET,

Ordered, That the period for debate continue until 7:30 p.m.; and that the provisions of the order of yesterday remain in effect.

The question being on agreeing to the motion to proceed.

Pending debate,

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. LAUTENBERG,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction

of morning business, with Senators permitted to speak for 10 minutes each therein.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2370. A communication from the Chief of Planning and Regulatory Affairs, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Child and Adult Care Food Program: Improving Management and Program Integrity" (RIN0584-AC24) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2371. A communication from the Chief of Planning and Regulatory Affairs, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National School Lunch Program: School Food Service Account Revenue Amendments Related to the Healthy, Hunger-Free Kids Act of 2010" (RIN0584-AE11) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2372. A communication from the Chief of Planning and Regulatory Affairs, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Special Supplemental Nutrition Program for Women, Infants and Children (WIC): Exclusion of Combat Pay from WIC Income Eligibility Determinations" (RIN0584-AE04) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2373. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of major general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-2374. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Prompt Corrective Action; Amended Definition of Low-Risk Assets, 76 FR 16234 (March 23, 2011)" (RIN3133-AD81) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2375. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Prompt Corrective Action; Amended Definition of Low-Risk Assets, 75 FR 66298 (October 28,

2010)" (RIN3133-AD81) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2376. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on July 1, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2377. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Certification, Compliance, and Enforcement for Consumer Products and Commercial and Industrial Equipment" (RIN1904-AC23) received during adjournment of the Senate in the Office of the President of the Senate on July 1, 2011; to the Committee on Energy and Natural Resources.

EC-2378. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Revision of Fee Schedules; Fee Recovery for Fiscal Year 2011" (RIN3150-AI93) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Environment and Public Works.

EC-2379. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Regulation to Mitigate the Misfueling of Vehicles and Engines with Gasoline Containing Greater Than Ten Volume Percent Ethanol and Modifications to the Reformulated and Conventional Gasoline Programs" (FRL No. 9428-2) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Environment and Public Works.

EC-2380. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of Oregon; Regional Haze State Implementation Plan and Interstate Transport Plan" (FRL No. 9425-3) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Environment and Public Works.

EC-2381. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to

law, the report of a rule entitled "Revisions to the California State Implementation Plan, Antelope Valley Air Quality Management District" (FRL No. 9427-9) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Environment and Public Works.

EC-2382. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; State of Louisiana" (FRL No. 9323-7) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Environment and Public Works.

EC-2383. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Imperial County Air Pollution Control District, Kern County Air Pollution Control District, and Ventura County Air Pollution Control District" (FRL No. 9425-4) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Environment and Public Works.

EC-2384. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Imperial County Air Pollution Control District, Kern County Air Pollution Control District, and Ventura County Air Pollution Control District" (FRL No. 9429-1) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Environment and Public Works.

EC-2385. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Update to Materials Incorporated by Reference" (FRL No. 9314-6) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Environment and Public Works.

EC-2386. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Louisiana; Determination of Termination of Section 185 Fees" (FRL No. 9430-2) received in the Office of the President of the Senate on June

30, 2011; to the Committee on Environment and Public Works.

EC-2387. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9428-7) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Environment and Public Works.

EC-2388. A communication from the Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Amendments to Regulations Regarding Major Life-Changing Events Affecting Income-Related Monthly Adjustment Amounts to Medicare Part B Premiums" (RIN0960-AH06) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Finance.

EC-2389. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, status reports relative to Iraq for the period of February 21, 2011 through April 20, 2011; to the Committee on Foreign Relations.

EC-2390. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Ear, Nose, and Throat Devices; Classification of the Wireless Air-Conduction Hearing Aid" (FDA-2011-N-0361) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2391. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Group Health Plans and Health Insurance Issuers: Rules Relating to Internal Claims and Appeals and External Review Processes" (RIN0938-AQ66) received during adjournment of the Senate in the Office of the President of the Senate on July 1, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2392. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Administrative Simplification: Adoption of Operating Rules for Eligibility for a Health Plan and Health Care Claim Status Transactions" (RIN0938-AQ12) received during adjournment of the Senate in the Office of the President of the Senate on July

1, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2393. A communication from the Program Manager, Centers for Disease Control, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "World Trade Center Health Program Requirements for Enrollment, Appeals, Certification of Health Conditions, and Reimbursement" (RIN0920-AA44) received during adjournment of the Senate in the Office of the President of the Senate on July 1, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2394. A communication from the Director of Congressional Affairs, Central Intelligence Agency, transmitting, pursuant to law, a report relative to a vacancy in the position of Director of the Central Intelligence Agency, received during adjournment of the Senate in the Office of the President of the Senate on July 1, 2011; to the Select Committee on Intelligence.

EC-2395. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-53; Introduction" (FAC 2005-53) received in the Office of the President of the Senate on July 5, 2011; to the Committee on Armed Services.

EC-2396. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the operations of the National Defense Stockpile (NDS); to the Committee on Armed Services.

EC-2397. A communication from the Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Exemptions for Security-Based Swaps" (RIN3235-AL17) received in the Office of the President of the Senate on June 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2398. A communication from the Senior Vice President and Chief Accounting Officer, Federal Home Loan Bank of Dallas, transmitting, pursuant to law, the Bank's management report for fiscal year 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-2399. A communication from the Executive Vice President and Chief Financial Officer, Federal Home Loan Bank of Chicago, transmitting, pursuant to law, the Bank's 2010 management reports; to the Committee on Banking, Housing, and Urban Affairs.

EC-2400. A communication from the Deputy Bureau Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "In the Matter of

Lifeline and Link Up Reform and Modernization, WC Docket No. 11-42; Federal-State Joint Board on Universal Service, CC Docket No. 96-45; Lifeline and Link Up, WC Docket No. 03-109" ((RIN3060-AF85)(FCC 11-97)) received during adjournment of the Senate in the Office of the President of the Senate on July 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2401. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Personnel Monitoring Device - Direct-Reading Pocket Dosimeters" (Regulatory Guide 8.4) received during adjournment of the Senate in the Office of the President of the Senate on July 1, 2011; to the Committee on Environment and Public Works.

EC-2402. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Qualification for Cement Grouting for Prestressing Tendons in Containment Structures" (Regulatory Guide 1.107, Revision 2) received during adjournment of the Senate in the Office of the President of the Senate on July 1, 2011; to the Committee on Environment and Public Works.

EC-2403. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the extension and amendment of the Agreement Between the Government of the United States of America and the Government of the Republic of Colombia Concerning the Imposition of Import Restrictions on Categories of Archaeological Material from the Pre-Colombian Cultures and Certain Ecclesiastical Ethnological Material from the Colonial Period of Colombia; to the Committee on Finance.

EC-2404. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed agreement for the export of defense articles, including, technical data, and defense services to support Proton Rocket Launch Vehicle integration and launch of the Astra 2F commercial communications satellite for the United Kingdom in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2405. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including,

technical data, and defense services to Japan for the manufacture, assembly, inspection, installation, test, and sale of auxiliary power units for use in CH-47, SH-60K, UH-60J, SH-60, and UH-60 helicopters and landing craft air cushions in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2406. A communication from the Deputy Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development (USAID), transmitting, pursuant to law, the Agency's response to the GAO report entitled "Afghanistan Development: Enhancements to Performance Management and Evaluation Efforts Could Improve USAID's Agricultural Programs"; to the Committee on Foreign Relations.

EC-2407. A communication from the General Counsel of the National Tropical Botanical Garden, transmitting, pursuant to law, a report relative to an audit of the Garden for the period from January 1, 2010, through December 31, 2010; to the Committee on the Judiciary.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. REED (for himself, Mr. COCHRAN, Mrs. MURRAY, Mr. ROCKEFELLER, and Mr. WHITEHOUSE):

S. 1328. A bill to amend the Elementary and Secondary Education Act of 1965 regarding school libraries, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ROCKEFELLER:

S. 1329. A bill to amend the Workforce Investment Act of 1998 to establish a pilot program to facilitate the provision of education and training programs in the field of advanced manufacturing; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY (for himself and Mrs. GILLIBRAND):

S. 1330. A bill to amend the Internal Revenue Code of 1986 to provide a temporary payroll increase tax credit for certain employers; to the Committee on Finance.

By Mr. WEBB (for himself and Mr. WARNER):

S. 1331. A bill to provide for the inclusion of Lease Sale 220 in the outer Continental Shelf leasing program for fiscal years 2012-2017, to revise the map for the Mid-Atlantic planning area, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. GILLIBRAND:

S. 1332. A bill to authorize the Secretary of the Interior to conduct a special resource study of the Hudson River Valley, New York; to the Committee on Energy and Natural Resources.

By Mr. REED (for himself, Mr. HARKIN, Mrs. MURRAY, Mr. WHITEHOUSE, Mr. BROWN of Ohio, Mr. SCHUMER, Mr. LEAHY, Mr. CASEY, and Mr. BLUMENTHAL):

S. 1333. A bill to provide for the treatment and temporary financing of short-time compensation programs; to the Committee on Finance.

By Mr. UDALL of New Mexico:

S. 1334. A bill to amend the Small Business Act to ensure that certain Federal contracts are set aside for small businesses, to enhance services to small businesses that are disadvantaged, and for other purposes; to the Committee on Finance.

By Mr. INHOFE (for himself, Mr. BEGICH, Mr. JOHANNES, Mr. BOOZMAN, Ms. SNOWE, Mr. MORAN, Mr. PRYOR, Ms. COLLINS, Mr. CRAPO, Mr. THUNE, Mr. CORNYN, Ms. MURKOWSKI, Mr. ALEXANDER, Mr. ENZI, Mr. BURR, Mr. BARRASSO, Mr. CHAMBLISS, Mr. COATS, Mr. HOEVEN, Mr. ISAKSON, Mr. JOHNSON of Wisconsin, Mr. ROBERTS, Mr. BLUNT, Mr. COBURN, Mr. RISCH, and Mr. WICKER):

S. 1335. A bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes; to the Committee on Commerce, Science, and Transportation.

ADDITIONAL COSPONSORS

S. 57

At the request of Mr. INOUE, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 57, a bill to amend the Internal Revenue Code of 1986 to modify the application of the tonnage tax on certain vessels.

S. 169

At the request of Mr. VITTER, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 169, a bill to prohibit appropriated funds from being used in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996.

S. 294

At the request of Mr. SANDERS, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 294, a bill to enhance early care and education.

S. 312

At the request of Mrs. HUTCHISON, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 312, a bill to amend the Patient Protection

and Affordable Care Act to repeal certain limitations on health care benefits.

S. 383

At the request of Mr. UDALL of Colorado, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 383, a bill to promote the domestic production of critical minerals and materials, and for other purposes.

S. 398

At the request of Mr. BINGAMAN, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 426

At the request of Mr. SANDERS, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 426, a bill to strengthen student achievement and graduation rates and prepare young people for college, careers, and citizenship through innovative partnerships that meet the comprehensive needs of children and youth.

S. 434

At the request of Mr. COCHRAN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 434, a bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education.

S. 539

At the request of Mr. WHITEHOUSE, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 542

At the request of Mr. BEGICH, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 542, a bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents.

S. 556

At the request of Mrs. HUTCHISON, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 556, a bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes.

S. 609

At the request of Mr. INHOFE, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Mississippi [Mr. COCHRAN], the Senator from Indiana [Mr. COATS] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of S. 609, a bill to provide for the establishment of a committee to assess the effects of certain Federal regulatory mandates.

S. 769

At the request of Mr. HARKIN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 769, a bill to amend title 38, United States Code, to prevent the Secretary of Veterans Affairs from prohibiting the use of service dogs on Department of Veterans Affairs property.

S. 778

At the request of Mr. MORAN, the names of the Senator from Indiana [Mr. LUGAR] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 778, a bill to amend title XVIII of the Social Security Act with respect to physician supervision of therapeutic hospital outpatient services.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from Michigan [Ms. STABENOW] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1145

At the request of Mr. LEAHY, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 1145, a bill to amend title 18, United States Code, to clarify and expand Federal criminal jurisdiction over Federal contractors and employees outside the United States, and for other purposes.

S. 1176

At the request of Ms. LANDRIEU, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

S. 1189

At the request of Mr. PORTMAN, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1189, a bill to amend the Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1501 et seq.) to provide for regulatory impact analyses for certain rules, consideration of the least burdensome regulatory alternative, and for other purposes.

S. 1279

At the request of Ms. STABENOW, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1279, a bill to prepare disconnected youth for a competitive future.

S. 1297

At the request of Mr. BURR, the names of the Senator from Georgia [Mr. ISAKSON], the Senator from Oklahoma [Mr. INHOFE], the Senator from Utah [Mr. HATCH] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 1297, a bill to preserve State and institutional authority relating to State authorization and the definition of credit hour.

SENATE JOINT RESOLUTION 17

At the request of Mrs. FEINSTEIN, the names of the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Oregon [Mr. MERKLEY] and the Senator from Colorado [Mr. UDALL] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

At the request of Mr. MCCONNELL, the names of the Senator from Maine [Ms. COLLINS] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of Senate Joint Resolution 17, *supra*.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

AUTHORITY FOR COMMITTEE TO MEET

By unanimous consent, on the request of Mr. LAUTENBERG,

Ordered, That, if the Committee on Finance meets at 9 a.m. on tomorrow, it be so authorized to meet.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. LAUTENBERG,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of the motion to

proceed to consider bill S. 1323; that the time until 10 a.m. be equally divided and controlled for debate between the two leaders, or their designees; that Senators be permitted to speak for 10 minutes each therein; and that, at 10 a.m., the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider bill S. 1323.

ADJOURNMENT

By unanimous consent, on the request of Mr. LAUTENBERG,

At 7:24 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, JULY 7, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 7, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

MOTION TO PROCEED TO CONSIDER BILL S. 1323

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the motion, made by Mr. REID, on Tuesday, July 5, 2011, that the Senate proceed to consider the bill (S. 1323) to express the sense of the Senate on shared sacrifice in resolving the budget deficit; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

After debate,

Pursuant to the order of yesterday, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate the motion, presented by Mr. REID on Tuesday, July 5, 2011, to bring to a close debate on the motion to proceed to consider bill S. 1323.

Pursuant to the order of Tuesday, July 5, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The ACTING PRESIDENT pro tempore stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 74, nays... 22

[Rollcall Vote No. 106 Leg.]

YEAS --- 74

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Durbin, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Hoeven, Hutchison, Inouye, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Thune, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wyden.

NAYS --- 22

Ayotte, Barrasso, Blunt, Boozman, Chambliss, Coburn, Crapo, DeMint, Enzi, Hatch, Heller, Inhofe, Isakson, Johnson (WI), Lee, Nelson (NE), Paul, Portman, Risch, Rubio, Toomey, Wicker.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to proceed.

By unanimous consent, on the request of Mr. REID,

Ordered, That the time until 6 p.m. be equally divided and controlled for debate between the two leaders, or their designees.

Ordered further, That, at 2 p.m., on Monday, July 11, 2011, the Senate resume consideration of the motion to proceed to consider bill S. 1323; that the time until 5:30 p.m. be equally divided and controlled for debate between the two leaders, or their designees; and that, at 5:30 p.m., the Senate vote on the question of agreeing to the motion to proceed.

The question being on agreeing to the motion to proceed.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2408. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a semi-annual report relative to Reserve component equipment delivery; to the Committee on Armed Services.

EC-2409. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report relative to the implementation of the discretionary special compensation provided in section 603 of the National Defense Authorization Act for Fiscal Year 2010; to the Committee on Armed Services.

EC-2410. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Department of the Air Force and was assigned case number 08-07; to the Committee on Armed Services.

EC-2411. A communication from the Chairman of the Federal Energy Regulatory Commission, and the Secretary of the Department of Energy, transmitting, pursuant to law, a joint report entitled "Implementation Proposal for the National Action Plan for Demand Response"; to the Committee on Energy and Natural Resources.

EC-2412. A communication from the Secretary of Commerce, transmitting, pursuant to law, the annual report on the activities of the U.S. Economic Development Administration (EDA), Department of Commerce, for fiscal year 2010; to the

Committee on Environment and Public Works.

EC-2413. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "West Virginia Regulatory Program" (Docket No. WV-117-FOR) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Environment and Public Works.

EC-2414. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Partial Exchange of Annuity Contracts" (Rev. Proc. 2011-38) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Finance.

EC-2415. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Notice: Suspension of Reporting Requirements Under Sections 6038D and 1298(f)" (Notice 2011-55) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Finance.

EC-2416. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-79 "Housing Production Trust Fund Dedicated Tax Appropriations Authorization Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-2417. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-80 "Housing Production Trust Fund Pollin Memorial Community Dedicated Tax Appropriations Authorization Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-2418. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-81 "Unemployment Compensation Extended Benefits Continuation Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-2419. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-82 "Brewery Manufacturer's Tasting Permit Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-2420. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-89 "Department of

Forensic Sciences Establishment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-2421. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-90 "Closing of Water Street, S.W., S.O. 10-15906, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-2422. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-91 "Closing of Public Street adjacent to Square 4376 Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-2423. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Automotive Fuel Ratings Certification and Posting" (RIN3084-AB14) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2424. A communication from the Assistant Chief Counsel for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials: Revision to the List of Hazardous Substances and Reportable Quantities" (RIN2137-AE74) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2425. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Marketing Meteorological Evaluation Towers" ((RIN2120-AA66)(Docket No. FAA-2010-1326)) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2426. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Revisions to Framework Adjustment 45 to the Northeast Multispecies Fishery Management Plan and Sector Annual Catch Entitlements; Updated Annual Catch Limits for Sectors and the Common Pool for Fishing Year 2011" (RIN0648-BA27) received in the Office of the President of the Senate on June 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2427. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries,

Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Pacific Halibut Fisheries; Limited Access for Guided Sport Charter Vessels in Alaska" (RIN0648-BA99) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2428. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Alaska Plaice in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA482) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2429. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-600-2C10 (Regional Jet Series 700, 701, and 702), Model CL-600-2D15 (Regional Jet Series 705), and Model CL-600-2D24 (Regional Jet Series 900) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0159)) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2430. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0028)) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2431. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 727, 727C, 727-100, 727-100C, 727-200, and 727-200F Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1272)) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2432. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Robinson Helicopter Company Model (Robinson) R22, R22 Alpha, R22 Beta, R22 Mariner, R44, and R44 II Helicopters" ((RIN2120-AA64)(Docket No.

FAA-2011-0588)) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2433. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bell Helicopter Textron, Inc. Model 205A, 205A-1, 205B, 212, 412, 412CF and 412EP Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-0561)) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2434. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Eurocopter France Model SA-365C, SA-365C1, SA-365C2, SA365N, SA-365N1, AS-365N2, AS 365 N3, and SA-366G1 Helicopters" ((RIN2120-AA64)-(Docket No. FAA-2011-0551)) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2435. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the proposed transfer of major defense equipment from the Government of Norway to the Government of Chile with an original acquisition cost of more than \$25,000,000; to the Committee on Foreign Relations.

EC-2436. A communication from the Deputy Associate Director for Management and Administration and Designated Reporting Official, Office on National Drug Control Policy, Executive Office of the President, transmitting, pursuant to law, a report relative to a vacancy in the position of Deputy Director for Supply Reduction, received in the Office of the President of the Senate on July 6, 2011; to the Committee on the Judiciary.

PETITION AND MEMORIAL

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-55. A resolution adopted by the Board of County Commissioners of Miami-Dade County of the State of Florida urging Congress to refrain from eliminating funding for federal programs under the Workforce Investment Act; to the Committee on Health, Education, Labor, and Pensions.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. ROCKEFELLER, from the Committee on Commerce, Science, and Transportation, with an amendment in the nature of a substitute:

S. 275. A bill to amend title 49, United States Code, to provide for enhanced safety and environmental protection in pipeline transportation, to provide for enhanced reliability in the transportation of the Nation's energy products by pipeline, and for other purposes (Rept. No. 112-30).

By Mrs. MURRAY, from the Committee on Veterans' Affairs, with an amendment in the nature of a substitute:

S. 951. A bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. FEINSTEIN:

S. 1336. A bill to prevent immigration fraud and for other purposes; to the Committee on the Judiciary.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 1337. A bill to amend the Internal Revenue Code of 1986 to permanently extend existing elective tax treatment for Alaska Native Settlement Trusts; to the Committee on Finance.

By Mr. WHITEHOUSE:

S. 1338. A bill to amend chapter 5 of title 31, United States Code, to establish the Office of Regulatory Integrity within the Office of Management and Budget; to the Committee on Homeland Security and Governmental Affairs.

By Mr. WHITEHOUSE:

S. 1339. A bill to provide for the compilation and reporting of participation data relating to Federal rulemaking; to the Committee on Homeland Security and Governmental Affairs.

By Mr. LEE (for himself, Mr. TOOMEY, Mr. PAUL, Mr. DEMINT, Mr. JOHNSON of Wisconsin, Mr. HATCH, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. COBURN, Mr. CORKER, Mr. GRAHAM, Mr. ISAKSON, Mr. PORTMAN, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. THUNE, Mr. VITTER, and Mr. WICKER):

S. 1340. A bill to cut, cap, and balance the Federal budget; read the first time.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. GRAHAM (for himself, Mr. CORNYN, Mr. MCCAIN, Ms. AYOTTE, Mr. ISAKSON, Mr. COATS, Mr. INHOFE, Mr. SESSIONS, Mr. CHAMBLISS, Mr. BARRASSO, Mr. JOHANNES, Ms. MURKOWSKI, and Mr. RISCH):

S. Res. 226. A resolution expressing the sense of the Senate that the President does not have the authority to ignore the statutory debt limit by ordering the Secretary of the Treasury to continue issuing debt on the full faith and credit of the United States; to the Committee on Finance.

By Mr. WEBB (for himself, Mr. INHOFE, and Mr. LUGAR):

S. Res. 227. A resolution calling for the protection of the Mekong River Basin and increased United States support for delaying the construction of mainstream dams along the Mekong River; to the Committee on Foreign Relations.

By Mr. LAUTENBERG (for himself, Mr. MENENDEZ, Mr. SCHUMER, Mr. CASEY, Mr. LIEBERMAN, Mr. TOOMEY, Mrs. GILLIBRAND, Mr. BLUMENTHAL, Mr. WEBB, and Mr. WARNER):

S. Res. 228. A resolution expressing the sense of the Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 PM Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001; to the Committee on the Judiciary.

By Mr. UDALL of Colorado (for himself, Mr. HATCH, Mr. BENNET, Mr. BEGICH, Mrs. MURRAY, Ms. CANTWELL, Mr. BINGAMAN, Mr. UDALL of New Mexico, Mr. WYDEN, Ms. MURKOWSKI, Mr. TESTER, Mrs. BOXER, and Mrs. FEINSTEIN):

S. Res. 229. A resolution recognizing the heroic efforts of firefighters to contain numerous wildfires that have affected thousands of people throughout the United States; considered and agreed to.

ADDITIONAL COSPONSORS

S. 201

At the request of Mr. MCCAIN, the names of the Senator from Delaware [Mr. CARPER] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 201, a bill to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and for other purposes.

S. 312

At the request of Mrs. HUTCHISON, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 312, a bill to amend the Patient Protection and Affordable Care Act to repeal certain limitations on health care benefits.

S. 344

At the request of Mr. REID, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 497

At the request of Ms. MIKULSKI, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 497, a bill to amend the Immigration and Nationality Act to modify the requirements of the visa waiver program and for other purposes.

S. 504

At the request of Mr. DEMINT, the name of the Senator from Arizona [Mr. KYL] was added as a cosponsor of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 571

At the request of Mrs. MURRAY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 571, a bill to amend subtitle B of title VII of the McKinney-Vento Homeless Assistance Act to provide education for homeless children and youths, and for other purposes.

S. 585

At the request of Mr. NELSON of Nebraska, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 585, a bill to authorize the Secretary of Education to award grants for the support of full-service community schools, and for other purposes.

S. 641

At the request of Mr. DURBIN, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 726

At the request of Mr. RUBIO, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 769

At the request of Mr. HARKIN, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 769, a bill to amend title 38, United States Code, to prevent the Secretary of Veterans Affairs from prohibiting the use of service dogs on Department of Veterans Affairs property.

S. 834

At the request of Mr. CASEY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 853

At the request of Mrs. HAGAN, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 853, a bill to provide for financial literacy education.

S. 929

At the request of Mrs. MURRAY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 929, a bill to establish a comprehensive literacy program.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 968

At the request of Mr. LEAHY, the names of the Senator from New Mexico [Mr. UDALL] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 973

At the request of Mr. WHITEHOUSE, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 973, a bill to create the National Endowment for the Oceans to promote the protection and conservation of the United

States ocean, coastal, and Great Lakes ecosystems, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from California [Mrs. FEINSTEIN] and the Senator from Oregon [Mr. MERKLEY] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1240

At the request of Mr. LIEBERMAN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1240, a bill to support the establishment and operation of Teachers Professional Development Institutes.

S. 1261

At the request of Mr. KIRK, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1261, a bill to amend title 5, United States Code, to deny retirement benefits accrued by an individual as a Member of Congress if such individual is convicted of certain offenses.

S. 1280

At the request of Mr. ISAKSON, the names of the Senator from Massachusetts [Mr. BROWN] and the Senator from California [Mrs. FEINSTEIN] were added as cosponsors of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, and the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 1280, *supra*.

S. 1281

At the request of Mr. KIRK, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1281, a bill to amend title 49, United States Code, to prohibit the transportation of horses in interstate transportation in a motor vehicle containing two or more levels stacked on top of one another.

S. 1297

At the request of Mr. BURR, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1297, a bill to preserve State and institutional authority relating to State authorization and the definition of credit hour.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures

to combat trafficking in person, and for other purposes.

S. 1313

At the request of Mr. WHITEHOUSE, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1313, a bill to amend the Federal Water Pollution Control Act to reauthorize the National Estuary Program, and for other purposes.

S. 1317

At the request of Mr. DEMINT, the names of the Senator from Mississippi [Mr. COCHRAN] and the Senator from Oklahoma [Mr. INHOFE] were added as cosponsors of S. 1317, a bill to allow individuals to choose to opt out of the Medicare part A benefit.

S. 1323

At the request of Mr. REID, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1323, a bill to express the sense of the Senate on shared sacrifice in resolving the budget deficit.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the names of the Senator from Texas [Mrs. HUTCHISON] and the Senator from South Dakota [Mr. THUNE] were added as cosponsors of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 12:05 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 515. An act to reauthorize the Belarus Democracy Act of 2004.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 515. An act to reauthorize the Belarus Democracy Act of 2004; to the Committee on Foreign Relations.

RECOGNIZING THE HEROIC EFFORTS OF FIREFIGHTERS

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 229) recognizing the heroic efforts of firefighters to contain numerous wildfires that have affected thousands of people throughout the United States, submitted today by Mr. MARK UDALL (for himself, Mr. HATCH, Mr. BENNET, Mr. BEGICH, Mrs. MURRAY, Ms. CANTWELL, Mr. BINGAMAN, Mr. TOM UDALL, Mr. WYDEN, Ms. MURKOWSKI, Mr. TESTER, Mrs. BOXER, and Mrs. FEINSTEIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1340) to cut, cap, and balance the Federal budget, introduced today by Mr. LEE (for himself, Mr. TOOMEY, Mr. PAUL, Mr. DEMINT, Mr. RON JOHNSON, Mr. HATCH, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. COBURN, Mr. CORKER, Mr. GRAHAM, Mr. ISAKSON, Mr. PORTMAN, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. THUNE, Mr. VITTER, and Mr. WICKER), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT

UNTIL 2 P.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, July 11, 2011; that, on Monday

next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then resume consideration of the motion to proceed to consider bill S. 1323, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 5:51 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, July 11, 2011.

MONDAY, JULY 11, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, July 11, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Thursday, July 7, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, July 7, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

MOTION TO PROCEED TO
CONSIDER BILL S. 1323

Pursuant to the order of Thursday, July 7, 2011,

The ACTING PRESIDENT pro tempore laid before the Senate its unfinished business, viz, the motion, made by Mr. REID on Tuesday, July 5, 2011, that the Senate proceed to consider the bill (S. 1323) to express the sense of the Senate on shared sacrifice in resolving the budget deficit; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

BILL READ THE SECOND TIME AND
PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1340) to cut, cap, and balance the Federal budget, introduced on Thursday, July 7, 2011 by Mr. LEE (for himself, Mr. TOOMEY, Mr. PAUL, Mr. DEMINT, Mr. RON JOHNSON, Mr. HATCH, Ms. AYOTTE, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. COBURN, Mr. CORKER, Mr. GRAHAM, Mr. ISAKSON, Mr. PORTMAN, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. THUNE, Mr. VITTER, and Mr. WICKER), and read the first time on that day; which was read the second time.

Mr. CONRAD objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

MOTION TO PROCEED TO
CONSIDER BILL S. 1323

The Senate resumed consideration of the motion to proceed to consider bill S. 1323.

The question being on agreeing to the motion.

After debate,

On motion by Mr. WHITEHOUSE,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

The question being taken.

It was determined in the affirmative---
yeas... 69, nays... 27

[Rollcall Vote No. 107 Leg.]

YEAS --- 69

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Burr, Cantwell, Cardin, Carper, Casey, Coats, Collins, Conrad, Coons, Corker, Cornyn, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hoeven, Hutchison, Inouye, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin,

McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 27

Ayotte, Barrasso, Blunt, Boozman, Chambliss, Coburn, Cochran, Crapo, DeMint, Enzi, Grassley, Hatch, Heller, Inhofe, Isakson, Johnson (WI), Lee, Lugar, Moran, Nelson (NE), Paul, Portman, Risch, Roberts, Shelby, Toomey, Wicker.

So the motion was agreed to.

Whereupon,

EXPRESSING SENSE OF THE
SENATE ON SHARED SACRIFICE IN
RESOLVING THE BUDGET DEFICIT

The PRESIDING OFFICER (Mr. MANCHIN in the chair) laid before the Senate the bill (S. 1323) to express the sense of the Senate on shared sacrifice in resolving the budget deficit; and

The Senate proceeded to consider the bill.

The question being on passage of the bill.

Pending debate,

On motion by Mr. REID to amend the bill, at the end thereof, by adding certain words (being amendment No. 529).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment, by striking "3" and inserting "2" (being amendment No. 530).

On motion by Mr. REID to commit the bill to the Committee on Finance with instructions to report back forthwith with an amendment (Numbered 531).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

On motion by Mr. REID to amend the instructions contained in the pending motion, by striking certain words and inserting other words (being amendment No. 532).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment, by striking "we" and inserting "all Americans" (being amendment No. 533).

Mr. REID presented a motion to bring to a close debate on the pending bill; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do

hereby move to bring to a close debate on bill S. 1323:

HARRY REID, DICK DURBIN, PATTY MURRAY, D.K. INOUE, CHRIS COONS, S. WHITEHOUSE, BARBARA BOXER, ROBERT P. CASEY, JR., BERNARD SANDERS, FRANK R. LAUTENBERG, SHERROD BROWN, JACK REED, DIANNE FEINSTEIN, J. A. MERKLEY, BEN CARDIN, CARL LEVIN, CHUCK SCHUMER.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to amendment No. 533 to amendment No. 532 to the instructions (designated amendment No. 531) contained in the motion to commit the bill to the Committee on Finance.

MOTION TO PROCEED TO
CONSIDER BILL H.R. 2055

On motion by Mr. REID that the Senate proceed to consider the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill H.R. 2055:

HARRY REID, DICK DURBIN, PATTY MURRAY, D.K. INOUE, CHRIS COONS, S. WHITEHOUSE, BARBARA BOXER, ROBERT P. CASEY, JR., TIM JOHNSON, FRANK R. LAUTENBERG, SHERROD BROWN, JACK REED, DIANNE FEINSTEIN, J. A. MERKLEY, BEN CARDIN, MARK PRYOR, CARL LEVIN, CHUCK SCHUMER.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

Mr. REID thereupon withdrew his pending motion to proceed.

TRANSACTION OF MORNING
BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2437. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Maneb; Tolerance Actions" (FRL No. 8878-6) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2438. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "2-Propenoic acid, 2-methyl-, phenylmethyl ester, polymer with 2-propenoic acid and sodium 2-methyl-2-[(1-oxo-2-propen-1-yl)amino]-1-propanesulfonate (1:1), peroxydisulfuric acid ([HO)S(O)2]202) sodium salt (1:2)-initiated; Tolerance Exemption" (FRL No. 8878-4) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2439. A communication from the Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Extension of Temporary Exemptions for Eligible Credit Default Swaps to Facilitate Operation of Central Counterparties to Clear and Settle Credit Default Swaps" (RIN3235-AK26) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2440. A communication from the Deputy Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "In the Matter of Rural Health Care Support Mechanism" ((RIN3060-AF85)(FCC 11-101)) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2441. A communication from the Acting Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Paperwork Reduction Act: Updated List of Approved Information Collections and Removal of a Redundant Reporting Requirement" (RIN0694-AF08) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Commerce, Science, and Transportation

EC-2442. A communication from the Deputy Secretary, Office of Natural Resources Revenue, Department of the Interior, transmitting, pursuant to law, the

report of a rule entitled "Reorganization of Title 30, Code of Federal Regulations" received in the Office of the President of the Senate on July 7, 2011; to the Committee on Energy and Natural Resources.

EC-2443. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Notice of Approval of Outer Continental Shelf (OCS) Permit Issued to Cape Wind Associates, LLC" (FRL No. 9431-8) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2444. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana; Modifications to Indiana Prevention of Significant Deterioration and Non-attainment New Source Review Rules" (FRL No. 9430-7) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2445. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Ohio; Control of Gasoline Volatility; Correction" (FRL No. 9430-5) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2446. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plan; New Jersey and New York; Final Disapproval of Interstate Transport State Implementation Plan Revision for the 2006 24-hour PM2.5 NAAQS" (FRL No. 9436-2) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2447. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plan; Missouri; Final Disapproval of Interstate Transport State Implementation Plan Revision for the 2006 24-hour PM2.5 NAAQS" (FRL No. 9435-9) received in the Office of the President of the

Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2448. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plan; Kansas; Final Disapproval of Interstate Transport State Implementation Plan Revision for the 2004 24-hour PM2.5 NAAQS" (FRL No. 9436-1) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2449. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval of Air Quality Implementation Plans; Indiana and Ohio; Disapproval of Interstate Transport State Implementation Plan Revision for the 2006 24-hour PM2.5 NAAQS" (FRL No. 9435-8) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2450. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Finding Failure to Submit Section 110 State Implementation Plans for Interstate Transport for the 2006 National Ambient Air Quality Standards for Fine Particulate Matter" (FRL No. 9435-7) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2451. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Finding of Substantial Inadequacy of Implementation Plan; Call for Iowa State Implementation Plan Revision" (FRL No. 9434-7) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2452. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of Missouri" (FRL No. 9429-1) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2453. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval

and Promulgation of Implementation Plans; State of Nebraska" (FRL No. 9434-4) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2454. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of Kansas" (FRL No. 9434-3) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2455. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Deferral for CO2 Emissions from Bioenergy and Other Biogenic Sources Under the Prevention of Significant Deterioration (PSD) and Title V Programs: Final Rule" (FRL No. 9431-6) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2456. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Connecticut, Maine, New Hampshire and Rhode Island; Infrastructure SIPs for the 1997 8-hour Ozone National Ambient Air Quality Standards" (FRL No. 9431-2) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2457. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Determination of Attainment, Approval and Promulgation of Air Quality Implementation Plans; Indiana; Correction" (FRL No. 9430-6) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2458. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Ohio; Volatile Organic Compound Reinforced Plastic Composites Production Operations Rule" (FRL No. 9430-9) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Environment and Public Works.

EC-2459. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to

law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; South Carolina; 110(a)(1) and (2) Infrastructure Requirements for the 1997 8-hour Ozone National Ambient Air Quality Standards" (FRL No. 9436-4) received in the Office of the President of the Senate on July 11, 2011; to the Committee on Environment and Public Works.

EC-2460. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Louisiana; Section 110(a)(2) Infrastructure Requirements for 1997 8-hour Ozone and Fine Particulate Matter National Ambient Air Quality Standards" (FRL No. 9437-8) received in the Office of the President of the Senate on July 11, 2011; to the Committee on Environment and Public Works.

EC-2461. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Illinois; Indiana; Michigan; Minnesota; Ohio; Wisconsin; Infrastructure SIP Requirements for the 1997 8-hour Ozone and PM2.5 National Ambient Air Quality Standards" (FRL No. 9436-7) received in the Office of the President of the Senate on July 11, 2011; to the Committee on Environment and Public Works.

EC-2462. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Mississippi; 110(a)(1) and (2) Infrastructure Requirements for the 1997 8-hour Ozone National Ambient Air Quality Standards" (FRL No. 9436-6) received in the Office of the President of the Senate on July 11, 2011; to the Committee on Environment and Public Works.

EC-2463. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Alabama; 110(a)(1) and (2) Infrastructure Requirements for the 1997 8-hour Ozone National Ambient Air Quality Standards" (FRL No. 9436-3) received in the Office of the President of the Senate on July 11, 2011; to the Committee on Environment and Public Works.

EC-2464. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to

law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Kentucky; 110(a)(1) and (2) Infrastructure Requirements for the 1997 8-hour Ozone National Ambient Air Quality Standards" (FRL No. 9436-5) received in the Office of the President of the Senate on July 11, 2011; to the Committee on Environment and Public Works.

EC-2465. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Federal Implementation Plans to Reduce Interstate Transport of Fine Particulate Matter and Ozone in 27 States; Correction of SIP Approvals for 22 States" (FRL No. 9436-8) received in the Office of the President of the Senate on July 11, 2011; to the Committee on Environment and Public Works.

EC-2466. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Modification of Treasury Regulations Pursuant to Section 939A of the Dodd-Frank Wall Street Reform and Consumer Protection Act" (RIN1545-BK28) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Finance.

EC-2467. A communication from the Surgeon General, Department of Health and Human Services, transmitting the National Prevention, Health Promotion and Public Health Council's 2011 annual status report; to the Committee on Health, Education, Labor, and Pensions.

EC-2468. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-53; Small Entity Compliance Guide" (FAC 2005-53) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2469. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; TINA Interest Calculations" (FAC 2005-53) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2470. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Extension of Sunset Date for Protests of Task and Delivery

Orders" (FAC 2005-53) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2471. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Encouraging Contractor Policies to Ban Text Messaging While Driving" (FAC 2005-53) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2472. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Uniform Suspension and Debarment Requirement" (FAC 2005-53) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2473. A communication from the Senior Procurement Executive, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Unique Procurement Instrument Identifier" (FAC 2005-53) received in the Office of the President of the Senate on July 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

PETITION AND MEMORIAL

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-56. A concurrent resolution adopted by the Senate of the State of Louisiana memorializing Congress to review and consider eliminating provisions of federal law, which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds; to the Committee on Finance.

SENATE CONCURRENT RESOLUTION NO. 57

Whereas, the Congress of the United States has enacted both the Government Pension Offset (GPO), reducing the spousal and survivor Social Security benefit, and the Windfall Elimination Provision (WEP), reducing the earned Social Security benefit for any person who also receives a public pension benefit; and

Whereas, the intent of Congress in enacting the GPO and the WEP provisions was to address concerns that a public employee who had worked primarily in federal, state, or local government employment might receive

a public pension in addition to the same Social Security benefit as a person who had worked only in employment covered by Social Security throughout his career; and

Whereas, the purpose of Congress in enacting these reduction provisions was to provide a disincentive for public employees to receive two pensions; and

Whereas, the GPO negatively affects a spouse or survivor receiving a federal, state, or local government retirement or pension benefit who would also be entitled to a Social Security benefit earned by a spouse; and

Whereas, the GPO formula reduces the spousal or survivor Social Security benefit by two-thirds of the amount of the federal, state, or local government retirement or pension benefit received by the spouse or survivor, in many cases completely eliminating the Social Security benefit; and

Whereas, nine out of ten public employees affected by the GPO lose the entire spousal benefit, even though their spouses paid Social Security taxes for many years; and

Whereas, the GPO often reduces spousal benefits so significantly it can make the difference between self-sufficiency and poverty; and

Whereas, the GPO has a harsh effect on thousands of citizens and undermines the original purpose of Social Security survivors benefits; and

Whereas, the GPO negatively impacts approximately 27,144 Louisianians; and

Whereas, the WEP applies to those persons who have earned federal, state, or local government retirement or pension benefits, in addition to working in employment covered under Social Security and paying into the Social Security system; and

Whereas, the WEP reduces the earned Social Security benefit using an averaged indexed monthly earnings formula and may reduce Social Security benefits for affected persons by as much as one-half of the retirement benefit earned as a public servant in employment not covered under Social Security; and

Whereas, the WEP causes hard-working individuals to lose a significant portion of the Social Security benefits that they earn themselves; and

Whereas, the WEP negatively impacts approximately 25,322 Louisianians; and

Whereas, because of these calculation characteristics, the GPO and the WEP have a disproportionately negative effect on employees working in lower-wage government jobs, like policemen, firefighters, teachers, and state employees; and

Whereas, these provisions also have a greater adverse effect on women than on men because of the gender differences in salary that continue to plague our nation and because of the longer life expectancy of women; and

Whereas, Louisiana is making every effort to improve the quality of life of its citizens and to encourage them to live here lifelong, yet the current GPO and WEP provisions compromise that quality of life; and

Whereas, retired individuals negatively affected by GPO and WEP have significantly less money to support their basic needs and sometimes have to turn to government assistance programs; and

Whereas, the GPO and the WEP penalize individuals who have dedicated their lives to public service by eliminating benefits they have earned; and

Whereas, our nation should respect, not penalize, public servants; and

Whereas, the number of people affected by GPO and WEP is growing every day as more and more people reach retirement age; and

Whereas, the GPO and WEP are established in federal law, and repeal of the GPO and the WEP can be enacted only by the United States Congress. Therefore be it

Resolved, That the Legislature of Louisiana does hereby memorialize the Congress of the United States to review the Government Pension Offset and the Windfall Elimination Provision Social Security benefit reductions and to consider eliminating or reducing them by enacting the Social Security Fairness Act of 2011 (H.R. 1332), the Public Servant Retirement Protection Act of 2011 (S. 113), or a similar instrument. Be it further

Resolved, That a copy of this Resolution shall be transmitted to the secretary of the United States Senate and the clerk of the United States House of Representatives and to each member of the Louisiana delegation to the United States Congress.

REPORTS OF A COMMITTEE

The following reports of a committee were submitted:

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with amendments:

S. 630. A bill to promote marine and hydrokinetic renewable energy research and development, and for other purposes (Rept. No. 112-31).

S. 699. A bill to authorize the Secretary of Energy to carry out a program to demonstrate the commercial application of integrated systems for long-term geological storage of carbon dioxide, and for other purposes (Rept. No. 112-32).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment in the nature of a substitute:

S. 757. A bill to provide incentives to encourage the development and implementation of technology to capture carbon dioxide from dilute sources on a significant scale using direct air capture technologies (Rept. No. 112-33).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, without amendment:

S. 1342. An original bill to amend the Federal Power Act to protect the bulk-power system and electric infrastructure critical to the defense of the United States against cybersecurity and other threats and vulnerabilities (Rept. No. 112-34).

S. 1343. An original bill to provide for the conduct of an analysis of the impact of energy development and production on the water resources of the United States, and for other purposes (Rept. No. 112-35).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. SESSIONS (for himself, Mr. VITTER, Ms. AYOTTE, and Mr. LEE):

S. 1341. A bill to provide a point of order against consideration of any measure that would increase the statutory limit on the public debt above \$14.294 trillion unless that measure has been publicly available for a full 7 calendar days before consideration on the floor of the Senate; to the Committee on Rules and Administration.

By Mr. BINGAMAN:

S. 1342. An original bill to amend the Federal Power Act to protect the bulk-power system and electric infrastructure critical to the defense of the United States against cybersecurity and other threats and vulnerabilities; from the Committee on Energy and Natural Resources; placed on the calendar.

By Mr. BINGAMAN:

S. 1343. An original bill to provide for the conduct of an analysis of the impact of energy development and production on the water resources of the United States, and for other purposes; from the Committee on Energy and Natural Resources; placed on the calendar.

By Mr. KYL (for himself and Mr. MCCAIN):

S. 1344. A bill to direct the Secretary of Agriculture to take immediate action to recover ecologically and economically from a catastrophic wildfire in the State of Arizona, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. CANTWELL (for herself and Mrs. MURRAY):

S. 1345. A bill to provide for equitable compensation to the Spokane Tribe of Indians of the Spokane Reservation for the use of tribal land for the production of hydropower by the Grand Coulee Dam, and for other purposes; to the Committee on Indian Affairs.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. WHITEHOUSE (for himself, Mr. BLUMENTHAL, Mr. SANDERS, Mr. BROWN of Ohio, Mr. MERKLEY, and Mr. FRANKEN):

S. Res. 230. A resolution expressing the sense of the Senate that any agreement to reduce the budget deficit should not include cuts to Social Security benefits or Medicare benefits; to the Committee on Finance.

By Mr. BURR (for himself, Mrs. FEINSTEIN, Mr. BROWN of Ohio, Mr. BEGICH, Mr. LAUTENBERG, and Mr. ALEXANDER):

S. Res. 231. A resolution designating September 2011 as "National Child Awareness Month" to promote awareness of charities benefitting children and youth-serving organizations throughout the United States and recognizing efforts made by those charities and organizations on behalf of children and youth as critical contributions to the future of the United States; considered and agreed to.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 20

At the request of Mr. HATCH, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 185

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 185, a bill to provide United States assistance for the purpose of eradicating severe forms of trafficking in children in eligible countries through the implementation of Child Protection Compacts, and for other purposes.

S. 195

At the request of Mr. ROCKEFELLER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 195, a bill to reinstate Federal matching of State spending of child support incentive payments.

S. 201

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Delaware [Mr. CARPER] and the Senator from Delaware [Mr. COONS] were withdrawn as

cosponsors of S. 201, a bill to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and for other purposes.

S. 227

At the request of Ms. COLLINS, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 387

At the request of Mrs. BOXER, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 543

At the request of Mr. WYDEN, the names of the Senator from Washington [Mrs. MURRAY], the Senator from Arkansas [Mr. BOOZMAN] and the Senator from Virginia [Mr. WEBB] were added as cosponsors of S. 543, a bill to restrict any State or local jurisdiction from imposing a new discriminatory tax on cell phone services, providers, or property.

S. 570

At the request of Mr. TESTER, the name of the Senator from Wisconsin [Mr. JOHNSON] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 584

At the request of Ms. MIKULSKI, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 584, a bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the profession of social work, and for other purposes.

S. 598

At the request of Mrs. FEINSTEIN, the names of the Senator from New Mexico [Mr. BINGAMAN] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 778

At the request of Mr. MORAN, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 778,

a bill to amend title XVIII of the Social Security Act with respect to physician supervision of therapeutic hospital outpatient services.

S. 798

At the request of Mr. TESTER, the names of the Senator from West Virginia [Mr. MANCHIN], the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 807

At the request of Mr. ENZI, the names of the Senator from Indiana [Mr. LUGAR] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 807, a bill to authorize the Department of Labor's voluntary protection program and to expand the program to include more small businesses.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 987

At the request of Mr. FRANKEN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 987, a bill to amend title 9 of the United States Code with respect to arbitration.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Washington [Mrs. MURRAY] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1058

At the request of Mr. PRYOR, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1058, a bill to amend the Public Health Service Act to ensure transparency and proper operation of pharmacy benefit managers.

S. 1171

At the request of Mr. SCHUMER, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1171, a bill to amend the Internal Revenue Code of 1986 to extend the exclusion from gross income for employer-provided health coverage for employees' spouses and dependent children to coverage provided to other eligible dependent beneficiaries of employees.

S. 1223

At the request of Mr. FRANKEN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1223, a bill to address voluntary location tracking of electronic communications devices, and for other purposes.

S. 1280

At the request of Mr. BARRASSO, his name was added as a cosponsor of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, and the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

S. 1308

At the request of Mr. HATCH, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 1308, a bill to amend title 18, United States Code, with respect to child pornography and child exploitation offenses.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

At the request of Mrs. FEINSTEIN, the names of the Senator from Hawaii [Mr. AKAKA] and the Senator from Washington [Mrs. MURRAY] were added as cosponsors of Senate Joint Resolution 17, *supra*.

SENATE RESOLUTION 175

At the request of Mr. BARRASSO, his name was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 201

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Delaware [Mr. CARPER] and the Senator from Delaware [Mr. COONS] were added as cosponsors of Senate Resolution 201, a resolution expressing the regret of the Senate for the passage of discriminatory laws against

the Chinese in America, including the Chinese Exclusion Act.

SENATE RESOLUTION 226

At the request of Mr. GRAHAM, the names of the Senator from Utah [Mr. LEE] and the Senator from Utah [Mr. HATCH] were added as cosponsors of Senate Resolution 226, a resolution expressing the sense of the Senate that the President does not have the authority to ignore the statutory debt limit by ordering the Secretary of the Treasury to continue issuing debt on the full faith and credit of the United States.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2219. An act making appropriations for the Department of Defense for the fiscal year ending September 30, 2012, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2219. An act making appropriations for the Department of Defense for the fiscal year ending September 30, 2012, and for other purposes; to the Committee on Appropriations.

DESIGNATING "NATIONAL CHILD AWARENESS MONTH"

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the resolution (S. Res. 231) designating September 2011 as "National Child Awareness Month" to promote awareness of charities benefitting children and youth-serving organizations throughout the United States and recognizing efforts made by those charities and organizations on behalf of children and youth as critical contributions to the future of the United States, submitted today by Mr. BURR (for himself, Mrs. FEINSTEIN, Mr. SHERROD BROWN, Mr. BEGICH, Mr. LAUTENBERG, and Mr. ALEXANDER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 1323.

Ordered further, That Senators be authorized to "file" first-degree amendments to the bill until 12 noon on tomorrow.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:54 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, JULY 12, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 12, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a

Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. LEVIN (for himself, Mr. CONRAD, Mr. NELSON of Florida, Mr. SANDERS, Mrs. SHAHEEN, and Mr. WHITEHOUSE):

S. 1346. A bill to restrict the use of offshore tax havens and abusive tax shelters to inappropriately avoid Federal taxation, and for other purposes; to the Committee on Finance.

By Mr. LIEBERMAN (for himself and Mr. BLUMENTHAL):

S. 1347. A bill to establish Coltsville National Historical Park in the State of Connecticut, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BROWN of Massachusetts (for himself, Mr. LIEBERMAN, Mr. WEBB, Mr. INHOFE, Mr. CASEY, and Mr. BEGICH):

S. 1348. A bill to amend title 36, United States Code, to encourage the nationwide observance of two minutes of silence each Veterans Day; to the Committee on the Judiciary.

By Mr. JOHANNES:

S. 1349. A bill to amend the National Flood Insurance Act of 1968 to clarify the effective date of policies covering properties affected by floods in progress; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. COONS (for himself, Mr. CRAPO, Mrs. MURRAY, and Mr. KIRK):

S. 1350. A bill to expand the research, prevention, and awareness activities of the Centers for Disease Control and Prevention and the National Institutes of Health with respect to pulmonary fibrosis, and for other purposes; to the Committee on Health, Education, Labor, and Pensions

By Ms. STABENOW:

S. 1351. A bill to promote the development, manufacturing, and use of advanced batteries, and for other purposes; to the Committee on Energy and Natural Resources.

ADDITIONAL COSPONSORS

S. 57

At the request of Mr. INOUE, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 57, a bill to amend the Internal Revenue Code of 1986 to modify the application of the tonnage tax on certain vessels.

S. 170

At the request of Mrs. BOXER, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 170, a bill to provide for the affordable refinancing of mortgages held by Fannie Mae and Freddie Mac.

S. 344

At the request of Mr. REID, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 387

At the request of Mrs. BOXER, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 438

At the request of Ms. STABENOW, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 438, a bill to amend the Public Health Service Act to improve women's health by prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women.

S. 506

At the request of Mr. CASEY, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 697

At the request of Mr. CASEY, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 697, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for amounts paid by a spouse of a member of the Armed Services for a new State license or certification required by reason of a permanent change in the duty station of such member to another State.

S. 922

At the request of Mrs. GILLIBRAND, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 922, a bill to amend the Workforce Investment Act of 1998 to authorize the Secretary of Labor to provide grants for Urban Jobs Programs, and for other purposes.

S. 971

At the request of Mr. THUNE, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 971, a bill to promote neutrality, simplicity, and fairness in the taxation of digital goods and digital services.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1035

At the request of Mr. CARPER, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1035, a bill to amend the Internal Revenue Code of 1986 to include automated fire sprinkler systems as section 179 property and classify certain automated fire sprinkler systems as 15-year property for purposes of depreciation.

S. 1046

At the request of Mr. INHOFE, the names of the Senator from Idaho [Mr. RISCH], the Senator from Oklahoma [Mr. COBURN], the Senator from South Dakota [Mr. THUNE], the Senator from Massachusetts [Mr. BROWN], the Senator from Alabama [Mr. SESSIONS], the Senator from Missouri [Mr. BLUNT], the Senator from North Carolina [Mr. BURR], the Senator from Mississippi [Mr. WICKER] and the Senator from Nebraska [Mr. JOHANNIS] were added as cosponsors of S. 1046, a bill to

require the detention at United States Naval Station, Guantanamo Bay, Cuba, of high-value enemy combatants who will be detained long-term.

S. 1061

At the request of Mr. BARRASSO, the name of the Senator from Arizona [Mr. MCCAIN] was added as a cosponsor of S. 1061, a bill to amend title 5 and 28, United States Code, with respect to the award of fees and other expenses in cases brought against agencies of the United States, to require the Administrative Conference of the United States to compile, and make publically available, certain data relating to the Equal Access to Justice Act, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1108

At the request of Mr. SANDERS, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1108, a bill to provide local communities with tools to make solar permitting more efficient, and for other purposes.

S. 1188

At the request of Mr. BROWN of Ohio, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1188, a bill to require the purchase of domestically made flags of the United States of America for use by the Federal Government.

S. 1200

At the request of Mr. SANDERS, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1200, a bill to require the Chairman of the Commodity Futures Trading Commission to impose unilaterally position limits and margin requirements to eliminate excessive oil speculation, and to take other actions to ensure that the price of crude oil, gasoline, diesel fuel, jet fuel, and heating oil accurately reflects the fundamentals of supply and demand, to remain in effect until the date on which the Commission establishes position limits to diminish, eliminate, or prevent excessive speculation as required by title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, and for other purposes.

S. 1225

At the request of Mr. BINGAMAN, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1225, a bill to transfer certain facilities, easements, and rights-of-way to Fort Sumner Irrigation District, New Mexico.

S. 1231

At the request of Mr. LEAHY, the name of the Senator from Minnesota [Mr. FRANKEN]

was added as a cosponsor of S. 1231, a bill to reauthorize the Second Chance Act of 2007.

S. 1241

At the request of Mr. RUBIO, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 1241, a bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions.

S. 1250

At the request of Mr. BENNET, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1250, a bill to create and expand innovative teacher and principal preparation programs known as teacher and principal preparation academies.

S. 1299

At the request of Mr. MORAN, the names of the Senator from Oregon [Mr. MERKLEY] and the Senator from Wyoming [Mr. ENZI] were added as cosponsors of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1341

At the request of Mr. SESSIONS, the names of the Senator from South Carolina [Mr. DEMINT] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of S. 1341, a bill to provide a point of order against consideration of any measure that would increase the statutory limit on the public debt above \$14.294 trillion unless that measure has been publicly available for a full 7 calendar days before consideration on the floor of the Senate.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on July 12, 2011, at 10 a.m., to conduct a hearing entitled "Enhanced Investor Protection After the Financial Crisis."

COMMITTEE ON ENERGY AND
NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on July 12, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND
PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on July 12, 2011, at 10 a.m. in Dirksen 406 to conduct a hearing entitled, "Oversight Hearing on the Environmental Protection Agency's Implementation of the Safe Drinking Water Act's Unregulated Drinking Water Contaminants Program."

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "The Power of Pensions: Building a Strong Middle Class and Strong Economy" on July 12, 2011, at 2:30 p.m. in 430 Dirksen Senate Office Building.

SELECT COMMITTEE ON
INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on July 12, 2011, at 2:30 p.m.

SUBCOMMITTEE ON FEDERAL
FINANCIAL MANAGEMENT,
GOVERNMENT INFORMATION,
FEDERAL SERVICES, AND
INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on July 12, 2011, at 2:30 p.m. to conduct a hearing entitled "Can New Technology and Private Sector Business Practices Cut Waste and Fraud in Medicare and Medicaid?"

EXPRESSING SENSE OF THE
SENATE ON SHARED SACRIFICE IN
RESOLVING THE BUDGET DEFICIT

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mr. TESTER in the chair) laid before the Senate its pending business, viz, the bill (S. 1323) to express the sense of the Senate on shared sacrifice in resolving the budget deficit; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 533, proposed by Mr. REID, to amendment No. 532, proposed by Mr. REID, to the instructions (designated amendment No. 531) contained in the motion, by Mr. REID, to commit the bill to the Committee on Finance with instructions to report back forthwith.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:32 p.m.,

The PRESIDING OFFICER declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

EXPRESSING SENSE OF THE
SENATE ON SHARED SACRIFICE IN
RESOLVING THE BUDGET DEFICIT

The Senate resumed consideration of bill S. 1323.

The question being on agreeing to amendment No. 533 to amendment No. 532 to the instructions (designated amendment No. 531) contained in the motion to commit.

Pending debate,

COMMITTEE DISCHARGED; BILL
REFERRED

By unanimous consent, on the request of Mr. BILL NELSON,

Ordered, That the Committee on Energy and Natural Resources be discharged from further consideration of the bill (S. 869) to provide for an exchange of land between the Department of Homeland Security and the South Carolina State Ports Authority; and that the bill be referred to the Committee on Homeland Security and Governmental Affairs.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. BILL NELSON,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of bill S. 1323; that there be one hour, equally divided and

controlled, for debate between the two leaders, or their designees; and that, upon conclusion of said time for debate, the Senate vote on the question of agreeing to the motion to bring to a close debate on the bill.

Ordered further, That Senators be authorized to "file" second-degree amendments to the bill until 10 a.m. on tomorrow.

ADJOURNMENT

By unanimous consent, on the request of Mr. BILL NELSON,

At 4:47 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, JULY 13, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, July 13, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

EXPRESSING SENSE OF THE
SENATE ON SHARED SACRIFICE IN
RESOLVING THE BUDGET DEFICIT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 1323) to express the sense of the Senate on shared sacrifice in resolving the budget deficit; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 533, proposed by Mr. REID, to amendment No. 532, proposed by Mr. REID, to the instructions (designated amendment No. 531) contained in the motion, by Mr. REID, to commit the bill to the Committee on Finance with instructions to report back forthwith.

Pending debate,

The ACTING PRESIDENT pro tempore laid before the Senate the motion, presented by Mr. REID on Monday, July 11, 2011, to bring to a close debate on bill S. 1323.

Pursuant to the order of Monday, July 11, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The ACTING PRESIDENT pro tempore stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the negative---
yeas... 51, nays... 49

[Rollcall Vote No. 108 Leg.]

YEAS --- 51

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 49

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

The question being on agreeing to amendment No. 533 to amendment No. 532

to the instructions (designated amendment No. 531) contained in the motion to commit.

MOTION TO PROCEED TO
CONSIDER BILL H.R. 2055

The ACTING PRESIDENT pro tempore laid before the Senate the motion, presented by Mr. REID on Monday, July 11, 2011, to bring to a close debate on the motion to proceed to consider the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes.

Pursuant to the order of Monday, July 11, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The ACTING PRESIDENT pro tempore stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative---
yeas... 89, nays... 11

[Rollcall Vote No. 109 Leg.]

YEAS --- 89

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 11

Corker, Cornyn, DeMint, Grassley, Johnson (WI), Lee, Paul, Rubio, Sessions, Toomey, Vitter.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to proceed to consider bill H.R. 2055.

TRANSACTION OF MORNING
BUSINESS

By unanimous consent, on the request of Mr. BILL NELSON,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. GILLIBRAND (for herself and Mr. SANDERS):

S. 1352. A bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to include freight and passenger rail among eligible uses of funding under the coordinated border infrastructure program and to reauthorize that program; to the Committee on Environment and Public Works.

By Mr. WICKER (for himself, Ms. COLLINS, and Mr. PAUL):

S. 1353. A bill to exclude employees of the Transportation Security Administration from the collective bargaining rights of Federal employees and provide employment rights and an employee engagement mechanism for passenger and property screeners; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. HAGAN:

S. 1354. A bill to authorize grants to promote media literacy and youth empowerment programs, to authorize research on the role and impact of depictions of girls and women in the media, to provide for the establishment of a National Task Force on Girls and Women in the Media, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. FEINSTEIN (for herself and Mr. DURBIN):

S. 1355. A bill to regulate political robocalls; to the Committee on Rules and Administration.

By Mr. BROWN of Massachusetts (for himself, Mr. WYDEN, and Mr. MCCAIN):

S. 1356. A bill to amend title XIX of the Social Security Act to encourage States to increase generic drug utilization under Medicaid, and for other purposes; to the Committee on Finance.

By Mr. BEGICH (for himself and Ms. MURKOWSKI):

S. 1357. A bill to exempt National Forest System land in the State of Alaska from the Roadless Area Conservation Rule; to the Committee on Energy and Natural Resources.

By Mr. TESTER:

S. 1358. A bill to amend the Family and Medical Leave Act of 1993 to provide leave because of the death of a son or daughter; to the Committee on Health, Education, Labor, and Pensions.

By Mr. TESTER (for himself and Mr. BEGICH):

S. 1359. A bill to make the National Parks and Federal Recreation Lands Pass available at a discount to members of the Armed

Forces and veterans; to the Committee on Energy and Natural Resources.

By Mr. MENENDEZ (for himself, Mr. BLUMENTHAL, Mr. LAUTENBERG, Mr. WHITEHOUSE, Mr. BROWN of Ohio, and Mrs. FEINSTEIN):

S. 1360. A bill to amend the Securities Exchange Act of 1934 to require shareholder authorization before a public company may make certain political expenditures, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. KERRY:

S. 1361. A bill to reduce human exposure to endocrine-disrupting chemicals, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WEBB:

S. 1362. A bill to simplify the Trafficking in Persons Report by reducing the number of country categories and ranking countries within each category according to their relative adherence to the minimum standards set forth in section 108 of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7106); to the Committee on Foreign Relations.

By Mr. ROCKEFELLER:

S. 1363. A bill to amend titles 10 and 41, United States Code, to allow contracting officers to consider information regarding domestic employment before awarding a Federal contract, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. NELSON of Florida:

S. 1364. A bill to ensure the timely payment of Social Security benefits in August 2011; to the Committee on Finance.

By Mrs. HUTCHISON:

S. 1365. A bill to provide funds to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian personnel continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services; to the Committee on Armed Services.

By Ms. CANTWELL (for herself, Mr. CRAPO, and Mrs. MURRAY):

S. 1366. A bill to amend the Internal Revenue Code of 1986 to broaden the special rules for certain governmental plans under section 105(j) to include plans established by political subdivisions; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MENENDEZ (for himself and Mr. COBURN):

S. Res. 232. A resolution recognizing the continued persecution of Falun Gong practitioners in China on the 12th anniversary of the campaign by the Chinese Communist Party to suppress the Falun Gong movement, recognizing the Tuidang movement whereby Chinese citizens renounce their ties to the Chinese Communist Party and its affiliates, and calling for an immediate end to the campaign to persecute Falun Gong practitioners; to the Committee on Foreign Relations.

By Mr. NELSON of Florida (for himself, Mr. BROWN of Ohio, Mrs. HUTCHISON, Mr. BOOZMAN, Mr. ROCKEFELLER, Ms. MIKULSKI, Mr. RUBIO, Mr. UDALL of Colorado, Mr. WARNER, and Mr. VITTER):

S. Res. 233. A resolution honoring the men and women of the National Aeronautics and Space Administration Space Shuttle Program on reaching the historic milestone of the 135th and final flight of the Space Transportation System; considered and agreed to.

ADDITIONAL COSPONSORS

S. 44

At the request of Ms. KLOBUCHAR, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 44, a bill to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate covered part D drug prices on behalf of Medicare beneficiaries.

S. 48

At the request of Mr. INOUE, the names of the Senator from Nevada [Mr. REID] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 48, a bill to amend the Public Health Service Act to provide for the participation of pharmacists in National Health Services Corps programs, and for other purposes.

S. 82

At the request of Mr. JOHANNES, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 82, a bill to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance programs, to repeal the sunset of the Patient Protection and Affordable Care Act with respect to increased dollar limitations for such credit and programs, and to allow the adoption credit to be claimed in the year expenses are incurred, regardless of when the adoption becomes final.

S. 133

At the request of Mrs. MCCASKILL, the name of the Senator from Nevada [Mr.

HELLER] was added as a cosponsor of S. 133, a bill to repeal the provision of law that provides automatic pay adjustments for Members of Congress.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 384

At the request of Mrs. FEINSTEIN, the names of the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Iowa [Mr. HARKIN] and the Senator from New Mexico [Mr. BINGAMAN] were added as cosponsors of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 412

At the request of Mr. LEVIN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 534

At the request of Mr. KERRY, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 539

At the request of Mr. WHITEHOUSE, the names of the Senator from Hawaii [Mr. AKAKA] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 745

At the request of Mr. SCHUMER, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 745, a bill to amend title 38, United States Code, to protect certain veterans who would otherwise be subject to a reduction in educational assistance benefits, and for other purposes.

S. 800

At the request of Mr. HARKIN, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 807

At the request of Mr. ENZI, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 807, a bill to authorize the Department of Labor's voluntary protection program and to expand the program to include more small businesses.

S. 838

At the request of Mr. TESTER, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 906

At the request of Mr. WICKER, the name of the Senator from Wisconsin [Mr. JOHNSON] was added as a cosponsor of S. 906, a bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1049

At the request of Mr. KYL, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 1049, a bill to lower health premiums and increase choice for small business.

S. 1107

At the request of Mr. MENENDEZ, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1107, a bill to authorize and support psoriasis and psoriatic arthritis data collection, to express the sense of the Congress to encourage and leverage public and private investment in psoriasis research with a particular focus on interdisciplinary collaborative research on the relationship between psoriasis and its comorbid conditions, and for other purposes.

S. 1147

At the request of Mr. BLUMENTHAL, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1147, a bill to amend the Department of Veterans Affairs Health Care Programs Enhancement Act of 2001 and title 38, United States Code, to require the provision of chiropractic care and service to veterans at all Department of Veterans Affairs medical centers and to expand access to such care and services, and for other purposes.

S. 1228

At the request of Mr. WHITEHOUSE, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1228, a bill to prohibit trafficking in counterfeit military goods or services.

S. 1251

At the request of Mr. CARPER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1257

At the request of Mr. BINGAMAN, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1257, a bill to establish grant programs to improve the health of border area residents and for all hazards preparedness in the border area including bioterrorism and infectious disease, and for other purposes.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1280

At the request of Mr. ISAKSON, the names of the Senator from Minnesota [Ms. KLOBUCHAR], the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Nebraska [Mr. NELSON] were added as cosponsors of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, and the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

S. 1292

At the request of Mr. TOOMEY, the names of the Senator from Oklahoma [Mr. INHOFE] and the Senator from Wyoming [Mr. BARRASSO] were added as cosponsors of S. 1292, a bill to require the Administrator of the Environmental Protection Agency to consider the impact on employment levels and economic activity prior to issuing a regulation, policy statement, guidance document, endangerment finding, or other requirement, implementing any new or substantially altered program, or denying any permit, and for other purposes.

S. 1297

At the request of Mr. BURR, the names of the Senator from South Dakota [Mr. THUNE], the Senator from Kansas [Mr. MORAN], the Senator from North Dakota [Mr. HOEVEN] and the Senator from South Carolina [Mr.

DEMINT] were added as cosponsors of S. 1297, a bill to preserve State and institutional authority relating to State authorization and the definition of credit hour.

S. 1308

At the request of Mr. HATCH, the name of the Senator from Florida [Mr. RUBIO] was withdrawn as a cosponsor of S. 1308, a bill to amend title 18, United States Code, with respect to child pornography and child exploitation offenses.

S. 1313

At the request of Mr. WHITEHOUSE, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1313, a bill to amend the Federal Water Pollution Control Act to reauthorize the National Estuary Program, and for other purposes.

S. 1316

At the request of Mr. ENZI, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 1316, a bill to prevent a fiscal crisis by enacting legislation to balance the Federal budget through reductions of discretionary and mandatory spending.

S. 1340

At the request of Mr. LEE, the names of the Senator from Texas [Mr. CORNYN], the Senator from Kansas [Mr. MORAN], the Senator from North Carolina [Mr. BURR], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Oklahoma [Mr. INHOFE] and the Senator from Nebraska [Mr. JOHANNES] were added as cosponsors of S. 1340, a bill to cut, cap, and balance the Federal budget.

S. 1341

At the request of Mr. SESSIONS, the names of the Senator from Wisconsin [Mr. JOHNSON] and the Senator from Kentucky [Mr. PAUL] were added as cosponsors of S. 1341, a bill to provide a point of order against consideration of any measure that would increase the statutory limit on the public debt above \$14.294 trillion unless that measure has been publicly available for a full 7 calendar days before consideration on the floor of the Senate.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the names of the Senator from Arkansas [Mr. BOOZMAN], the Senator from North Dakota [Mr. HOEVEN] and the Senator from Montana [Mr. TESTER] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the

physical desecration of the flag of the United States.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 226

At the request of Mr. GRAHAM, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of Senate Resolution 226, a resolution expressing the sense of the Senate that the President does not have the authority to ignore the statutory debt limit by ordering the Secretary of the Treasury to continue issuing debt on the full faith and credit of the United States.

SENATE RESOLUTION 228

At the request of Mr. LAUTENBERG, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of Senate Resolution 228, a resolution expressing the sense of the Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 PM Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 13, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "Unauthorized Charges on Telephone Bills: Why Crammers Win and Consumers Lose."

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on July 13, 2011, at 10 a.m. in room SD-406 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on July 13, 2011, at 9 a.m., in HVC-210 of the Capitol Visitor Center, to conduct a hearing entitled "Tax Reform and the Tax Treatment of Debt and Equity."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on July 13, 2011, at 3 p.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on July 13, 2011, at 10 a.m. to conduct a hearing entitled "Ten Years After 9/11: Preventing Terrorist Travel."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on July 13, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Violence Against Women Act: Building on Seventeen Years of Accomplishments."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on July 13, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

SUBCOMMITTEE ON SEAPOWER

The Subcommittee on Seapower of the Committee on Armed Services be authorized to meet during the session of the Senate on, July 13, 2011, at 2:30 p.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 4:20 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1309. An act to extend the authorization of the national flood insurance program, to achieve reforms to improve the financial integrity and stability of the program, and to increase the role of private markets in the management of flood insurance risk, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1309. An act to extend the authorization of the national flood insurance program, to achieve reforms to improve the financial integrity and stability of the program, and to increase the role of private markets in the management of flood insurance risk, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

HONORING THE MEN AND WOMEN OF THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION (NASA) SPACE SHUTTLE PROGRAM

On the request of Mr. BILL NELSON,

The PRESIDING OFFICER (Mr. WHITEHOUSE in the chair) laid before the Senate the resolution (S. Res. 233) honoring the men and women of the National Aeronautics and Space Administration Space Shuttle Program on reaching the historic milestone of the 135th and final flight of the Space Transportation System, submitted today by Mr. BILL NELSON (for himself, Mr. SHERROD BROWN, Mrs. HUTCHISON, Mr. BOOZMAN, Mr. ROCKEFELLER, Ms. MIKULSKI, Mr. RUBIO, Mr. MARK UDALL, Mr. WARNER, and Mr. VITTER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate resume consideration of the motion to proceed to consider bill H.R. 2055.

Ordered further, That time during adjournment, morning business, and recess count against time for debate on said motion to proceed, as pursuant to rule XXII of the Standing Rules of the Senate.

ADJOURNMENT

By unanimous consent, on the request of Mr. SHERROD BROWN,

At 5:45 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, JULY 14, 2011

Mr. SHELDON WHITEHOUSE, from the State of Rhode Island and Providence Plantations, called the Senate to order at 9:30 a.m., the Right Reverend GERALYN WOLF, Episcopal Diocese of Rhode Island, offered a prayer, and Mr. WHITEHOUSE led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 14, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable SHELDON WHITEHOUSE, a Senator from the State of Rhode Island and Providence Plantations, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

**CERTAIN PROCEDURES DISPENSED
WITH**

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

**TRANSACTION OF MORNING
BUSINESS**

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

**EXECUTIVE AND OTHER
COMMUNICATIONS**

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2475. A communication from the Secretary of the Commission, Commodity Futures Trading Commission, transmitting,

pursuant to law, the report of a rule entitled "Commodity Pool Operators: Relief From Compliance With Certain Disclosure, Reporting and Recordkeeping Requirements for Registered CPOs of Commodity Pools Listed for Trading on a National Securities Exchange; CPO Registration Exemption for Certain Independent Directors or Trustees of These Commodity Pools" ((17 CFR Part 4)-(RIN3038-AC46)) received in the Office of the President of the Senate on July 13, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2476. A communication from the Acting Director, National Institute of Food and Agriculture, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Competitive and Noncompetitive Non-Formula Federal Assistance Programs - Administrative Provisions for the Sun Grant Program" (RIN0524-AA64) received in the Office of the President of the Senate on July 8, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2477. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of (12) officers authorized to wear the insignia of the grade of major general or brigadier general, as indicated, in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-2478. A communication from the Under Secretary of Defense (Policy), transmitting, pursuant to law, a report relative to information on "certain Iraqis affiliated with the United States"; to the Committee on Armed Services.

EC-2479. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Prohibition on Interrogation of Detainees by Contractor Personnel" ((RIN0750-AG88)(DFARS Case 2010-D027)) received in the Office of the President of the Senate on July 8, 2011; to the Committee on Armed Services.

EC-2480. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Simplified Acquisition Threshold for Humanitarian or Peacekeeping Operations" ((RIN0750-AH29)(DFARS Case 2010-D032)) received in the Office of the President of the Senate on July 7, 2011; to the Committee on Armed Services.

EC-2481. A communication from the Chairman of the Board of Governors, Federal Reserve System, transmitting, pursuant to law, the Board's semiannual Monetary Policy Report to Congress; to the Committee on Banking, Housing, and Urban Affairs.

EC-2482. A communication from the Chief Counsel, Federal Emergency Management

Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2483. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2484. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-8187)) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2485. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2486. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Addition of the New State of the Republic of South Sudan to the Export Administration Regulations" (RIN0694-AF27) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2487. A communication from the Deputy Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Technical Amendment to the Authorization Validated End-User Regulations of the Export Administration Regulations" (RIN0694-AF23) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2488. A communication from the Associate General Counsel for Legislation and Regulation Divisions, Office of Housing, Department of Housing and Urban Development, transmitting, pursuant to law,

the report of a rule entitled "SAFE Mortgage Licensing Act: Minimum Licensing Standards and Oversight Responsibilities" (RIN2502-A170) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2489. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Regulation M (Consumer Leasing)" (Docket No. R-1423) received in the Office of the President of the Senate on July 8, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2490. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Regulation Z (Truth in Lending)" (Docket No. R-1422) received in the Office of the President of the Senate on July 8, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2491. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Regulation Z (Truth in Lending)" (Docket No. R-1424) received in the Office of the President of the Senate on July 8, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2492. A communication from the Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Rules and Regulations Implementing the Truth in Caller ID Act of 2009" ((RIN3060-AJ66)(FCC 11-100)) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2493. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Queen Conch Fishery of Puerto Rico and the U.S. Virgin Islands; Queen Conch Management Measures" (RIN0648-AY03) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2494. A communication from the Administrator of the National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, a report relative to "The National Initiative for Increasing Seat Belt Use: Buckle Up America Campaign"; to the Committee on Commerce, Science, and Transportation.

EC-2495. A communication from the Assistant Deputy Administrator for

Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Listing Endangered and Threatened Species: Threatened Status for the Oregon Coast Coho Salmon Evolutionary Significant Unit" (RIN0648-XA407) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Environment and Public Works.

EC-2496. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Criteria for Use of Computers in Safety Systems of Nuclear Power Plants" (Regulatory Guide 1.152, Revision 3) received in the Office of the President of the Senate on July 12, 2011; to the Committee on Environment and Public Works.

EC-2497. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to the Cedar River, Cedar Rapids, Iowa flood risk reduction project; to the Committee on Environment and Public Works.

EC-2498. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law an annual report on National HIV Testing Goals; to the Committee on Health, Education, Labor, and Pensions.

EC-2499. A communication from the Chairman of the National Credit Union Administration, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2500. A communication from the Director, Office of Personnel Management, transmitting, pursuant to law, the Office's annual report on Federal agencies' use of the physicians' comparability allowance (PCA) program; to the Committee on Homeland Security and Governmental Affairs.

EC-2501. A communication from the Executive Director of the U.S. Election Assistance Commission, transmitting, pursuant to law, the 2009-2010 Impact of the National Voter Registration Act of 1993 on the Administration of Elections for Federal Office (NVRA) report; to the Committee on Rules and Administration.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-57. A resolution adopted by the Legislature of Rockland County, New York, urging the Federal Communications Commission to adopt and implement

proposed rules that would require mobile service providers to provide usage alerts and information that will assist consumers in avoiding unexpected charges on their bills; to the Committee on Commerce, Science, and Transportation.

POM-58. A resolution adopted by the Legislature of Rockland County, New York, requesting that the United States House of Representatives pass bill H.R. 1268 - The Nuclear Power Licensing Reform Act of 2011; to the Committee on Environment and Public Works.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. PRYOR:

S. 1367. A bill to amend the Internal Revenue Code of 1986 to permit information sharing with respect to prison inmate information, and for other purposes; to the Committee on Finance.

By Mr. ROBERTS (for himself and Mr. NELSON of Nebraska):

S. 1368. A bill to amend the Patient Protection and Affordable Care Act to repeal distributions for medicine qualified only if for prescribed drug or insulin; to the Committee on Finance.

By Mr. CRAPO (for himself, Mr. WYDEN, Mr. RISCH, and Mr. BEGICH):

S. 1369. A bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements; to the Committee on Environment and Public Works.

By Mrs. BOXER (for herself, Ms. MURKOWSKI, and Mrs. MURRAY):

S. 1370. A bill to reauthorize 21st century community learning centers, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REED (for himself and Mr. WHITEHOUSE):

S. 1371. A bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to add Rhode Island to the Mid-Atlantic Fishery Management Council; to the Committee on Commerce, Science, and Transportation.

By Mr. REED (for himself, Mr. KIRK, Mr. BINGAMAN, Mr. CARDIN, Mr. DURBIN, Mrs. GILLIBRAND, Mr. KERRY, Mr. LAUTENBERG, Ms. MIKULSKI, Mrs. MURRAY, Mr. SANDERS, and Mr. WHITEHOUSE):

S. 1372. A bill to amend the Elementary and Secondary Education Act of 1965 regarding environmental education, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ROCKEFELLER:

S. 1373. A bill to amend the Internal Revenue Code of 1986 to reduce international tax avoidance and restore a level playing field for American businesses; to the Committee on Finance.

By Mr. MENENDEZ:

S. 1374. A bill to direct the Federal Trade Commission to prescribe rules prohibiting deceptive advertising of abortion services; to the Committee on Commerce, Science, and Transportation.

By Mr. LEVIN (for himself and Mr. BROWN of Ohio):

S. 1375. A bill to amend the Internal Revenue Code of 1986 to provide that corporate tax benefits based upon stock option compensation expenses be consistent with accounting expenses shown in corporate financial statements for such compensation; to the Committee on Finance.

ADDITIONAL COSPONSORS

S. 71

At the request of Mr. INOUE, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 71, a bill to amend the Public Health Service Act to provide for health data regarding Native Hawaiians and other Pacific Islanders.

S. 319

At the request of Ms. SNOWE, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 319, a bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the importation of prescription drugs, and for other purposes.

S. 382

At the request of Mr. UDALL of Colorado, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 382, a bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other purposes.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 424

At the request of Mr. SCHUMER, the name of the Senator from New Jersey [Mr.

LAUTENBERG] was added as a cosponsor of S. 424, a bill to amend title XVIII of the Social Security Act to preserve access to ambulance services under the Medicare program.

S. 431

At the request of Mr. PRYOR, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 483

At the request of Ms. SNOWE, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 483, a bill to amend title XVIII of the Social Security Act to provide for the treatment of clinical psychologists as physicians for purposes of furnishing clinical psychologist services under the Medicare program.

S. 534

At the request of Mr. KERRY, the name of the Senator from Arkansas [Mr. PRYOR] was withdrawn as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 560

At the request of Mr. DURBIN, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 560, a bill to amend title XVIII of the Social Security Act to deliver a meaningful benefit and lower prescription drug prices under the Medicare program.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 755

At the request of Mr. WYDEN, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 876

At the request of Mr. LAUTENBERG, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 876, a bill to amend title 23 and 49, United States Code, to modify provisions relating to the length and weight limitations for vehicles operating on Federal-aid highways, and for other purposes.

S. 958

At the request of Mr. CASEY, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 958, a bill to

amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 984

At the request of Mr. HARKIN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 984, a bill to allow Americans to earn paid sick time so that they can address their own health needs and the health needs of their families.

S. 1052

At the request of Mr. SCHUMER, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1052, a bill to amend the Public Health Service Act to create a National Childhood Brain Tumor Prevention Network to provide grants and coordinate research with respect to the causes of and risk factors associated with childhood brain tumors, and for other purposes.

S. 1096

At the request of Ms. SNOWE, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1096, a bill to amend title XVIII of the Social Security Act to improve access to, and utilization of, bone mass measurement benefits under the Medicare part B program by extending the minimum payment amount for bone mass measurement under such program through 2013.

S. 1232

At the request of Ms. AYOTTE, the name of the Senator from Kentucky [Mr. McCONNELL] was added as a cosponsor of S. 1232, a bill to modify the definition of fiduciary under the Employee Retirement Income Security Act of 1974 to exclude appraisers of employee stock ownership plans.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1275

At the request of Mr. DURBIN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1275, a bill to require the Secretary of Health and Human Services to remove social security account numbers from Medicare identification card and communications provided to Medicare beneficiaries in order to protect Medicare beneficiaries from identity theft.

S. 1280

At the request of Mr. ISAKSON, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, and the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in person, and for other purposes.

S. 1310

At the request of Mr. DURBIN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1310, a bill to improve the safety of dietary supplements by amending the Federal Food, Drug, and Cosmetic Act to require manufacturers of dietary supplements to register dietary supplement products with the Food and Drug Administration and to amend labeling requirements with respect to dietary supplements.

S. 1324

At the request of Mrs. BOXER, the names of the Senator from Connecticut [Mr. LIEBERMAN] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 1324, a bill to amend the Lacey Act Amendments of 1981 to prohibit the importation, exportation, transportation, and sale, receipt, acquisition, or purchase in interstate or foreign commerce, of any live animal of any prohibited wildlife species, and for other purposes.

S. 1328

At the request of Mr. REED, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1328, a bill to amend the Elementary and Secondary Education Act of 1965 regarding school libraries, and for other purposes.

S. 1335

At the request of Mr. INHOFE, the names of the Senator from West Virginia [Mr. MANCHIN] and the Senator from Michigan [Ms. STABENOW] were added as cosponsors of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1340

At the request of Mr. LEE, the names of the Senator from Tennessee [Mr. ALEXANDER], the Senator from Indiana [Mr. COATS], the Senator from Wyoming [Mr. ENZI], the Senator from North Dakota [Mr. HOEVEN], the Senator from Texas [Mrs. HUTCHISON]

and the Senator from Kentucky [Mr. McCONNELL] were added as cosponsors of S. 1340, a bill to cut, cap, and balance the Federal budget.

S. 1349

At the request of Mr. JOHANNES, the names of the Senator from North Dakota [Mr. HOEVEN], the Senator from South Dakota [Mr. THUNE], the Senator from Kansas [Mr. ROBERTS], the Senator from Kansas [Mr. MORAN] and the Senator from Iowa [Mr. GRASSLEY] were added as cosponsors of S. 1349, a bill to amend the National Flood Insurance Act of 1968 to clarify the effective date of policies covering properties affected by floods in progress.

S. 1354

At the request of Mrs. HAGAN, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 1354, a bill to authorize grants to promote media literacy and youth empowerment programs, to authorize research on the role and impact of depictions of girls and women in the media, to provide for the establishment of a National Task Force on Girls and Women in the Media, and for other purposes.

S. 1366

At the request of Ms. CANTWELL, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1366, a bill to amend the Internal Revenue Code of 1986 to broaden the special rules for certain governmental plans under section 105(j) to include plans established by political subdivisions.

SENATE JOINT RESOLUTION 17

At the request of Mr. McCONNELL, the names of the Senator from Maryland [Ms. MIKULSKI], the Senator from Michigan [Ms. STABENOW], the Senator from Georgia [Mr. ISAKSON] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE RESOLUTION 216

At the request of Mrs. BOXER, the names of the Senator from California [Mrs. FEINSTEIN] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of Senate Resolution 216, a resolution encouraging women's political participation in Saudi Arabia.

SENATE RESOLUTION 230

At the request of Mr. WHITEHOUSE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of Senate Resolution 230, a resolution expressing the sense of the Senate that any agreement to reduce the budget deficit should not include cuts to Social Security benefits or Medicare benefits.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CARDIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE,
NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on July 14, 2011, at 9:30 a.m. in room G50 of the Dirksen Senate Office Building.

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on July 14, 2011, at 10 a.m. to conduct a committee hearing entitled "The Semiannual Monetary Policy Report to Congress."

COMMITTEE ON ENERGY AND
NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on July 14, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on July 14, 2011, at 10:30 a.m., to hold a hearing entitled, "Two New Sudans: A Roadmap Forward."

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Lessons from the Field: Learning From What Works for Employment for Persons with Disabilities" on July 14, 2011, at 10 a.m. in room 430 of the Dirksen Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on July 14, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on July 14, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session on July 14, 2011, in room 418 of the Russell Senate Office Building beginning at 10 a.m.

SELECT COMMITTEE ON
INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on July 14, 2011, at 2:30 p.m.

SUBCOMMITTEE ON SCIENCE AND
SPACE

The Subcommittee on Science and Space of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 14, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "The National Nanotechnology Investment: Manufacturing, Commercialization, and Job Creation."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 1:08 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2018. An act to amend the Federal Water Pollution Control Act to preserve the authority of each State to make determinations to the State's water quality standards, and for other purposes.

ORDER FOR CONSIDERATION OF
BILL H.R. 2055 ON TODAY

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, at 12:20 p.m., the Senate proceed to consider bill H.R. 2055; that, following remarks by the managers, Mr. SESSIONS be recognized to raise a point of order under section 303(c) of the Budget Act; that Mr. TIM JOHNSON then be recognized to move to waive the Budget Act; that there then be 4 hours, equally divided and controlled, for debate between Mr. TIM JOHNSON and Mr. SESSIONS, or their designees; that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion to bring to a close debate, to be presented, on the motion to waive; and that, if said motion to bring to a close debate is agreed to, the Senate then vote on the question of agreeing to the motion to waive, with no intervening action or debate.

Pending debate,

MILITARY CONSTRUCTION AND
VETERANS AFFAIRS AND
RELATED AGENCIES
APPROPRIATIONS ACT, 2012

The hour of 12:20 p.m. having passed, Pursuant to the order of today, as modified, The PRESIDING OFFICER (Mrs. McCASKILL in the chair) laid before the Senate the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on agreeing to the reported amendment (in the nature of a substitute).

Pursuant to the order of today,

Mr. SESSIONS raised a point of order, viz, that the pending bill violates section 303(c) of the Congressional Budget Act of 1974, and therefore is not in order.

Pursuant to the order of today,

On motion by Mr. TIM JOHNSON, under section 904 of the Congressional Budget Act, to waive provisions of the Act for consideration of the bill, amendments thereto, and motions thereon.

Pending debate,

By unanimous consent, on the request of Mr. SESSIONS,

Ordered, That, at 3 p.m., he be recognized to speak for 30 minutes.

The question being on agreeing to the motion to waive.

Pending debate,

Mr. SESSIONS asked unanimous consent that it be in order for him to propose an amendment relative to a section 303(c) point of order that requires agreeing to a budget resolution prior to the consideration of appropriations bills.

Mr. TIM JOHNSON objected.

The question being on agreeing to the motion to waive.

Mr. TIM JOHNSON presented a motion to bring to a close debate on the pending motion to waive; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to waive points of order under section 303 of the Congressional Budget Act for consideration of bill H.R. 2055, amendments thereto, and motions thereon:

HARRY REID, TIM JOHNSON, MARK KIRK, DICK DURBIN, KAY R. HAGAN, MICHAEL F. BENNET, MARK WARNER, JOHN KERRY, RICHARD BLUMENTHAL, BARBARA BOXER, CARL LEVIN, DEBBIE STABENOW, JEFF BINGAMAN, MARK UDALL, PATTY MURRAY, PATRICK J. LEAHY, S. WHITEHOUSE.

By unanimous consent, on the request of Mr. TIM JOHNSON,

Ordered, That the quorum under the rule be waived; and that time for debate, pursuant to rule XXII of the Standing Rules of the Senate, be concluded.

The PRESIDING OFFICER laid before the Senate the motion, presented by Mr. TIM JOHNSON on today, to bring to a close debate on the motion to waive points of order under section 303 of the Congressional Budget Act for consideration of bill H.R. 2055, amendments thereto, and motions thereon.

Pursuant to the order of today,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 71, nays... 26

[Rollcall Vote No. 110 Leg.]

YEAS --- 71

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Cornyn, Durbin, Feinstein, Franken, Gillibrand, Grassley, Hagan, Harkin, Heller, Hoeven, Hutchison, Inouye, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 26

Ayotte, Barrasso, Boozman, Chambliss, Coats, Coburn, Corker, Crapo, DeMint, Enzi, Graham, Inhofe, Isakson, Johnson (WI), Kyl, Lee, McCain, Moran, Paul, Portman, Risch, Rubio, Sessions, Shelby, Toomey, Vitter.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to waive.

On motion by Mr. VITTER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative--- yeas... 56, nays... 40

[Rollcall Vote No. 111 Leg.]

YEAS --- 56

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 40

Alexander, Ayotte, Barrasso, Blunt, Boozman, Chambliss, Coats, Coburn, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kyl, Lee, Lugar, McCain, McConnell, Murkowski, Paul, Portman, Risch, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was agreed to.

On motion by Mr. TIM JOHNSON to reconsider the vote agreeing to the motion.

On motion by Mr. INOUE,

The motion to reconsider was laid on the table.

The question being on agreeing to the reported amendment (in the nature of a substitute).

On motion by Mr. COBURN (for Mr. MCCAIN) to amend the reported amendment (in the nature of a substitute) on page 64, line 24, by striking "\$3,380,917,000" and inserting in lieu thereof "\$3,370,917,000" (being amendment No. 553).

The pending amendment was laid aside, by unanimous consent.

The question being on agreeing to the reported amendment (in the nature of a substitute).

On motion by Mr. TIM JOHNSON (for himself and Mr. KIRK) to amend the pending reported amendment (in the nature of a substitute) on page 114, after line 18, by inserting certain words (being amendment No. 556).

HOUSE BILL READ THE FIRST TIME

On the request of Mr. SCHUMER,

The PRESIDING OFFICER (Mr. TOM UDALL in the chair) laid before the Senate the bill (H.R. 2018) to amend the Federal Water Pollution Control Act to preserve the authority of each State to make determinations relating to the State's water quality standards, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. SCHUMER asked unanimous consent that the bill be read the second time.

Mr. SCHUMER objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. SCHUMER,

As in executive session,

Ordered, That, on Monday, July 18, 2011, at 5 p.m., the Senate proceed to executive session to consider the nomination of J. Paul Oetken, of New York, to be United States District Judge for the Southern District of New York; that there be 30 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, with no further intervening action or debate; that, following the vote, a motion to reconsider be considered made and laid on the table; that no further motion be in

order relative to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, JULY 18, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, July 18, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 3:30 p.m., with Senators permitted to speak for 10 minutes each therein; that, following morning business, the Senate resume consideration of bill H.R. 2055; and that, at 5 p.m., the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. SCHUMER,

At 7:06 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, July 18, 2011.

MONDAY, JULY 18, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, July 18, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2018) to amend the Federal Water Pollution Control Act to preserve the authority of each State to make determinations relating to the State's water quality standards, and for other purposes, received from the House of Representatives for concurrence on Thursday, July 14, 2011, and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of Thursday, July 14, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, July 14, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, July 14, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. MURRAY, from the Committee on Veterans' Affairs:

Report to accompany S. 951, A bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes (Rept. No. 112-36).

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, with amendments:

S. 300. A bill to prevent abuse of Government charge cards (Rept. No. 112-37).

By Mr. LEAHY, from the Committee on the Judiciary:

Report to accompany S. 49, A bill to amend the Federal antitrust laws to provide expanded coverage and to eliminate exemptions from such laws that are contrary to the public interest with respect to railroads (Rept. No. 112-38).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. ENZI (for himself and Mr. GRASSLEY):

S. 1376. A bill to conform income calculations for purposes of eligibility for the refundable credit for coverage under a qualified health plan and for Medicaid to existing Federal low-income assistance programs; to the Committee on Finance.

By Mr. ROBERTS (for himself and Mr. JOHANNES):

S. 1377. A bill to require the Corps of Engineers to take into account all available hydrologic data in conducting Missouri River basin operations; to the Committee on Environment and Public Works.

By Mr. NELSON of Nebraska:

S. 1378. A bill to ensure that Social Security and Tier 1 Railroad Retirement benefits are properly taken into account for purposes of determining eligibility for Medicaid and for the refundable credit for coverage under a qualified health plan; to the Committee on Finance.

By Mr. AKAKA:

S. 1379. A bill to amend title 11, District of Columbia Official Code, to revise certain administrative authorities of the District of Columbia courts, and to authorize the District of Columbia Public Defender Service to provide professional liability insurance for officers and employees of the Service for claims relating to services furnished within the scope of employment with the Service; to the Committee on Homeland Security and Governmental Affairs.

By Mr. VITTER (for himself and Mr. DEMINT):

S. 1380. A bill to suspend until January 21, 2013, certain provisions of Federal immigration law, and for other purposes; to the Committee on the Judiciary.

By Mr. BLUMENTHAL (for himself, Mr. REED, Mrs. GILLIBRAND, Mr. WHITEHOUSE, Mr. LIEBERMAN, and Mr. FRANKEN):

S. 1381. A bill to provide for the expansion of Federal efforts concerning the prevention,

education, treatment, and research activities related to Lyme and other tick-borne disease, including the establishment of a Tick-Borne Diseases Advisory Committee; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ROCKEFELLER (for himself, Mr. SHELBY, and Mr. MANCHIN):

S. 1382. A bill to complete construction of the 13-State Appalachian development highway system, and for other purposes; to the Committee on Environment and Public Works.

SUBMISSION OF A CONCURRENT RESOLUTION

The following concurrent resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. COONS (for himself, Mr. ISAKSON, Mr. DURBIN, Mr. WICKER, and Mr. LEVIN):

S. Con. Res. 25. A concurrent resolution welcoming the independence of the Republic of South Sudan, congratulating the people of South Sudan for freely and peacefully expressing their will through an internationally accepted referendum, and calling on the Governments and people of Sudan and South Sudan to peacefully resolve outstanding issues including the final status of Abyei; considered and agreed to.

ADDITIONAL COSPONSORS

S. 20

At the request of Mr. HATCH, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 384

At the request of Mrs. FEINSTEIN, the names of the Senator from Ohio [Mr. BROWN] and the Senator from Washington [Ms. CANTWELL] were added as cosponsors of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 411

At the request of Ms. KLOBUCHAR, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 411, a bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to enter into agreements with States and

nonprofit organizations to collaborate in the provision of case management services associated with certain supported housing programs for veterans, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 542

At the request of Mr. BEGICH, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 542, a bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents.

S. 609

At the request of Mr. INHOFE, the names of the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 609, a bill to provide for the establishment of a committee to assess the effects of certain Federal regulatory mandates.

S. 633

At the request of Ms. SNOWE, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 633, a bill to prevent fraud in small business contracting, and for other purposes.

S. 641

At the request of Mr. DURBIN, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 649

At the request of Mrs. GILLIBRAND, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 649, a bill to expand the research and awareness activities of the National Institute of Arthritis and Musculoskeletal and Skin Diseases and the Centers for Disease Control and Prevention with respect to scleroderma, and for other purposes.

S. 735

At the request of Mr. KERRY, the names of the Senator from Illinois [Mr. DURBIN] and the Senator from New Hampshire [Mrs. SHAHEEN] were added as cosponsors of S. 735, a bill to reauthorize the Belarus Democracy Act of 2004.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Minnesota [Ms.

KLOBUCHAR] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 891

At the request of Mr. GRASSLEY, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 891, a bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients.

S. 965

At the request of Mrs. GILLIBRAND, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 965, a bill to amend the Internal Revenue Code of 1986 to provide an income tax credit for the costs of certain infertility treatments, and for other purposes.

S. 966

At the request of Mrs. GILLIBRAND, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 966, a bill to amend the Public Health Service Act to provide for osteoporosis and related bone disease education, research, and surveillance, and for other purposes.

S. 979

At the request of Mr. DURBIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 979, a bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Great Basin Deserts in the State of Utah for the benefit of present and future generations of people in the United States.

S. 1013

At the request of Mr. HATCH, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1013, a bill to renew the authority of the Secretary of Health and Human Services to approve demonstration projects designed to test innovative strategies in State child welfare programs.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Missouri [Mrs. McCASKILL] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1122

At the request of Mr. MENENDEZ, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1122, a bill to amend title 23, United States Code, to establish standards limiting the amounts of arsenic and lead contained in glass beads used in pavement markings.

S. 1173

At the request of Mr. WYDEN, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1173, a bill to

amend title XVIII of the Social Security Act to modernize payments for ambulatory surgical centers under the Medicare program.

S. 1176

At the request of Ms. LANDRIEU, the names of the Senator from Illinois [Mr. DURBIN] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

S. 1206

At the request of Mr. ROCKEFELLER, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 1206, a bill to amend title XVIII of the Social Security Act to require drug manufacturers to provide drug rebates for drugs dispensed to low-income individuals under the Medicare prescription drug benefit program.

S. 1245

At the request of Mr. BLUNT, the names of the Senator from Indiana [Mr. COATS] and the Senator from Missouri [Mrs. McCASKILL] were added as cosponsors of S. 1245, a bill to provide for the establishment of the Special Envoy to Promote Religious Freedom of Religious Minorities in the Near East and South Central Asia.

S. 1262

At the request of Mr. AKAKA, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1262, a bill to improve Indian education, and for other purposes.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1299

At the request of Mr. MORAN, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1340

At the request of Mr. LEE, the names of the Senator from Idaho [Mr. CRAPO], the Senator from Iowa [Mr. GRASSLEY], the Senator from Arizona [Mr. MCCAIN], the Senator from Idaho [Mr. RISCH] and the Senator from Alabama [Mr. SHELBY] were added as cosponsors of S. 1340, a bill to cut, cap, and balance the Federal budget.

S. 1360

At the request of Mr. MENENDEZ, the names of the Senator from Alaska [Mr. BEGICH], the Senator from Vermont [Mr. LEAHY] and the Senator from New Mexico [Mr. UDALL] were added as cosponsors of S. 1360, a bill to amend the Securities Exchange Act of 1934 to require shareholder authorization before a public company may make certain political expenditures, and for other purposes.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1375

At the request of Mr. LEVIN, the name of the Senator from Missouri [Mrs. McCASKILL] was added as a cosponsor of S. 1375, a bill to amend the Internal Revenue Code of 1986 to provide that corporate tax benefits based upon stock option compensation expenses be consistent with accounting expenses shown in corporate financial statements for such compensation.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the names of the Senator from Massachusetts [Mr. BROWN], the Senator from Nebraska [Mr. JOHANNIS], the Senator from Alaska [Ms. MURKOWSKI], the Senator from Idaho [Mr. RISCH] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

At the request of Mrs. FEINSTEIN, the names of the Senator from Colorado [Mr. BENNET] and the Senator from New Mexico [Mr. UDALL] were added as cosponsors of Senate Joint Resolution 17, *supra*.

SENATE JOINT RESOLUTION 21

At the request of Mr. MENENDEZ, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of Senate Joint Resolution 21, a joint resolution proposing an amendment to the Constitution of the United States relative to equal rights for men and women.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the names of the Senator from Iowa [Mr.

GRASSLEY], the Senator from Mississippi [Mr. COCHRAN], the Senator from Mississippi [Mr. WICKER] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 180

At the request of Mr. LIEBERMAN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of Senate Resolution 180, a resolution expressing support for peaceful demonstrations and universal freedoms in Syria and condemning the human rights violations by the Assad regime.

SENATE RESOLUTION 228

At the request of Mr. LAUTENBERG, the names of the Senator from Massachusetts [Mr. KERRY], the Senator from Florida [Mr. RUBIO], the Senator from North Carolina [Mrs. HAGAN], the Senator from Ohio [Mr. BROWN], the Senator from Michigan [Mr. LEVIN], the Senator from Illinois [Mr. DURBIN], the Senator from Mississippi [Mr. COCHRAN], the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Iowa [Mr. HARKIN], the Senator from Maine [Ms. SNOWE], the Senator from Maine [Ms. COLLINS], the Senator from Alaska [Mr. BEGICH], the Senator from Florida [Mr. NELSON], the Senator from Alabama [Mr. SHELBY], the Senator from Hawaii [Mr. AKAKA], the Senator from West Virginia [Mr. MANCHIN], the Senator from Oklahoma [Mr. INHOFE], the Senator from Mississippi [Mr. WICKER], the Senator from California [Mrs. FEINSTEIN], the Senator from Maryland [Mr. CARDIN], the Senator from North Dakota [Mr. CONRAD], the Senator from California [Mrs. BOXER], the Senator from Washington [Mrs. MURRAY], the Senator from Oregon [Mr. MERKLEY], the Senator from Michigan [Ms. STABENOW], the Senator from Minnesota [Ms. KLOBUCHAR], the Senator from Minnesota [Mr. FRANKEN], the Senator from Indiana [Mr. COATS] and the Senator from Montana [Mr. TESTER] were added as cosponsors of Senate Resolution 228, a resolution expressing the sense of the Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 PM Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001.

SENATE RESOLUTION 232

At the request of Mr. MENENDEZ, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of Senate Resolution 232, a resolution recognizing the continued persecution of Falun Gong practitioners in China on the 12th anniversary of the campaign by the Chinese Communist Party to suppress the Falun Gong movement, recognizing the Tuidang movement whereby

Chinese citizens renounce their ties to the Chinese Communist Party and its affiliates, and calling for an immediate end to the campaign to persecute Falun Gong practitioners.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:10 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2354. An act making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2012, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2354. An act making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2012, and for other purposes; to the Committee on Appropriations.

MILITARY CONSTRUCTION AND
VETERANS AFFAIRS AND
RELATED AGENCIES
APPROPRIATIONS ACT, 2012

Pursuant to the order of Thursday, July 14, 2011,

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate its pending business, viz, the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 556, proposed by Mr. TIM JOHNSON (for himself and Mr. KIRK), to the reported amendment (in the nature of a substitute) to the bill.

Pending debate,

Mr. TIM JOHNSON, by unanimous consent, modified the pending amendment.

The question then being on agreeing to amendment No. 556, as modified, to the reported amendment (in the nature of a substitute) to the bill.

By unanimous consent, on the request of Mr. TIM JOHNSON,

Ordered, That Mrs. McCASKILL be added as a cosponsor to the pending amendment, as modified.

The question being on agreeing to amendment No. 556, as modified, to the

reported amendment (in the nature of a substitute) to the bill.

Pending debate,

EXECUTIVE SESSION

The hour of 5 p.m. having passed,

Pursuant to the order of Thursday, July 14, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, July 14, 2011,

The Senate resumed its legislative session.

WELCOMING THE INDEPENDENCE
OF THE REPUBLIC OF SOUTH
SUDAN

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the concurrent resolution (S. Con. Res. 25) welcoming the independence of the Republic of South Sudan, congratulating the people of South Sudan for freely and peacefully expressing their will through an internationally accepted referendum, and calling on the Governments and people of Sudan and South Sudan to peacefully resolve outstanding issues including the final status of Abyei, submitted today by Mr. COONS (for himself, Mr. ISAKSON, Mr. DURBIN, Mr. WICKER, and Mr. LEVIN), and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of two hours for the transaction of morning business, with Senators permitted to speak for 10 minutes

each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that each 30 minutes therein be controlled in alternating fashion; that the minority control the first 30 minutes therein; and that, following morning business, the Senate resume consideration of bill H.R. 2055.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:18 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, JULY 19, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 19, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2502. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2503. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Australia; to the Committee on Banking, Housing, and Urban Affairs.

EC-2504. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; Inseason Adjustments" (RIN0648-BB21) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2505. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Recreational Management Measures for the Summer Flounder; Scup, and Black Sea Bass Fisheries; 2011 Scup Specifications; Fishing Year 2011" (RIN0648-BA92) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2506. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Western Pacific; Mechanism for Specifying Annual Catch Limits and Accountability Measures" (RIN0648-AY93) received in the Office of the President of the Senate on July 14, 2011;

to the Committee on Commerce, Science, and Transportation.

EC-2507. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Western Pacific Pelagic Fisheries; Prohibiting Longline Fishing Within 30 Nautical Miles of the Northern Mariana Islands" (RIN0648-AW67) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2508. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Interim Enforcement Policy for Certain Fire Protection Issues" (RIN3150-AG48) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2509. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; New Mexico; Prevention of Significant Deterioration; Greenhouse Gas Tailoring Rule Revisions" (FRL No. 9440-7) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2510. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Delaware; Regional Haze State Implementation Plan" (FRL No. 9440-1) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2511. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Alabama; Disapproval of Interstate Transport Submission for the 2006 24-hour PM2.5 Standards" (FRL No. 9438-1) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2512. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval

and Promulgation of Air Quality Implementation Plans; Georgia; Disapproval of Interstate Transport Submission for the 2006 24-hour PM2.5 Standards" (FRL No. 9438-2) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2513. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Kentucky; Disapproval of Interstate Transport Submission for the 2006 24-hour PM2.5 Standards" (FRL No. 9437-9) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2514. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; New Mexico; Section 110(a)(2) Infrastructure Requirements for 1997 8-hour Ozone and Fine Particulate Matter National Ambient Air Quality Standards; New Mexico Ambient Quality Standards; Approval of New Mexico's PSD Program; CFR Codification Technical Corrections" (FRL No. 9438-7) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2515. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plan; North Carolina; Disapproval of Interstate Transport Submission for the 2006 24-hour PM2.5 Standards" (FRL No. 9438-3) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2516. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Control of Nitrogen Oxides Emissions from Portland Cement Kilns" (FRL No. 9439-8) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2517. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to

law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Vermont; Reasonably Available Control Technology (RACT) for the 1997 8-hour Ozone Standard" (FRL No. 9439-5) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2518. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; State of Missouri" (FRL No. 9440-9) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2519. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Outer Continental Shelf Air Regulations Consistency Update for Virginia" (FRL No. 9434-5) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2520. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Sacramento Metropolitan Air Quality Management District" (FRL No. 9438-6) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2521. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Notice of Data Availability Concerning Transport Rule Allowance Allocations to Existing Units" (FRL No. 9435-6) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2522. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants From Petroleum Refineries" (FRL No. 9439-2) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2523. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental

Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List: Deletion of the Hipps Road Landfill Superfund Site" (FRL No. 9438-4) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2524. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; New York; Revised Format of 40 CFR Part 52 for Materials Being Incorporated by Reference" (FRL No. 9430-3) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2525. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval, Disapproval, and Promulgation of Air Quality Implementation Plans; Utah; Revisions to New Source Review Rules" (FRL No. 9428-9) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2526. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Oil and Hazardous Substances Pollution Contingency Plan National Priorities List" (FRL No. 9440-4) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2527. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, South Coast Air Quality Management District" (FRL No. 9431-9) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Environment and Public Works.

EC-2528. A communication from the Administrator of the Environmental Protection Agency, transmitting, pursuant to law, a report entitled "RCRA Hazardous Waste Identification of Methamphetamine Production Process By-products"; to the Committee on Environment and Public Works.

EC-2529. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the

report of a rule entitled "Determining the Amount of Taxes Paid for Purposes of the Foreign Tax Credit" (RIN1545-BK25) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Finance.

EC-2530. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update for Weighted Average Interest Rates, Yield Curves, and Segment Rates" (Notice 2011-59) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Finance.

EC-2531. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Notice and Request for Comments Regarding the Community Health Needs Assessment Requirements for Tax-exempt Hospitals" (Notice 2011-52) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Finance.

EC-2532. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Neurological Devices; Clarification of Classification for Human Dura Mater; Technical Amendment" (Docket No. FDA-1997-N-0040) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2533. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Exception From General Requirements for Informed Consent" (Docket No. FDA-2003-N-0212) received in the Office of the President of the Senate on July 14, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2534. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Delays in Approvals of Applications Related to Citizen Petitions and Petitions for Stay of Agency Action for Fiscal Year 2010"; to the Committee on Health, Education, Labor, and Pensions.

EC-2535. A communication from the Director, Planning and Policy Analysis, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Federal Employees Health Benefits Program: New Premium Rating Method for Most Community Rated Plans" (RIN3206-AM39) received in the Office of

the President of the Senate on July 14, 2011; to the Committee on Homeland Security and Governmental Affairs.

PETITION AND MEMORIAL

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-59. A resolution adopted by the Commission of Wayne County of the State of Michigan relative to recognition of the importance of the continuing funding and support for the F-35 Joint Strike Fighter Program; to the Committee on Armed Services.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mrs. MURRAY, from the Committee on Veterans' Affairs, with an amendment in the nature of a substitute:

S. 745. A bill to amend title 38, United States Code, to protect certain veterans who would otherwise be subject to a reduction in educational assistance benefits, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. MENENDEZ (for himself and Mr. GRASSLEY):

S. 1383. A bill to amend part D of title IV of the Social Security Act to improve the enforcement, collection, and administration of child support payments, and for other purposes; to the Committee on Finance.

By Mr. CHAMBLISS:

S. 1384. A bill to amend the Immigration and Nationality Act to provide for the temporary employment of foreign agricultural workers, and for other purposes; to the Committee on the Judiciary.

By Mr. VITTER (for himself and Mr. DEMINT):

S. 1385. A bill to terminate the \$1 presidential coin program; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. LEVIN:

S. 1386. A bill for the relief of Hussein Bazzi; to the Committee on the Judiciary.

By Mr. ROCKEFELLER (for himself, Mrs. HUTCHISON, and Mr. BAUCUS):

S. 1387. A bill to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes; to the Committee on Finance.

By Mr. KERRY (for himself, Mr. MCCAIN, and Mr. LIEBERMAN):

S. 1388. A bill to support private sector development, employment growth, rule of law, democratic reform, and accountable government in qualified transition countries in the Middle East and North Africa through the authorization of the participation by the United States in the general capital increase of the European Bank for Reconstruction and Development, and for other purposes; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 52

At the request of Mr. INOUE, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 52, a bill to establish uniform administrative and enforcement procedures and penalties for the enforcement of the High Seas Driftnet Fishing Moratorium Protection Act and similar statutes, and for other purposes.

S. 344

At the request of Mr. REID, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 387

At the request of Mrs. BOXER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 697

At the request of Mr. CASEY, the names of the Senator from Vermont [Mr. SANDERS] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 697, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for amounts paid by a spouse of a member of the Armed Services for a new State license or certification required by reason of a permanent change in the duty station of such member to another State.

S. 722

At the request of Mr. WYDEN, the name of the Senator from Maine [Ms. SNOWE] was

added as a cosponsor of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 798

At the request of Mr. TESTER, the names of the Senator from Nevada [Mr. HELLER] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 835

At the request of Mr. CRAPO, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 835, a bill to reform the Bureau of Alcohol, Tobacco, Firearms, and Explosives, modernize firearms laws and regulations, protect the community from criminals, and for other purposes.

S. 866

At the request of Mr. TESTER, the names of the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from Montana [Mr. BAUCUS] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 905

At the request of Mr. HARKIN, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 905, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for the purchase of hearing aids.

S. 946

At the request of Mr. BAUCUS, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 946, a bill to establish an Office of Rural Education Policy in the Department of Education.

S. 958

At the request of Mr. CASEY, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from New Hampshire [Mrs. SHAHEEN] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1052

At the request of Mr. SCHUMER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1052, a bill to amend the Public Health Service Act to create a National Childhood Brain Tumor Prevention Network to provide grants and coordinate research with respect to the causes of and risk factors associated with childhood brain tumors, and for other purposes.

S. 1175

At the request of Mrs. HAGAN, the names of the Senator from West Virginia [Mr. ROCKEFELLER] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 1175, a bill to provide, develop, and support 21st century readiness initiatives that assist students in acquiring the skills necessary to think critically and solve problems, be an effective communicator, collaborate with others, and learn to create and innovate.

S. 1176

At the request of Ms. LANDRIEU, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

S. 1297

At the request of Mr. BURR, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1297, a bill to preserve State and institutional authority relating to State authorization and the definition of credit hour.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in person, and for other purposes.

S. 1314

At the request of Mr. TESTER, the name of the Senator from Montana [Mr. BAUCUS] was added as a cosponsor of S. 1314, a bill to amend title 38, United States Code, to require the Secretary of Labor to establish minimum funding levels for States for the support of disabled veterans' outreach program specialists and local veterans' employment representatives, and for other purposes.

S. 1333

At the request of Mr. REED, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 1333, a bill to provide for the treatment and temporary financing of short-time compensation programs.

S. 1349

At the request of Mr. JOHANNES, the names of the Senator from Nebraska [Mr. NELSON] and the Senator from Missouri [Mrs. McCASKILL] were added as cosponsors of S. 1349, a bill to amend the National Flood Insurance Act of 1968 to clarify the effective date of policies covering properties affected by floods in progress.

S. 1354

At the request of Mrs. HAGAN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1354, a bill to authorize grants to promote media literacy and youth empowerment programs, to authorize research on the role and impact of depictions of girls and women in the media, to provide for the establishment of a National Task Force on Girls and Women in the Media, and for other purposes.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1372

At the request of Mr. REED, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1372, a bill to amend the Elementary and Secondary Education Act of 1965 regarding environmental education, and for other purposes.

S. 1378

At the request of Mr. NELSON of Nebraska, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 1378, a bill to ensure that Social Security and Tier 1 Railroad Retirement benefits are properly taken into account for purposes of determining eligibility for Medicaid and for the refundable credit for coverage under a qualified health plan.

SENATE JOINT RESOLUTION 6

At the request of Mrs. HUTCHISON, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of Senate Joint Resolution 6, a joint resolution disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices.

SENATE JOINT RESOLUTION 17

At the request of Mr. McCONNELL, the names of the Senator from North Carolina [Mr. BURR], the Senator from Washington [Ms. CANTWELL] and the Senator from Wisconsin [Mr. KOHL] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

At the request of Mrs. FEINSTEIN, the names of the Senator from Minnesota [Mr. FRANKEN], the Senator from New York [Mrs. GILLIBRAND], the Senator from Connecticut [Mr. LIEBERMAN] and the Senator from New Hampshire [Mrs. SHAHEEN] were added as cosponsors of Senate Joint Resolution 17, *supra*.

SENATE JOINT RESOLUTION 21

At the request of Mr. MENENDEZ, the names of the Senator from Connecticut [Mr. LIEBERMAN] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of Senate Joint Resolution 21, a joint resolution proposing an amendment to the Constitution of the United States relative to equal rights for men and women.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 216

At the request of Mrs. BOXER, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of Senate Resolution 216, a resolution encouraging women's political participation in Saudi Arabia.

SENATE RESOLUTION 228

At the request of Mr. LAUTENBERG, the names of the Senator from Rhode Island [Mr. REED], the Senator from Vermont [Mr. LEAHY], the Senator from Vermont [Mr. SANDERS], the Senator from Maryland [Ms. MIKULSKI], the Senator from Washington [Ms. CANTWELL], the Senator from Montana [Mr. BAUCUS], the Senator from New Mexico [Mr. BINGAMAN], the Senator from Missouri [Mrs. MCCASKILL], the Senator from Alabama [Mr. SESSIONS], the Senator from Oregon [Mr. WYDEN], the Senator from North Carolina [Mr. BURR], the Senator from Delaware [Mr. COONS], the Senator from Delaware [Mr. CARPER], the Senator from Colorado [Mr. UDALL], the Senator from Texas [Mr. CORNYN], the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from New Mexico [Mr. UDALL], the Senator from Wyoming [Mr. ENZI], the Senator from Georgia [Mr. ISAKSON], the Senator from Hawaii [Mr. INOUE], the Senator from South Dakota [Mr. JOHNSON], the Senator from Nevada [Mr. REID], the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Texas [Mrs. HUTCHISON], the Senator from Nebraska [Mr. JOHANNIS], the Senator from Iowa [Mr. GRASSLEY], the Senator from Wisconsin [Mr. KOHL] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of Senate Resolution 228, a resolution expressing the sense of the Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 PM Eastern Daylight Time on September 11,

2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001.

SENATE RESOLUTION 232

At the request of Mr. MENENDEZ, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of Senate Resolution 232, a resolution recognizing the continued persecution of Falun Gong practitioners in China on the 12th anniversary of the campaign by the Chinese Communist Party to suppress the Falun Gong movement, recognizing the Tuidang movement whereby Chinese citizens renounce their ties to the Chinese Communist Party and its affiliates, and calling for an immediate end to the campaign to persecute Falun Gong practitioners.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REED,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on July 19, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on July 19, 2011, at 10 a.m., to conduct a committee hearing entitled "Enhanced Consumer Financial Protection After the Financial Crisis."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on July 19, 2011, at 10:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on July 19, 2011, at 2:30 p.m., in Dirksen 406 to conduct a hearing entitled, "Nomination of Ken Kopocis to be Assistant Administrator for the Office of Water for the Environmental Protection Agency and Rebecca Wodder to be Assistant Secretary for Fish, Wildlife and Parks for the Department of the Interior.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on July 19, 2011, at 10 a.m.

AD HOC SUBCOMMITTEE ON DISASTER RECOVERY AND

INTERGOVERNMENTAL AFFAIRS

The Ad Hoc Subcommittee on Disaster Recovery and Intergovernmental Affairs of the Committee on Homeland Security and

Governmental Affairs be authorized to meet during the session of the Senate on Tuesday, July 19, 2011, at 2:30 p.m. to conduct a hearing entitled, "2011 Spring Storms: Picking up the Pieces and Building Back Stronger."

SUBCOMMITTEE ON CRIME AND TERRORISM

The Committee on the Judiciary, Subcommittee on Crime and Terrorism, be authorized to meet during the session of the Senate on July 19, 2011, at 10:30 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Drug and Veterans Treatment Courts: Seeking Cost-Effective Solutions for Protecting Public Safety and Reducing Recidivism."

SUBCOMMITTEE ON NEAR EASTERN AND SOUTH AND CENTRAL ASIAN AFFAIRS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on July 19, 2011, at 2:30 p.m., to hold a Near Eastern and South and Central Asian Affairs subcommittee hearing entitled, "U.S. Policy in Yemen."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 11:39 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 33. An act to amend the Securities Act of 1933 to specify when certain securities issued in connection with church plans are treated as exempted securities for purposes of that Act.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 33. An act to amend the Securities Act of 1933 to specify when certain securities issued in connection with church plans are treated as exempted securities for purposes of that Act; to the Committee on Banking, Housing, and Urban Affairs.

RECESS

Pursuant to the order of yesterday,

At 12:30 p.m.,

The PRESIDING OFFICER (Mr. WEBB in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER called the Senate to order.

MILITARY CONSTRUCTION AND
VETERANS AFFAIRS AND
RELATED AGENCIES
APPROPRIATIONS ACT, 2012

Pursuant to the order of yesterday, as modified,

The PRESIDING OFFICER laid before the Senate its pending business, viz, the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 556, as modified, proposed by Mr. TIM JOHNSON (for himself, Mr. KIRK, and Mrs. MCCASKILL), to the reported amendment (in the nature of a substitute) to the bill.

Pending debate,

By unanimous consent, on the request of Mr. TIM JOHNSON,

Ordered, That Ms. COLLINS be added as a cosponsor of his pending amendment, as modified.

The question being on agreeing to amendment No. 556, as modified, to the reported amendment (in the nature of a substitute) to the bill.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to the reported amendment (in the nature of a substitute).

On motion by Mr. VITTER to amend the pending reported amendment (in the nature of a substitute) on page 117, after line 12, by inserting certain words (being amendment No. 568).

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to the reported amendment (in the nature of a substitute) to the bill.

On motion by Mr. WYDEN (for himself, and Mr. MERKLEY) to amend the pending reported amendment (in the nature of a substitute) on page 84, after line 6, by inserting certain words (being amendment No. 570).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to the reported amendment (in the nature of a substitute) to the bill.

On motion by Mr. COBURN to amend the pending reported amendment (in the nature of a substitute) on page 112, after line 2, by inserting certain words (being amendment No. 564).

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 12 noon on tomorrow, Mr. TIM JOHNSON be recognized to move to table amendment No. 568; that no other amendment or point of order be in order to the amendment prior to a vote on the motion to table; and that a motion to reconsider be considered made and laid on the table.

ORDERS FOR RECESS UNTIL 9:30
A.M. ON TOMORROW, AND FOR
PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it recess until 9:30 a.m. on tomorrow; that on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill H.R. 2055.

RECESS

By unanimous consent, on the request of Mr. REID,

At 6:54 p.m.,

The Senate recessed, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, JULY 20, 2011

(Legislative day of Tuesday, July 19, 2011)

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 20, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

ORDER FOR HOUSE BILL TO BE
PLACED ON THE CALENDAR

By unanimous consent, on the request of Mr. REID,

Ordered, That when the Senate receives the bill (H.R. 2560) to cut, cap, and balance the Federal budget, from the House of Representatives for concurrence, it be read twice, and placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

LEADER TIME RESERVED

Pursuant to the order of yesterday,

The times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

NOTICE OF CONTINUATION OF
NATIONAL EMERGENCY BLOCKING
PROPERTY OF CERTAIN PERSONS AND
PROHIBITING THE IMPORTATION OF
CERTAIN GOODS FROM LIBERIA --
PM 14

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the

anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication stating that the national emergency and related measures dealing with the former regime of Charles Taylor are to continue in effect beyond July 22, 2011.

The actions and policies of former Liberian President Charles Taylor and other persons, in particular their unlawful depletion of Liberian resources and their removal from Liberia and secreting of Liberian funds and property, continue to undermine Liberia's transition to democracy and the orderly development of its political, administrative, and economic institutions and resources. These actions and policies continue to pose an unusual and extraordinary threat to the foreign policy of the United States. For this reason, I have determined that it is necessary to continue the national emergency with respect to the former Liberian regime of Charles Taylor.

BARACK OBAMA.

THE WHITE HOUSE, *July 20, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2536. A communication from the Administrator, Rural Business-Cooperative Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Business and Industry Guaranteed Loan Program" (RIN0570-AA81) received in the Office of the President of the Senate on July 15, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2537. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to a series of violations of the Antideficiency Act including violations at the appropriation level occurring in a variety of Department of Health and Human Services (HHS) accounts, and one violation occurring at the apportionment level; to the Committee on Appropriations.

EC-2538. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-064, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-2539. A communication from the Assistant Secretary, Bureau of Political-

Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-059, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-2540. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-020, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-2541. A communication from the Secretary of Defense, transmitting a report on the approved retirement of General James E. Cartwright, United States Marine Corps, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

EC-2542. A communication from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Amendment to the Bank Secrecy Act Regulations -- Definitions and Other Regulations Relating to Money Services Businesses" (RIN1506-AA97) received in the Office of the President of the Senate on July 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2543. A communication from the Deputy Secretary, Division of Trading and Markets, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Brokers or Dealers Engaged in a Retail Forex Business" (RIN3235-AL19) received in the Office of the President of the Senate on July 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2544. A communication from the Chief of the Foreign Species Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Listing the Salmon-Crested Cockatoo as Threatened Throughout Its Range with Special Rule; Final Rule" (RIN1018-AW38) received in the Office of the President of the Senate on July 15, 2011; to the Committee on Environment and Public Works.

EC-2545. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled

"Incorporation by Reference of Edition and Addenda to American Society of Mechanical Engineers (ASME) Codes and New and Revised ASME Code Cases into 10 CFR 50.55a" (RIN3150-AI35) received in the Office of the President of the Senate on July 15, 2011; to the Committee on Environment and Public Works.

EC-2546. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0103A - 2011-0112); to the Committee on Foreign Relations.

EC-2547. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Amendment to the International Traffic in Arms Regulations: Filing, Retention, and Return of Export Licenses and Filing of Export Information" (RIN1400-AC91) received during adjournment of the Senate in the Office of the President of the Senate on July 15, 2011; to the Committee on Foreign Relations.

EC-2548. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Amendment to the International Traffic in Arms Regulations: International Import Certificate BIS-645P/ATF-4522/DSP-53" (RIN1400-AC85) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Foreign Relations.

EC-2549. A communication from the Secretary of Housing and Urban Development, transmitting, pursuant to law, the Office of the Inspector General's Semiannual Report for the period of October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2550. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Bullhead City Regatta, Bullhead City, AZ" ((RIN1625-AA00)(Docket No. USCG-2011-0410)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2551. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Independence Day Fireworks Celebration for the City of Martinez, Martinez, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0400)) received in the Office of the President of the Senate on July

18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2552. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Big Sioux River from the Military Road Bridge North Sioux City to the Confluence of the Missouri River, SD" ((RIN1625-AA00)(Docket No. USCG-2011-0528)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2553. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Missouri River from the Border between Montana and North Dakota" ((RIN1625-AA00)(Docket No. USCG-2011-0511)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2554. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Upper Mississippi River, Mile 856.0 to 855.0, Minneapolis, MN" ((RIN1625-AA00)(Docket No. USCG-2011-0198)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2555. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Delta Independence Day Foundation Celebration, Mandeville Island, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0395)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2556. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Stockton Ports Baseball Club Fourth of July Fireworks Display, Stockton, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0397)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2557. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Jameson Beach Fourth of July Fireworks Display" ((RIN1625-AA00)(Docket No. USCG-2011-0398)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2558. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; The Pacific Grove Feast of Lanterns, Fireworks Display, Pacific Grove, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0159)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2559. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Waterway Closure, Atchafalaya River from Mile Marker 117 (Morgan City Railroad Bridge) to Mile Marker 0 (Simmesport, LA)" ((RIN1625-AA00)(Docket No. USCG-2011-0433)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2560. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Mile Marker 98.5 West of Harvey Lock Gulf Intracoastal Waterway to Mile Marker 108.5 West of Harvey Lock Gulf Intracoastal Waterway" ((RIN1625-AA00)(Docket No. USCG-2011-0434)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2561. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Waterway Closure, Morgan City - Port Allen Route from Mile Marker 0 to Port Allen Lock" ((RIN1625-AA00)(Docket No. USCG-2011-0432)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2562. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Independence Day Fireworks Celebration for the City of Richmond, Richmond, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0399)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2563. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Marine Events Requiring Safety Zones in the Captain of the Port Sault Sainte Marie Zone" ((RIN1625-AA00)(Docket No. USCG-2011-0542)) received in the Office of the President of the

Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2564. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Shore Thing and Independence Day Fireworks, Chesapeake Bay, Norfolk, VA" ((RIN1625-AA00)(Docket No. USCG-2011-0303)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2565. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Cape Charles Fireworks, Cape Charles Harbor, Cape Charles, VA" ((RIN1625-AA00)(Docket No. USCG-2011-0304)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2566. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Fourth of July Fireworks Event, Pagan River, Smithfield, VA" ((RIN1625-AA00)(Docket No. USCG-2011-0588)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2567. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; New Port River; Morehead City, NC" ((RIN1625-AA00)(Docket No. USCG-2011-0230)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2568. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Multiple Firework Displays in Captain of the Port, Puget Sound Area of Responsibility" ((RIN1625-AA00)(Docket No. USCG-2011-0450)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2569. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Fireworks Displays in the Sector Columbia River Area of Responsibility" ((RIN1625-AA00)(Docket No. USCG-2011-0448)) received in the Office of the President of the Senate on July

18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2570. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; July 4th Fireworks Displays within the Captain of the Port Miami Zone, FL" ((RIN1625-AA00)(Docket No. USCG-2011-0439)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2571. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; New York Water Taxi 10th Anniversary Fireworks, Upper New York Bay, Red Hook, NY" ((RIN1625-AA00)(Docket No. USCG-2011-0222)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2572. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Nicole Cerrito Birthday Fireworks, Detroit River, Detroit, MI" ((RIN1625-AA00)(Docket No. USCG-2011-0416)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2573. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Michigan Bankers Association Fireworks, Lake Huron, Mackinac Island, MI" ((RIN1625-AA00)(Docket No. USCG-2011-0265)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2574. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Augusta Southern Nationals Drag Boat Race, Savannah River, Augusta, GA" ((RIN1625-AA00)(Docket No. USCG-2011-0438)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2575. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Barrier Testing Operations, Chicago Sanitary and Ship Canal, Romeoville, IL" ((RIN1625-AA00)(Docket No. USCG-2011-0453)) received in the Office of the President of the Senate on

July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2576. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Rochester Harbor Festival, Genesee River, Rochester, NY" ((RIN1625-AA00)(Docket No. USCG-2011-0374)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2577. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; M/V DAVY CROCKETT, Columbia River" ((RIN1625-AA00)(Docket No. USCG-2010-0939)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2578. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Independence Day Fireworks Celebration for the City of Half Moon Bay, Half Moon Bay, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0396)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2579. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Fan Pier Yacht Club Fireworks, Boston Harbor, Boston, MA" ((RIN1625-AA00)(Docket No. USCG-2011-0437)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2580. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Pantego Creek; Belhaven, NC" ((RIN1625-AA00)(Docket No. USCG-2011-0473)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2581. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Charleston Sharkfest Swim, Charleston Harbor, Charleston, SC" ((RIN1625-AA00)(Docket No. USCG-2011-0501)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2582. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Bay Point Fireworks, Bay Point Marina; Marblehead, OH" ((RIN1625-AA00)(Docket No. USCG-2011-0516)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2583. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; 4th of July Festival Berkeley Marina Fireworks Display Berkeley, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0370)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2584. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Hylebos Bridge Restoration, Hylebos Waterway, Tacoma, WA" ((RIN1625-AA00)(Docket No. USCG-2011-0114)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2585. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; July 4th Weekend Fireworks Displays within the Captain of the Port St. Petersburg Zone, FL" ((RIN1625-AA00)(Docket No. USCG-2011-0350)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2586. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Truman-Hobbs Alteration of the Elgin Joliet and Eastern Railroad Drawbridge; Illinois River, Morris, IL" ((RIN1625-AA00)(Docket No. USCG-2011-0199)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2587. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Marine Events in Captain of the Port Long Island Sound Zone" ((RIN1625-AA00)(Docket No. USCG-2011-0470)) received in the Office of the President of the Senate on July 18, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-2588. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Brandon Road Lock and Dam to Lake Michigan Including Des Plaines River, Chicago Sanitary and Ship Canal, Chicago River, and Calumet-Saganashkee Channel, Chicago, IL" ((RIN1625-AA00)(Docket No. USCG-2011-0228)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2589. A communication from the Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities; Structure and Practices of the Video Relay Service Program" ((CG Docket Nos. 03-123 and 10-51)(FCC 11-104)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2590. A communication from the Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Electronic Tariff Filing System (ETFS)" ((RIN3060-AJ41)(WC Docket No. 10-141)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2591. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Atlantic Intracoastal Waterway (AIWW), Elizabeth River, Southern Branch, Chesapeake, VA" ((RIN1625-AA09)(Docket No. USCG-2010-0879)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2592. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Superfund Site, New Bedford Harbor, New Bedford, MA: Anchorage Ground and Regulated Navigation Area" ((RIN1625-AA01 and RIN1625-AA11)-(Docket No. USCG-2010-1119)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2593. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a

rule entitled "Special Local Regulation for Marine Events; Temporary Change of Dates for Recurring Marine Events in the Fifth Coast Guard District; Mill Creek, Hampton, VA" ((RIN1625-AA08)(Docket No. USCG-2011-0540)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2594. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulation; Monongahela River, Morgantown, WV" ((RIN1625-AA08)(Docket No. USCG-2011-0235)) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. NELSON of Nebraska:

S. 1389. A bill to exempt any road, highway, or bridge damaged by a natural disaster, including a flood, from duplicative environmental reviews if the road, highway, or bridge is reconstructed in the same location; to the Committee on Environment and Public Works.

By Mr. LEVIN (for himself and Mr. BEGICH):

S. 1390. A bill to amend the Internal Revenue Code of 1986 to simplify, modernize, and improve public notice of and access to tax lien information by providing for a national, Internet accessible, filing system for Federal tax liens, and for other purposes; to the Committee on Finance.

By Mr. TESTER:

S. 1391. A bill to amend title 38, United States Code, to improve the disability compensation evaluation procedure of the Secretary of Veterans Affairs for veterans with post-traumatic stress disorder or mental health conditions related to military sexual trauma, and for other purposes; to the Committee on Veterans' Affairs.

By Ms. COLLINS (for herself, Mr. WYDEN, Mr. ALEXANDER, Ms. LANDRIEU, Mr. TOOMEY, and Mr. PRYOR):

S. 1392. A bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes; to the Committee on Environment and Public Works.

By Mr. BARRASSO:

S. 1393. A bill to prohibit the enforcement of a climate change interpretive guidance issued by the Securities and Exchange Commission, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. WEBB (for himself and Mr. ALEXANDER):

S. 1394. A bill to allow a Commissioner of the Nuclear Regulatory Commission to continue to serve on the Commission if a successor is not appointed and confirmed in a timely manner; to the Committee on Environment and Public Works.

ADDITIONAL COSPONSORS

S. 401

At the request of Mr. LEAHY, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 401, a bill to help Federal prosecutors and investigators combat public corruption by strengthening and clarifying the law.

S. 576

At the request of Mr. HARKIN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 576, a bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education.

S. 605

At the request of Mr. GRASSLEY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 605, a bill to amend the Controlled Substances Act to place synthetic drugs in Schedule I.

S. 641

At the request of Mr. DURBIN, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 726

At the request of Mr. RUBIO, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 726, a bill to rescind \$45 billion of unobligated discretionary appropriations, and for other purposes.

S. 745

At the request of Mr. SCHUMER, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 745, a bill to amend title 38, United States Code, to protect certain veterans who would otherwise be subject to a reduction in

educational assistance benefits, and for other purposes.

S. 798

At the request of Mr. TESTER, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 810

At the request of Ms. CANTWELL, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 810, a bill to prohibit the conducting of invasive research on great apes, and for other purposes.

S. 834

At the request of Mr. CASEY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 838

At the request of Mr. TESTER, the names of the Senator from Utah [Mr. HATCH] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 839

At the request of Ms. KLOBUCHAR, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 839, a bill to ban the sale of certain synthetic drugs.

S. 871

At the request of Mr. COBURN, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 871, a bill to repeal the Volumetric Ethanol Excise Tax Credit.

S. 1000

At the request of Mrs. SHAHEEN, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1000, a bill to promote energy savings in residential and commercial buildings and industry, and for other purposes.

S. 1013

At the request of Mr. HATCH, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 1013, a bill to renew the authority of the Secretary of Health and Human Services to approve demonstration projects designed to test innovative strategies in State child welfare programs.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 1048, a bill to

expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1069

At the request of Ms. CANTWELL, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1069, a bill to suspend temporarily the duty on certain footwear, and for other purposes.

S. 1171

At the request of Mr. SCHUMER, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1171, a bill to amend the Internal Revenue Code of 1986 to extend the exclusion from gross income for employer-provided health coverage for employees' spouses and dependent children to coverage provided to other eligible dependent beneficiaries of employees.

S. 1208

At the request of Ms. MURKOWSKI, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 1208, a bill to provide an election to terminate certain capital construction funds without penalties.

S. 1214

At the request of Mrs. GILLIBRAND, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from Iowa [Mr. HARKIN] were added as cosponsors of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1219

At the request of Mr. BARRASSO, the names of the Senator from Mississippi [Mr. WICKER] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of S. 1219, a bill to require Federal agencies to assess the impact of Federal action on jobs and job opportunities, and for other purposes.

S. 1228

At the request of Mr. WHITEHOUSE, the name of the Senator from Arizona [Mr. KYL] was added as a cosponsor of S. 1228, a bill to prohibit trafficking in counterfeit military goods or services.

S. 1231

At the request of Mr. LEAHY, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1231, a bill to reauthorize the Second Chance Act of 2007.

S. 1274

At the request of Mr. ENZI, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 1274, a bill to provide for a biennial appropriations process with the exception of defense spending and to enhance oversight and the performance of the Federal Government.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking

Victims Protection Act of 2000, to enhance measures to combat trafficking in person, and for other purposes.

S. 1316

At the request of Mr. ENZI, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 1316, a bill to prevent a fiscal crisis by enacting legislation to balance the Federal budget through reductions of discretionary and mandatory spending.

S. 1333

At the request of Mr. REED, the names of the Senator from Minnesota [Mr. FRANKEN] and the Senator from Illinois [Mr. DURBIN] were added as cosponsors of S. 1333, a bill to provide for the treatment and temporary financing of short-time compensation programs.

S. 1340

At the request of Mr. LEE, the names of the Senator from Nevada [Mr. HELLER] and the Senator from Indiana [Mr. LUGAR] were added as cosponsors of S. 1340, a bill to cut, cap, and balance the Federal budget.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1380

At the request of Mr. VITTER, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1380, a bill to suspend until January 21, 2013, certain provisions of Federal immigration law, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the names of the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Pennsylvania [Mr. CASEY] and the Senator from Wisconsin [Mr. JOHNSON] were added as cosponsors of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the names of the Senator from Oregon [Mr. WYDEN] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 216

At the request of Mrs. BOXER, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of Senate Resolution 216, a resolution encouraging women's political participation in Saudi Arabia.

SENATE RESOLUTION 228

At the request of Mr. LAUTENBERG, the names of the Senator from Arkansas [Mr. BOOZMAN], the Senator from Tennessee [Mr.

CORKER], the Senator from Colorado [Mr. BENNET], the Senator from Tennessee [Mr. ALEXANDER], the Senator from Missouri [Mr. BLUNT], the Senator from Arkansas [Mr. PRYOR], the Senator from Nebraska [Mr. NELSON], the Senator from Louisiana [Ms. LANDRIEU] and the Senator from South Carolina [Mr. GRAHAM] were added as cosponsors of Senate Resolution 228, a resolution expressing the sense of the Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 PM Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001.

SENATE RESOLUTION 230

At the request of Mr. WHITEHOUSE, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of Senate Resolution 230, a resolution expressing the sense of the Senate that any agreement to reduce the budget deficit should not include cuts to Social Security benefits or Medicare benefits.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 20, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building, to conduct a hearing entitled "Building American Transportation Infrastructure through Innovative Funding."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on July 20, 2011, at 10 a.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on July 20, 2011.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on July 20, 2011, at 10 a.m. to conduct a hearing entitled "Federal Regulation: A Review of Legislative Proposals, Part II."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on July 20, 2011, at 9:45 a.m. in room SH-216 of the Hart Senate Office Building, to conduct a hearing entitled "S. 598, The

Respect for Marriage Act: Accessing the Impact of DOMA on American Families."

SUBCOMMITTEE ON ECONOMIC POLICY

The Subcommittee on Economic Policy be authorized to meet during the session of the Senate on July 20, 2011, at 10 a.m. to conduct a hearing entitled "Access to Capital: Fostering Job Creation and Innovation through High-Growth Startups."

SUBCOMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE

The Subcommittee on Transportation and Infrastructure of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on July 20, 2011, at 10 a.m. in room SD-406 of the Dirksen Senate Office Building, to conduct a hearing entitled "Yellowstone River Oil Spill Oversight."

SUBCOMMITTEE ON OCEANS, ATMOSPHERE, FISHERIES, AND COAST GUARD

The Subcommittee on Oceans, Atmosphere, Fisheries, and Coast Guard of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 20, 2011, at 2:30 p.m. in room SR-253 of the Russell Senate Office Building, to conduct a hearing entitled "Looking to the Future: Lessons in Prevention, Response, and Restoration from the Gulf Oil Spill."

SUBCOMMITTEE ON PERSONNEL

The Subcommittee on Personnel of the Committee on Armed Services be authorized to meet during the session of the Senate on July 20, 2011, at 2 p.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 11:08 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2560. An act to cut, cap, and balance the Federal Budget.

At 5:41 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill and joint resolution, in which it requests the concurrence of the Senate:

H.R. 2553. An act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

H.J. Res. 66. Joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

HOUSE BILL PLACED ON THE CALENDAR

Pursuant to the order of today,

The following bill was read the first and second times, and placed on the calendar:

H.R. 2560. An act to cut, cap, and balance the Federal budget.

MILITARY CONSTRUCTION AND VETERANS AFFAIRS AND RELATED AGENCIES APPROPRIATIONS ACT, 2012

Pursuant to the order of yesterday, as modified,

The PRESIDING OFFICER (Mr. MANCHIN in the chair) laid before the Senate its pending business, viz, the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 564, proposed by Mr. COBURN, to the reported amendment (in the nature of a substitute) to the bill.

Pending debate,

The hour of 12 noon having passed,

Pursuant to the order of yesterday, as modified,

The question recurring on agreeing to amendment No. 568, proposed by Mr. VITTER, to the reported amendment (in the nature of a substitute) to the bill.

After debate,

On motion by Mr. TIM JOHNSON to lay the pending amendment on the table.

On motion by Mr. TIM JOHNSON,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative--- yeas... 69, nays... 30

[Rollcall Vote No. 113 Leg.]

YEAS --- 69

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Cochran, Collins, Conrad, Coons, Cornyn, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Heller, Hoeven, Hutchison, Inouye, Isakson, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCain, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 30

Ayotte, Barrasso, Blunt, Coats, Coburn, Corker, Crapo, DeMint, Enzi, Grassley, Hatch, Inhofe,

Johanns, Johnson (WI), Kyl, Lee, Lugar, McConnell, Moran, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter.

So the motion was agreed to.

Pursuant to the order of yesterday,

A motion to reconsider was considered made and laid on the table.

The question recurring on agreeing to amendment No. 564 to the reported amendment (in the nature of a substitute) to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to the reported amendment (in the nature of a substitute) to the bill.

On motion by Ms. AYOTTE to amend the pending reported amendment (in the nature of a substitute) on page 112, after line 2, by inserting certain words (being amendment No. 575).

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to the reported amendment (in the nature of a substitute) to the bill.

On motion by Mrs. BOXER (for herself, Mr. GRAHAM, Mr. INHOFE, and Mr. BILL NELSON) to amend the pending reported amendment (in the nature of a substitute), at the appropriate place, by inserting certain words (being amendment No. 577).

By unanimous consent, on the request of Mr. REID,

Ordered, That amendment No. 556 be further modified; that Mr. WARNER be added as a cosponsor of the amendment; that amendment No. 562 be proposed on behalf of Mrs. HUTCHISON, and agreed to; that amendment No. 563 be proposed on behalf of Mrs. HUTCHISON (for herself and Mr. SESSIONS), and agreed to; and that amendment No. 556, as further modified, and amendment No. 570 be agreed to.

Ordered further, That amendment No. 553 be withdrawn; that Budget Act points of order, and motions to waive be in order; that no other amendment, motion, or point of order be in order; that, at 4:45 p.m., the Senate vote in relation to the following amendments in the following order: amendment No. 575, amendment No. 577, and amendment No. 564; that, upon disposition of amendment No. 564, the reported amendment (in the nature of a substitute), as amended, be agreed to; that the bill, as amended, be read the third time; that the Senate vote on passage of the bill, as amended; and that motions to reconsider be considered made and laid on the table.

Ordered further, That following passage of the bill, the Senate insist on its amendment, and ask a conference with the House of Representatives thereon; and that the chair be authorized to appoint conferees on the part of

the Senate, in a ratio of 9 majority- to 8 minority-party Senators.

Ordered further, That there be two minutes, equally divided and controlled in the usual form, for debate prior to each vote.

The question being on agreeing to amendment No. 577 to the reported amendment (in the nature of a substitute), as amended, to the bill.

Mrs. BOXER modified her pending amendment.

The question then being on agreeing to amendment No. 577, as modified, to the reported amendment (in the nature of a substitute), as amended, to the bill.

Pending debate,

Pursuant to the order of today, as modified.

The question recurring on agreeing to amendment No. 575 to the reported amendment (in the nature of a substitute), as amended, to the bill.

The amendment was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 577, as modified, to the reported amendment (in the nature of a substitute), as amended, to the bill.

The amendment, as modified, was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 564 to the reported amendment (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Mrs. MURRAY to lay the pending amendment on the table.

On motion by Mrs. MURRAY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative--- yeas... 69, nays... 30

[Rollcall Vote No. 114 Leg.]

YEAS --- 69

Akaka, Ayotte, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Grassley, Hagan, Harkin, Heller, Hoeven, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 30

Alexander, Barrasso, Blunt, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Hatch, Hutchison, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Paul,

Portman, Risch, Sessions, Shelby, Toomey, Vitter, Wicker.

So the motion was agreed to.

Pursuant to the order of today,

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

The question being on passage of the bill, as amended.

Pursuant to the order of today,

The bill, as amended, was read the third time.

On motion by Mr. TIM JOHNSON,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill, as amended.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 97, nays... 2

[Rollcall Vote No. 115 Leg.]

YEAS --- 97

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 2

Coburn, Corker.

So it was,

Resolved, That the bill, as amended, do pass.

Pursuant to the order of today,

Motions to reconsider were considered made and laid on the table.

Pursuant to the order of today,

The Senate insisted on its amendment, and asked a conference with the House of Representatives thereon; and the chair, as authorized, appointed the following as conferees on the part of the Senate: Mr. TIM JOHNSON, Mr. INOUE, Ms. LANDRIEU, Mrs. MURRAY, Mr. REED, Mr. BEN NELSON, Mr. PRYOR, Mr. TESTER, Mr. LEAHY, Mr. KIRK, Mrs. HUTCHISON, Mr. MCCONNELL, Ms. MURKOWSKI, Mr. BLUNT, Mr. HOEVEN, Mr. COATS, and Mr. COCHRAN.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that, when the Senate considers the motion to proceed to consider bill H.R. 2560, the time until 2 p.m. be equally divided and controlled for debate thereon between the two leaders, or their designees, with Senators permitted to speak for up to 10 minutes each therein; that the minority control the first 30 minutes therein; and the majority control the second 30 minutes therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:48 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, JULY 21, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Reverend Simeon Spencer, Senior Pastor of Union Baptist Church, Trenton, New Jersey, offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 21, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

JOURNAL OF THE SENATE

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

MOTION TO PROCEED TO CONSIDER BILL H.R. 2560

On motion by Mr. REID that the Senate proceed to consider the bill (H.R. 2560) to cut, cap, and balance the Federal budget.

The question being on agreeing to the motion.

Pending debate,

RECESS FOR VISIT BY THE PRIME MINISTER OF NEW ZEALAND

Mr. KERRY introduced to the Senate the Right Honorable John Key, Prime Minister of New Zealand.

By unanimous consent, on the request of Mr. KERRY,

At 11:46 a.m.,

The Senate recessed, subject to the call of the chair, to greet its guest.

AT 11:51 A.M.

The PRESIDING OFFICER (Mr. SHERROD BROWN in the chair) called the Senate to order.

MOTION TO PROCEED TO CONSIDER BILL H.R. 2560

The Senate resumed consideration of the motion to proceed to consider bill H.R. 2560.

The question being on agreeing to the motion.

Pending debate,

EXTENDING THE TERM OF THE INCUMBENT DIRECTOR OF THE FEDERAL BUREAU OF INVESTIGATION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 1103) to extend the term of the incumbent Director of the Federal Bureau of Investigation.

The question being on agreeing to the reported amendment (in the nature of a substitute).

On motion by Mr. REID (for Mr. COBURN) to amend the pending reported amendment (in the nature of a substitute) on page 3, by striking all beginning on line 17 through line 12 on page 4, and inserting in lieu thereof other words (being amendment No. 579).

The amendment was agreed to.

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

The question being on the passage of the bill, as amended.

The bill, as amended, was deemed read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, if Robert S. Mueller, III, is nominated to be Director of the Federal Bureau of Investigation, said nomination be placed on the executive calendar; that, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to executive session to consider the nomination; that there be 2 hours, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination; that, following the vote, a motion to reconsider be made and laid on the table; that no further motions be in order to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

MOTION TO PROCEED TO CONSIDER BILL H.R. 2560

The Senate resumed consideration of the motion to proceed to consider bill H.R. 2560.

The question being on agreeing to the motion.

Pending debate,

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2595. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Carboxymethyl guar gum sodium salt and Carboxymethyl-hydroxypropyl guar;

Exemption from the Requirement of a Tolerance" (FRL No. 8880-5) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2596. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of General Walter L. Sharp, United States Army, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

EC-2597. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Retail Foreign Exchange Transactions" (RIN1557-AD42) received in the Office of the President of the Senate on July 18, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2598. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury, transmitting, pursuant to law, (6) reports relative to vacancies within the Department, received in the Office of the President of the Senate on July 20, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2599. A communication from the President and Chief Executive Officer, Federal Home Loan Bank of Pittsburgh, transmitting, pursuant to law, the Bank's 2010 Statement on System of Internal Controls, audited financial statements, and Report of Independent Auditors on Internal Control over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with Government Auditing Standards; to the Committee on Banking, Housing, and Urban Affairs.

EC-2600. A communication from the Chairman of the Office of Proceedings, Surface Transportation Board, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Regulations Governing Fees for Services" (RIN2140-AB06) received in the Office of the President of the Senate on July 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2601. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Required Warnings for Cigarette Packages and Advertisements" (RIN0910-AG41) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2602. A communication from the Director of the Regulatory Management

Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plan Revisions; Infrastructure Requirements for the 1997 8-hour Ozone National Ambient Air Quality Standard; Montana" (FRL No. 9440-6) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Environment and Public Works.

EC-2603. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Texas; Revisions to Permits by Rule and Regulations for Control of Air Pollution by Permits for New Construction or Modification" (FRL No. 9442-7) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Environment and Public Works.

EC-2604. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Disapproval and Promulgation of State Implementation Plan Revisions; Infrastructure Requirements for the 1997 8-hour Ozone National Ambient Air Quality Standard; Wyoming" (FRL No. 9441-5) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Environment and Public Works.

EC-2605. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plan Revisions; Infrastructure Requirements for the 1997 8-hour Ozone National Ambient Air Quality Standards; Revisions to ARSD Chapter 74:36:09 (PSD); South Dakota" (FRL No. 9441-6) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Environment and Public Works.

EC-2606. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plan Revisions; Infrastructure Requirements for the 1997 8-hour Ozone National Ambient Air Quality Standard; Colorado" (FRL No. 9442-1) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Environment and Public Works.

EC-2607. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental

Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plan Revisions; Infrastructure Requirements for the 1997 8-hour Ozone National Ambient Air Quality Standard; Utah" (FRL No. 9442-2) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Environment and Public Works.

EC-2608. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - August 2011" (Rev. Rul. 2011-16) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Finance.

EC-2609. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Determining the Amount of Taxes Paid for Purposes of the Foreign Tax Credit" (RIN1545-BK40) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Finance.

EC-2610. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed export license for the export of defense articles, including, technical data, and defense services related to the sale of M60E4/MK 43 general purpose machine guns, accessories training and spare parts to the Colombian National Police in the amount of \$1,000,000 or more; to the Committee on Foreign Relations.

EC-2611. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Singapore for the manufacture of accessory products, fabricated/machined components and assemblies for various U.S.-origin aircraft, vessels and military vehicles in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2612. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to the United Kingdom for the manufacture of Joint Services General Purpose Masks (M50 and

M51) in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2613. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Labeling and Effectiveness Testing; Sunscreen Drug Products for Over-the-Counter Human Use" (Docket No. FDA-1978-N-0018) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2614. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Tobacco Products, Exemptions from Substantial Equivalence Requirements" (Docket No. FDA-2010-N-0646) received in the Office of the President of the Senate on July 20, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2615. A communication from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Requirements for Fee Disclosure to Plan Fiduciaries and Participants - Applicability Dates" (RIN1210-AB08) received in the Office of the President of the Senate on July 19, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2616. A communication from the Assistant Deputy Secretary for Innovation and Improvement, Office of Innovation and Improvement, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Promise Neighborhoods Program" (RIN1855-ZA07) received in the Office of the President of the Senate on July 19, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2617. A communication from the Director, Retirement Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Customs and Border Protection Officer Retirement" (RIN3206-AL69) received in the Office of the President of the Senate on July 19, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2618. A communication from the Chairman of the Federal Deposit Insurance Corporation, transmitting, pursuant to law, the Federal Deposit Insurance Corporation's 2011 Annual Performance Plan; to the Committee on Homeland Security and Governmental Affairs.

REPORTS OF A COMMITTEE

The following reports of a committee were submitted:

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 1228. A bill to prohibit trafficking in counterfeit military goods or services.

S. 1231. A bill to reauthorize the Second Chance Act of 2007.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BARRASSO (for himself, Mr. ALEXANDER, Mr. KYL, Mr. WICKER, Mr. ROBERTS, Mr. INHOFE, Mrs. HUTCHISON, Mr. CORNYN, and Mr. GRASSLEY):

S. 1395. A bill to ensure that all Americans have access to waivers from the Patient Protection and Affordable Care Act; to the Committee on Finance.

By Mr. MENENDEZ:

S. 1396. A bill to amend title 31 of the United States Code to require that Federal children's programs be separately displayed and analyzed in the President's budget; to the Committee on the Budget.

By Mr. CARPER (for himself, Ms. SNOWE, Mr. MENENDEZ, Ms. COLLINS, Mr. COONS, Mr. WHITEHOUSE, Mr. BROWN of Ohio, Mr. REED, Mr. LAUTENBERG, and Mr. CARDIN):

S. 1397. A bill to amend the Internal Revenue Code of 1986 to provide for an investment tax credit related to the production of electricity from offshore wind; to the Committee on Finance.

By Mr. CASEY:

S. 1398. A bill to amend title 5, United States Code, to limit the number of local wage areas allowable within a General Schedule pay locality; to the Committee on Homeland Security and Governmental Affairs.

By Mr. FRANKEN (for himself, Mr. DURBIN, Mrs. GILLIBRAND, and Ms. KLOBUCHAR):

S. 1399. A bill to protect children affected by immigration enforcement actions, and for other purposes; to the Committee on the Judiciary.

By Ms. LANDRIEU (for herself, Mr. SHELBY, Mr. VITTER, Mr. NELSON of Florida, Mr. RUBIO, Mr. SESSIONS, Mr. COCHRAN, Mr. WICKER, and Mrs. HUTCHISON):

S. 1400. A bill to restore the natural resources, ecosystems, fisheries, marine and wildlife habitats, beaches, and coastal wetlands of Gulf Coast States, to create jobs and revive the economic health of

communities adversely affected by the explosion on, and sinking of, the mobile offshore drilling unit Deepwater Horizon, and for other purposes; to the Committee on Environment and Public Works.

By Ms. CANTWELL (for herself, Ms. MURKOWSKI, Mrs. BOXER, Mr. BEGICH, Mrs. MURRAY, Mr. MERKLEY, Mr. WYDEN, and Mrs. FEINSTEIN):

S. 1401. A bill to conserve wild Pacific salmon, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BROWN of Massachusetts:

S. 1402. A bill to amend the Marine Mammal Protection Act of 1972 to increase the maximum penalty for violating that Act; to the Committee on Commerce, Science, and Transportation.

By Mr. HARKIN (for himself, Mr. DURBIN, Mr. BLUMENTHAL, Mr. LAUTENBERG, Mrs. MURRAY, Mr. WHITEHOUSE, Mr. LEAHY, Mr. BENNET, Mr. FRANKEN, Ms. MIKULSKI, Mr. REED, Mrs. SHAHEEN, Mr. JOHNSON of South Dakota, and Mr. BEGICH):

S. 1403. A bill to amend part B of the Individuals with Disabilities Education Act to provide full Federal funding of such part; to the Committee on Finance.

By Mr. CARDIN (for himself and Mr. ENZI):

S. 1404. A bill to amend the Internal Revenue Code of 1986 to increase participation in medical flexible spending arrangements; to the Committee on Finance.

By Mrs. FEINSTEIN:

S. 1405. A bill for the relief of Guy Privat Tape and Lou Nazie Raymonde Toto; to the Committee on the Judiciary.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MCCONNELL (for himself and Mr. REID):

S. Res. 234. A resolution relative to the death of William F. Hildenbrand, former Secretary of the Senate; considered and agreed to.

By Ms. MIKULSKI (for herself, Mr. SANDERS, and Ms. SNOWE):

S. Res. 235. A resolution designating 2011 as "The Year of the Family Caregiver"; considered and agreed to.

By Mr. RUBIO (for himself and Mr. NELSON of Florida):

S. Res. 236. A resolution designating September 2011 as National Spinal Cord Injury Awareness Month; considered and agreed to.

ADDITIONAL COSPONSORS

S. 78

At the request of Mrs. FEINSTEIN, her name was added as a cosponsor of S. 78, a bill to amend the Safe Drinking Water Act to protect the health of pregnant women, fetuses, infants, and children by requiring a health advisory and drinking water standard for perchlorate.

S. 119

At the request of Mr. VITTER, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 119, a bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects.

S. 299

At the request of Mr. PAUL, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 299, a bill to amend chapter 8 of title 5, United States Code, to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law.

S. 401

At the request of Mr. LEAHY, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 401, a bill to help Federal prosecutors and investigators combat public corruption by strengthening and clarifying the law.

S. 539

At the request of Mr. WHITEHOUSE, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 771

At the request of Mrs. FEINSTEIN, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 771, a bill to amend the Indian Gaming Regulatory Act to modify a provision relating to gaming on land acquired after October 17, 1988.

S. 807

At the request of Mr. ENZI, the name of the Senator from Alaska [Ms. MURKOWSKI] was

added as a cosponsor of S. 807, a bill to authorize the Department of Labor's voluntary protection program and to expand the program to include more small businesses.

S. 975

At the request of Mr. TESTER, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 975, a bill to amend the Public Health Service Act to provide for the participation of physical therapists in the National Health Service Corps Loan Repayment Program, and for other purposes.

S. 1013

At the request of Mr. HATCH, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1013, a bill to renew the authority of the Secretary of Health and Human Services to approve demonstration projects designed to test innovative strategies in State child welfare programs.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Kentucky [Mr. MCCONNELL] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1120

At the request of Mr. CARDIN, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1120, a bill to encourage greater use of propane as a transportation fuel, to create jobs, and for other purposes.

S. 1176

At the request of Ms. LANDRIEU, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

S. 1188

At the request of Mr. BROWN of Ohio, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 1188, a bill to require the purchase of domestically made flags of the United States of America for use by the Federal Government.

S. 1228

At the request of Mr. LEAHY, his name was added as a cosponsor of S. 1228, a bill to prohibit trafficking in counterfeit military goods or services.

At the request of Mr. WHITEHOUSE, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of S. 1228, supra.

S. 1280

At the request of Mr. ISAKSON, the names of the Senator from Colorado [Mr. UDALL], the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, and the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

S. 1308

At the request of Mr. HATCH, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1308, a bill to amend title 18, United States Code, with respect to child pornography and child exploitation offenses.

S. 1368

At the request of Mr. ROBERTS, the names of the Senator from Hawaii [Mr. INOUE] and the Senator from Massachusetts [Mr. BROWN] were added as cosponsors of S. 1368, a bill to amend the Patient Protection and Affordable Care Act to repeal distributions for medicine qualified only if for prescribed drug or insulin.

S. 1378

At the request of Mr. NELSON of Nebraska, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1378, a bill to ensure that Social Security and Tier 1 Railroad Retirement benefits are properly taken into account for purposes of determining eligibility for Medicaid and for the refundable credit for coverage under a qualified health plan.

S. 1392

At the request of Ms. COLLINS, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Tennessee [Mr. CORKER], the Senator from Georgia [Mr. ISAKSON], the Senator from Alabama [Mr. SHELBY], the Senator from Louisiana [Mr. VITTER] and the Senator from Virginia [Mr. WEBB] were added as cosponsors of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE RESOLUTION 228

At the request of Mr. LAUTENBERG, the name of the Senator from Wyoming [Mr.

BARRASSO] was added as a cosponsor of Senate Resolution 228, a resolution expressing the sense of the Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 PM Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on July 21, 2011, at 10 a.m. in room SD-G50 of the Dirksen Senate Office Building.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on July 21, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on July 21, 2011, at 10 a.m. to conduct a committee hearing entitled "Enhanced Oversight After the Financial Crisis: The Wall Street Reform Act at One Year."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on July 21, 2011, at 10 a.m., in room SD-366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on July 21, 2011, at 10 a.m., in Dirksen 406 to conduct a hearing entitled, "Legislative Issues for Transportation Reauthorization."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on July 21, 2011, at 10:30 a.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate, to conduct a hearing entitled "Improving For-Profit Higher Education: A Roundtable Discussion of Policy Solutions" on July 21, 2011, at 2 p.m. in room SH-216 of the Hart Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on July 21, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a hearing entitled "Facing Floods and Fires—Emergency Preparedness for Natural Disasters in Native Communities."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on July 21, 2011, at 10 a.m. in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on July 21, 2011, at 2:30 p.m.

SUBCOMMITTEE ON SURFACE TRANSPORTATION AND MERCHANT MARINE INFRASTRUCTURE, SAFETY, AND SECURITY

The Subcommittee on Surface Transportation and Merchant Marine Infrastructure, Safety, and Security of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 21, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building, to conduct a hearing entitled, "Making Our Roads Safer: Reauthorization of the Motor Carrier Safety Programs."

SPECIAL COMMITTEE ON AGING

The Special Committee on Aging be authorized to meet during the session of the Senate on July 21, 2011, at 2 p.m. in room SD-106 of the Dirksen Senate Office Building to conduct a hearing entitled "A Prescription for Savings: Reducing Drug Costs to Medicare."

RELATIVE TO THE POST-9/11 EDUCATIONAL ASSISTANCE PROGRAM OF THE DEPARTMENT OF VETERANS AFFAIRS

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That the Committee on Veterans' Affairs be discharged from the further consideration of the bill (H.R. 1383) to temporarily preserve higher rates for tuition and fees for programs of education at non-public institutions of higher learning pursued by individuals enrolled in the Post-9/11 Educational Assistance Program of the Department of Veterans Affairs before the enactment of the Post-9/11 Veterans Educational Assistance Improvements Act of 2010, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mr. WHITEHOUSE (for Mrs. MURRAY) to amend the bill on page 3, by striking all beginning on line 10 through line 11, and inserting in lieu thereof other words (being amendment No. 580).

The amendment was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "INTERNATIONAL YEAR OF COOPERATIVES"

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 87) designating the year of 2012 as the "International Year of Cooperatives".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RELATIVE TO THE DEATH OF WILLIAM F. HILDENBRAND, FORMER SECRETARY OF THE SENATE

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 234) relative to the death of William F. Hildenbrand, former Secretary of the Senate, submitted today by Mr. MCCONNELL (for himself and Mr. REID), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "THE YEAR OF THE FAMILY CAREGIVER"

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 235) designating 2011 as "The Year of the Family Caregiver", submitted today by Ms. MIKULSKI (for herself, Mr. SANDERS, and Ms. SNOWE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL SPINAL CORD INJURY AWARENESS MONTH"

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 236) designating September 2011 as National Spinal Cord Injury Awareness Month, submitted today by Mr. RUBIO (for himself and Mr. BILL NELSON), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2553) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of; which was read the first time.

Mr. WHITEHOUSE asked unanimous consent that the bill be read the second time.

Mr. WHITEHOUSE objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 9 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of the motion to proceed to consider bill H.R. 2560; that the

time until 10 a.m. be equally divided and controlled, for debate thereon, between the two leaders, or their designees; and that, at 10 a.m., the majority leader be recognized.

ADJOURNMENT

By unanimous consent, on the request of Mr. WHITEHOUSE,

At 8:13 p.m.,

The Senate adjourned, under its order of today, and pursuant to the provisions of S. Res. 234, as a further mark of respect to the late William F. Hildenbrand, former Secretary of the Senate, until 9 a.m. on tomorrow.

FRIDAY, JULY 22, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 9 a.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, July 22, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2553) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes, received from the House of Representatives for concurrence on Wednesday, July 20, 2011, and read the first time on yesterday; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

Pending debate,

MOTION TO PROCEED TO CONSIDER BILL H.R. 2560

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the motion, made by Mr. REID on yesterday, that the Senate proceed to consider the bill (H.R. 2560) to cut, cap, and balance the Federal budget; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

After debate,

On motion by Mr. REID to lay the pending motion on the table.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion to table.

The question being taken.

It was determined in the affirmative---
yeas... 51, nays... 46

[Rollcall Vote No. 116 Leg.]

YEAS --- 51

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Hagan, Harkin, Inouye, Johnson (SD), Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 46

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn,

Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion to table the motion to proceed to consider bill H.R. 2560 was agreed to.

ORDER FOR RECESS SUBJECT TO THE CALL

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the Senate recess, subject to the call of the chair.

RECESS

Pursuant to the order of today,

At 12:03 p.m.,

The PRESIDING OFFICER (Mr. COONS in the chair) declared the Senate recessed, subject to the call of chair.

AT 12:13 P.M.

The PRESIDING OFFICER (Mr. MANCHIN in the chair) called the Senate to order.

Pending debate,

RELATIVE TO A MOMENT OF SILENCE IN HONOR OF THE 10TH ANNIVERSARY OF THE TERRORIST ATTACKS COMMITTED AGAINST THE UNITED STATES ON SEPTEMBER 11, 2011

On the request of Mr. LAUTENBERG,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 237) expressing the sense of the Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 PM Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2011, today by Mr. LAUTENBERG (for himself, Mr. TOOMEY, Mr. MENENDEZ, Mr. SCHUMER, Mrs. GILLIBRAND, Mr. CASEY, Mr. LIEBERMAN, Mr. BLUMENTHAL, Mr. WEBB, Mr. WARNER, Mr. REID, Mr. MCCONNELL, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN,

Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNS, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

Pending debate,

ORDER FOR RECESS SUBJECT TO THE CALL

By unanimous consent, on the request of Mr. HATCH,

Ordered, That the Senate recess, subject to the call of the chair.

RECESS

Pursuant to the order of today,

At 2:16 p.m.,

The PRESIDING OFFICER declared the Senate recessed, subject to the call of the chair.

AT 2:21 P.M.

The PRESIDING OFFICER called the Senate to order.

Pending debate,

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Pending debate,

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEAHY, from the Committee on the Judiciary:

Report to accompany S. 968, A bill to prevent online threats to economic creativity

and theft of intellectual property, and for other purposes (Rept. No. 112-39).

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 27. A bill to prohibit brand name drug companies from compensating generic drug companies to delay the entry of a generic drug into the market.

By Mrs. BOXER, from the Committee on Environment and Public Works, without amendment:

S. 846. A bill to designate the United States courthouse located at 80 Lafayette Street in Jefferson City, Missouri, as the Christopher S. Bond United States Courthouse.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. BOXER (for herself and Mrs. FEINSTEIN):

S. 1406. A bill to designate the United States courthouse under construction at 510 19th Street, Bakersfield, California, as the Myron Donovan Crocker United States Courthouse; to the Committee on Environment and Public Works.

By Ms. SNOWE (for herself and Ms. CANTWELL):

S. 1407. A bill to amend title XVIII of the Social Security Act to establish accreditation requirements for suppliers and providers of air ambulance services, and for other purposes; to the Committee on Finance.

By Mrs. FEINSTEIN:

S. 1408. A bill to require Federal agencies, and persons engaged in interstate commerce, in possession of data containing sensitive personally identifiable information, to disclose any breach of such information; to the Committee on the Judiciary.

By Mr. CARPER (for himself, Ms. COLLINS, Mr. LIEBERMAN, and Mr. BROWN of Massachusetts):

S. 1409. A bill to intensify efforts to identify, prevent, and recover payment error, waste, fraud, and abuse within Federal spending; to the Committee on Homeland Security and Governmental Affairs.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. LAUTENBERG (for himself, Mr. TOOMEY, Mr. MENENDEZ, Mr. SCHUMER, Mrs. GILLIBRAND, Mr. CASEY, Mr. LIEBERMAN, Mr. BLUMENTHAL, Mr. WEBB, Mr. WARNER, Mr. REID, Mr. MCCONNELL, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr.

BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN):

S. Res. 237. A resolution expressing the sense of the Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 PM Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001; considered and agreed to.

ADDITIONAL COSPONSORS

S. 242

At the request of Mr. ROCKEFELLER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 242, a bill to amend title 10, United States Code, to enhance the roles and responsibilities of the Chief of the National Guard Bureau.

S. 742

At the request of Mr. BROWN of Ohio, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 742, a bill to amend chapters 83 and 84 of title 5, United States Code, to set the age at which Members of Congress are eligible for

an annuity to the same age as the retirement age under the Social Security Act.

S. 745

At the request of Mr. SCHUMER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 745, a bill to amend title 38, United States Code, to protect certain veterans who would otherwise be subject to a reduction in educational assistance benefits, and for other purposes.

S. 834

At the request of Mr. CASEY, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 838

At the request of Mr. TESTER, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 971

At the request of Mr. THUNE, the name of the Senator from Arizona [Mr. MCCAIN] was added as a cosponsor of S. 971, a bill to promote neutrality, simplicity, and fairness in the taxation of digital goods and digital services.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1176

At the request of Ms. LANDRIEU, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

S. 1265

At the request of Mr. BINGAMAN, the names of the Senator from California [Mrs. BOXER] and the Senator from Washington [Ms. CANTWELL] were added as cosponsors of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the

effectiveness of the fund for future generations, and for other purposes.

S. 1297

At the request of Mr. BURR, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1297, a bill to preserve State and institutional authority relating to State authorization and the definition of credit hour.

S. 1346

At the request of Mr. LEVIN, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1346, a bill to restrict the use of offshore tax havens and abusive tax shelters to inappropriately avoid Federal taxation, and for other purposes.

S. 1370

At the request of Mrs. BOXER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1370, a bill to reauthorize 21st century community learning centers, and for other purposes.

S. 1395

At the request of Mr. BARRASSO, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 1395, a bill to ensure that all Americans have access to waivers from the Patient Protection and Affordable Care Act.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 1:55 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1315. An act to amend the Dodd-Frank Wall Street Reform and Consumer Protection Act to strengthen the review authority of the Financial Stability Oversight Council of regulations issued by the Bureau of Consumer Financial Protection, to rescind the unobligated funding for the FHA Refinance Program and to terminate the program, and for other purposes.

H.R. 2551. An act making appropriations for the Legislative Branch for the fiscal year ending September 30, 2012, and for other purposes.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1315. An act to amend the Dodd-Frank Wall Street Reform and Consumer Protection Act to strengthen the review authority of the Financial Stability Oversight Council of regulations issued by the Bureau of Consumer Financial Protection, to rescind the unobligated funding for the FHA

Refinance Program and to terminate the program, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

H.R. 2551. An act making appropriations for the Legislative Branch for the fiscal year ending September 30, 2012, and for other purposes; to the Committee on Appropriations.

OBJECTIONS TO CONSIDERATION OF BILL H.R. 2553

Mr. DURBIN asked unanimous consent that the Senate proceed to consider bill H.R. 2553; that an amendment (in the nature of a substitute) be proposed on behalf of Mr. ROCKEFELLER (for himself and Mrs. HUTCHISON), and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be considered made and laid on the table.

Mr. HATCH objected.

Pending debate,

Mr. HATCH asked unanimous consent that the Senate proceed to consider bill H.R. 2553; that the bill be read the third time, and passed; and that a motion to reconsider be considered made and laid on the table.

Mr. DURBIN objected.

Pending debate,

PREVENTING ABUSE OF GOVERNMENT CHARGE CARDS

By unanimous consent, on the request of Mr. DURBIN,

The Senate proceeded to consider the bill (S. 300) to prevent abuse of Government charge cards.

The question being on agreeing to the reported amendments.

The reported amendments were agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. DURBIN,

As in executive session,

Ordered, That, at 4:30 p.m. on Monday, July 25, 2011, the Senate proceed to executive session to consider the nomination of Paul A. Engelmayer, of New York, to be United States District Judge for the Southern District of New York, and the nomination of Ramona Villagomez Manglona, of the Northern Mariana Islands, to the District Judge for the Northern Mariana Islands; that there be one hour, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the

nominations in the aforementioned order; that, following the votes, motions to reconsider be considered made and laid on the table, without further intervening action or debate; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, JULY 25, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, July 25, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that there be a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein.

Ordered further, That, at 3:40 p.m. on Monday next, the Senate observe a moment of silence in memory of Officer J.J. Chestnut and Detective John M. Gibson, of the United States Capitol Police, who were killed 13 years ago defending the Capitol against an armed intruder.

Ordered further, That, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 2:44 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, July 25, 2011.

MONDAY, JULY 25, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 25, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Friday, July 22, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Friday, July 22, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Friday, July 22, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

REPORT OF DECLARATION OF NATIONAL EMERGENCY WITH RESPECT TO SIGNIFICANT TRANSNATIONAL CRIMINAL ORGANIZATIONS -- PM 15

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report and papers; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.) (IEEPA), I hereby report that I have issued an Executive Order (the "order") declaring a national emergency with respect to the unusual and extraordinary threat that significant transnational criminal organizations pose to the national security, foreign policy, and economy of the United States.

Organized crime is no longer a local or regional problem; it has become a danger to

international stability. Significant transnational criminal organizations have become increasingly sophisticated and dangerous to the United States, and their activities have reached such scope and gravity that they destabilize the international system. These groups have taken advantage of globalization and other factors to diversify their geographic scope and range of activities. They have increased and deepened their ties to governments and the international financial system, relying not only on bribery and violence, but also more and more on the ability to exploit differences among countries and to create and maintain legal facades to hide illicit activities.

The specific harms that significant transnational criminal organizations threaten today are many. They corrupt—and in some cases co-opt—governments, thereby destabilizing them and weakening democratic institutions and the rule of law. They threaten U.S. economic interests by subverting, exploiting, and distorting legitimate markets, and could gain influence in strategic sectors of the world economy.

Significant transnational criminal organizations that engage in cybercrime threaten sensitive public and private computer networks, undermine the integrity of the international financial system, and impose costs on the American consumer. Those that engage in the theft of intellectual property not only erode U.S. competitiveness, but also endanger the public health and safety through the distribution of tainted and counterfeit goods. Many of them also engage in drug trafficking.

Finally, significant transnational criminal organizations increasingly support the activities of other dangerous persons. Some of these organizations are involved in arms smuggling, which can facilitate and aggravate violent civil conflicts. Others are involved in human smuggling, exacerbating the problem of forced labor. There is also evidence of growing ties between significant transnational criminal organizations and terrorists.

The Executive Order I have issued today is one part of a comprehensive strategy to address the growing threat of transnational organized crime. The order targets significant transnational criminal organizations and the networks that support them, striking at the core of those networks—their ability and need to move money. It does this by blocking the property and interests in property of four transnational criminal organizations, listed in the Annex to the order, that currently pose significant threats to U.S. domestic and foreign economic interests, as well as to U.S. promotion of transparency and stability in the international political and financial systems. The order provides criteria for the further blocking of persons determined by the Secretary of the Treasury, in consultation

with the Attorney General and the Secretary of State:

to be a foreign person that constitutes a significant transnational criminal organization;

to have materially assisted, sponsored, or provided financial, material, or technological support for, or goods or services to or in support of, any person whose property and interests in property are blocked pursuant to the order; or

to be owned or controlled by, or to have acted or purported to act for or on behalf of, directly or indirectly, any person whose property and interests in property are blocked pursuant to the order.

I have delegated to the Secretary of the Treasury the authority, in consultation with the Attorney General and the Secretary of State, to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by IEEPA as may be necessary to carry out the purposes of the order.

The order is effective at 12:01 a.m. eastern daylight time on July 25, 2011. All executive agencies of the United States Government are directed to take all appropriate measures within their authority to carry out the provisions of the order.

I am enclosing a copy of the Executive Order I have issued.

BARACK OBAMA.

THE WHITE HOUSE, *July 24, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2619. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Identification of Critical Safety Items" ((RIN0750-AH92)-(DFARS Case 2010-D022)) received in the Office of the President of the Senate on July 21, 2011; to the Committee on Armed Services.

EC-2620. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report entitled "Defense Advanced Research Projects Agency (DARPA), Strategic Plan, February 2011"; to the Committee on Armed Services.

EC-2621. A communication from the Under Secretary of Defense (Personnel and Readiness), Department of Defense, transmitting, pursuant to law, a report entitled "2011 Report to Congress on Sustainable Ranges"; to the Committee on Armed Services.

EC-2622. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to South Korea; to the Committee on Banking, Housing, and Urban Affairs.

EC-2623. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the Financial Stability Oversight Council Secured Creditor Haircut Study; to the Committee on Banking, Housing, and Urban Affairs.

EC-2624. A communication from the Associate General Counsel for Legislation and Regulations, Office of Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Real Estate Settlement Procedures Act (RESPA): Technical Corrections and Clarifying Amendments" (RIN2502-AH85) received in the Office of the President of the Senate on July 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2625. A communication from the Deputy to the Chairman for External Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Retail Foreign Exchange Transactions" (RIN3064-AD81) received in the Office of the President of the Senate on July 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2626. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Office of Thrift Supervision Integration; Dodd-Frank Act Implementation" (RIN1557-AD41) received in the Office of the President of the Senate on July 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2627. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Addition of Certain Persons on the Entity List: Addition of Persons Acting Contrary to the National Security or Foreign Policy Interests of the United States" (RIN0694-AF21) received in the Office of the President of the Senate on July 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2628. A communication from the Acting General Counsel, Department of Energy, transmitting, pursuant to law, a report relative to the Dodd-Frank Wall Street Reform and Consumer Protection Act and regulations issued by the Department that require the use of an assessment of the creditworthiness of a security or money market instrument; to the Committee on Energy and Natural Resources.

EC-2629. A communication from the Deputy Assistant Administrator for Operations, Office of Protected Resources, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Endangered Status for the Largemouth Sawfish" (RIN0648-XQ03) received in the Office of the President of the Senate on July 21, 2011; to the Committee on Environment and Public Works.

EC-2630. A communication from the Chairman of the Broadcasting Board of Governors, transmitting, pursuant to law, the Board's Annual Report for 2010; to the Committee on Foreign Relations.

EC-2631. A joint communication from the Secretary of Agriculture and the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to Thefts, Losses, or Releases of Select Agents or Toxins for Calendar Year 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-2632. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to implementation of menu and vending machine labeling; to the Committee on Health, Education, Labor, and Pensions.

EC-2633. A communication from the Program Manager, Information Sharing Environment, Office of the Director of National Intelligence, transmitting, pursuant to law, a report entitled, "Annual Report to the Congress on the Information Sharing Environment"; to the Select Committee on Intelligence.

EC-2634. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report related to Delayed-Notice Search Warrants and Extensions during fiscal year 2010; to the Committee on the Judiciary.

EC-2635. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a legislative proposal relative to violence against Native women; to the Committee on the Judiciary.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CASEY:

S. 1410. A bill to amend the Internal Revenue Code of 1986 to provide incentives for life sciences research; to the Committee on Finance.

By Mr. LIEBERMAN (for himself, Ms. COLLINS, and Mr. COBURN):

S. 1411. A bill to require the Public Printer to establish and maintain a website accessible to the public that allows the public to obtain

electronic copies of all congressionally mandated reports in one place, and for other purposes; to the Committee on Rules and Administration.

By Mr. KERRY (for himself and Mr. BROWN of Massachusetts):

S. 1412. A bill to designate the facility of the United States Postal Service located at 462 Washington Street, Woburn Massachusetts, as the "Officer John Maguire Post Office"; to the Committee on Homeland Security and Governmental Affairs.

By Mr. WYDEN (for himself and Mr. CRAPO):

S. 1413. A bill to amend the Internal Revenue Code of 1986 to temporarily increase the investment tax credit for geothermal energy property; to the Committee on Finance.

ADDITIONAL COSPONSORS

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 202

At the request of Mr. PAUL, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 202, a bill to require a full audit of the Board of Governors of the Federal Reserve System and the Federal reserve banks by the Comptroller General of the United States before the end of 2012, and for other purposes.

S. 242

At the request of Mr. ROCKEFELLER, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 242, a bill to amend title 10, United States Code, to enhance the roles and responsibilities of the Chief of the National Guard Bureau.

S. 371

At the request of Mr. LAUTENBERG, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 371, a bill to improve the efficiency, operation, and security of the national transportation system to move freight by leveraging investments and promoting partnerships that advance interstate and foreign commerce, and for other purposes.

S. 384

At the request of Mrs. FEINSTEIN, the names of the Senator from Arizona [Mr. KYL] and the Senator from Maine [Ms. COLLINS] were added as cosponsors of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 401

At the request of Mr. LEAHY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 401, a bill to help Federal prosecutors and investigators combat public corruption by strengthening and clarifying the law.

S. 497

At the request of Ms. MIKULSKI, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 497, a bill to amend the Immigration and Nationality Act to modify the requirements of the visa waiver program and for other purposes.

S. 543

At the request of Mr. WYDEN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 543, a bill to restrict any State or local jurisdiction from imposing a new discriminatory tax on cell phone services, providers, or property.

S. 570

At the request of Mr. TESTER, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 609

At the request of Mr. INHOFE, the names of the Senator from Kentucky [Mr. MCCONNELL], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Louisiana [Mr. VITTER], the Senator from Texas [Mrs. HUTCHISON], the Senator from Georgia [Mr. ISAKSON], the Senator from South Carolina [Mr. GRAHAM], the Senator from Florida [Mr. RUBIO], the Senator from Texas [Mr. CORNYN], the Senator from Mississippi [Mr. WICKER], the Senator from North Dakota [Mr. HOEVEN], the Senator from Idaho [Mr. RISCH], the Senator from Idaho [Mr. CRAPO], the Senator from Utah [Mr. LEE], the Senator from Kentucky [Mr. PAUL], the Senator from Arizona [Mr. MCCAIN], the Senator from Wyoming [Mr. BARRASSO] and the Senator from North Carolina [Mr. BURR] were added as cosponsors of S. 609, a bill to provide for the establishment of a committee to assess the effects of certain Federal regulatory mandates.

S. 658

At the request of Ms. KLOBUCHAR, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 658, a bill to provide for the preservation by the Department of Defense of documentary evidence of the Department of Defense on incidents of sexual assault and sexual harassment in the military, and for other purposes.

S. 829

At the request of Mr. CARDIN, the names of the Senator from Delaware [Mr. COONS] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 829, a bill to amend title XVIII of the Social Security Act

to repeal the Medicare outpatient rehabilitation therapy caps.

S. 834

At the request of Mr. CASEY, the names of the Senator from Maryland [Ms. MIKULSKI], the Senator from California [Mrs. BOXER] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 979

At the request of Mr. DURBIN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 979, a bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Great Basin Deserts in the State of Utah for the benefit of present and future generations of people in the United States.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from New Hampshire [Ms. AYOTTE] and the Senator from Utah [Mr. LEE] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1228

At the request of Mr. WHITEHOUSE, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1228, a bill to prohibit trafficking in counterfeit military goods or services.

S. 1294

At the request of Mr. MERKLEY, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1294, a bill to promote the oil independence of the United States, and for other purposes.

S. 1346

At the request of Mr. LEVIN, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1346, a bill to

restrict the use of offshore tax havens and abusive tax shelters to inappropriately avoid Federal taxation, and for other purposes.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1370

At the request of Mrs. BOXER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1370, a bill to reauthorize 21st century community learning centers, and for other purposes.

S. 1392

At the request of Ms. COLLINS, the names of the Senator from Alaska [Ms. MURKOWSKI] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1395

At the request of Mr. BARRASSO, the names of the Senator from Nebraska [Mr. JOHANNIS] and the Senator from Nevada [Mr. HELLER] were added as cosponsors of S. 1395, a bill to ensure that all Americans have access to waivers from the Patient Protection and Affordable Care Act.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of

Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 199

At the request of Mr. REID, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of Senate Resolution 199, a resolution supporting the goals and ideals of "Crohn's and Colitis Awareness Week".

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:09 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Clerk be directed to request the Senate to return to the House of Representatives the bill (H.R. 1309) to extend the authorization of the national flood insurance program, to achieve reforms to improve the financial integrity and stability of the program, and to increase the role of private markets in the management of flood insurance risk, and for other purposes.

MOMENT OF SILENCE

Pursuant to the order of Friday, July 22, 2011,

At 3:40 p.m.,

The Senate observed a moment of silence in memory of the deaths of Officer J.J. Chestnut and Detective John M. Gibson, of the United States Capitol Police, who were killed 13 years ago today while defending the Capitol against an armed gunman.

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed,

Pursuant to the order of Friday, July 22, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

Pursuant to the order of Friday, July 22, 2011,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, notwithstanding the order of Friday, July 22, 2011 that the Senate vote on the pending nominations on today, at 12:15

p.m. on tomorrow, the Senate proceed to executive session and resume consideration of the nominations; that there be 2 minutes, equally divided and controlled for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nominations; and that remaining provisions of the order of Friday, July 22, 2011 remain in effect.

RECESS

By unanimous consent, on the request of Mr. REID,

At 6 p.m.,

The Senate recessed, subject to the call of the chair.

AT 7:21 P.M.

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) called the Senate to order.

EXPRESSING THE SENSE OF THE
SENATE ON SHARED SACRIFICE IN
RESOLVING THE BUDGET DEFICIT

The PRESIDING OFFICER laid before the Senate its pending business, viz, the bill (S. 1323) to express the sense of the Senate on shared sacrifice in resolving the budget deficit; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 533, proposed by Mr. REID, to amendment No. 532, proposed by Mr. REID, to the instructions (designated amendment No. 531) contained in the motion, by Mr. REID, to commit the bill to the Committee on Finance with instructions.

By unanimous consent, on the request of Mr. REID,

Ordered, That yeas and nays ordered relative to the bill, and amendments and motions thereto, be vitiated.

The question being on agreeing to amendment No. 533 to amendment No. 532 to the instructions (designated amendment No. 531) contained in the motion to commit the bill to the Committee on Finance with instructions.

Mr. REID thereupon withdrew the pending motion to commit (taking with it amendments Numbered 531, 532, and 533 thereto).

The question being on agreeing to amendment No. 530, proposed by Mr. REID, to amendment No. 529, proposed by Mr. REID, to the bill.

Mr. REID thereupon withdrew pending amendment No. 529 (taking with it amendment No. 530 thereto).

The question being on passage of the bill.

On motion by Mr. REID to amend (perfect) the pending bill by striking all after "Section", and inserting in lieu thereof other words (being amendment No. 581).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment, at the end thereof, by adding certain words (being amendment No. 582).

On motion by Mr. REID to commit the pending bill to the Committee on Finance with instructions to report back forthwith with an amendment (Numbered 583).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

On motion by Mr. REID to amend the instructions (designated amendment No. 583) contained in the pending motion to commit, by striking "3 days" and inserting in lieu thereof "2 days" (being amendment No. 584).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment, by striking "2 days" and inserting in lieu thereof "1 day" (being amendment No. 585).

The question being on agreeing to amendment No. 585 to amendment No. 584 to the instructions (designated amendment No. 583) contained in the motion to commit the bill to the Committee on Finance with instructions.

Pending debate,

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that there then be a period for the transaction of morning business until 12:15 p.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first 30 minutes therein, and the minority control the second 30 minutes therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

Ordered further, That, on tomorrow, following the vote on the nomination of Paul A. Engelmayer, the Senate recess until 2:15 p.m.

Ordered further, That, at 2:15 p.m., the Senate resume consideration of bill S. 1323.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:28 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, JULY 26, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, July 26, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, Tuesday, July 26, 2011, she had presented to the President of the United States the following enrolled bill:

S. 1103. A bill to extend the term of the incumbent Director of the Federal Bureau of Investigation.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2636. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Chlorantraniliprole; Pesticide Tolerances" (FRL No. 8875-5) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2637. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Movement of Hass Avocados from Areas Where Mediterranean Fruit Fly or South American Fruit Fly Exist" ((RIN0579-AD34)(Docket No. APHIS-2010-0127)) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2638. A communication from the Administrator, Livestock and Seed Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Beef Promotion and Research; Reapportionment" (AMS-LS-10-0086) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2639. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Grapes Grown in a Designated Area of Southeastern California; Section 610 Review" (Doc. No. AMS-FV-06-0185; FV06-925-610 Review) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2640. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service,

Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Olives Grown in California; Decreased Assessment Rate" (Doc. No. AMS-FV-10-0115; FV11-932-1 FIR) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2641. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Marketing Order Regulating the Handling of Spearmint Oil Produced in the Far West; Revision of the Salable Quantity and Allotment Percentage for Class 3 (Native) Spearmint Oil for the 2010-2011 Marketing Year" (Doc. No. AMS-FV-09-0082; FV10-985-1A FIR) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2642. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Mango Promotion, Research, and Information Order; Reapportionment" (Doc. No. AMS-FV-10-0092) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2643. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Vidalia Onions Grown in Georgia; Change in Late Payment and Interest Requirements on Past Due Assessments" (Doc. No. AMS-FV-11-0016; FV11-955-1 FR) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2644. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Raisins Produced from Grapes Grown in California; Increase in Desirable Carryout Used to Compute Trade Demand" (Doc. No. AMS-FV-11-0013; FV11-989-1 FR) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2645. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Irish Potatoes Grown in Washington; Decreased Assessment Rate" (Doc. No. AMS-FV-11-0012; FV11-946-2 FIR) received in the Office of the President of the

Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2646. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Watermelon Research and Promotion Plan; Redistricting and Importer Representation" (Doc. No. AMS-FV-10-0093) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2647. A communication from the Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Nectarines and Peaches Grown in California; Suspension of Handling Requirements" (Doc. No. AMS-FV-11-0019; FV11-916/917-5 FIR) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2648. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Operation and Maintenance Army accounts and was assigned Army case number 08-07; to the Committee on Appropriations.

EC-2649. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Department of the Air Force and was assigned Air Force case number 10-05; to the Committee on Appropriations.

EC-2650. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Vice Admiral Derwood C. Curtis, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC-2651. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Vice Admiral Bernard J. McCullough III, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC-2652. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 12947 with respect to terrorists who threaten to disrupt the Middle East peace process; to the Committee on Banking, Housing, and Urban Affairs.

EC-2653. A communication from the Under Secretary of the Treasury, transmitting, pursuant to law, a report relative

to the Dodd-Frank Wall Street Reform Act and the Department's applicable regulations with references to or requirements of reliance on credit ratings; to the Committee on Banking, Housing, and Urban Affairs.

EC-2654. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "In the Matter of Amendment of Parts 73 and 74 of the Commission's Rules to Establish Rules for Digital Low Power Television, Television Translator, and Television Booster Stations and to Amend Rules for Digital Class A Television Stations, Second Report and Order" (MB Docket No. 03-185, FCC 11-110) received in the Office of the President of the Senate on July 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2655. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; El Paso, Texas" (MB Docket No. 11-74) received in the Office of the President of the Senate on July 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2656. A communication from the Chief of the Policy Division, International Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "In the Matter of Reporting Requirements for U.S. Providers of International Telecommunications Services Amendment of Part 43 of the Commission's Rules" (IB Docket No. 04-112) received in the Office of the President of the Senate on July 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2657. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, the Uniform Resource Locator (URL) for a report entitled "Non-Binding Determination: Superfund Deficient PRP Deliverables Memo" received in the Office of the President of the Senate on July 25, 2011; to the Committee on Environment and Public Works.

EC-2658. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Northern Sierra Air Quality Management District, Sacramento Metropolitan Air Quality Management District, and South Coast Air Quality Management District" (FRL No. 9279-3) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Environment and Public Works.

EC-2659. A communication from the Director of the Regulatory Management

Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Placer County Air Pollution Control District and Feather River Air Quality Management District" (FRL No. 9439-1) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Environment and Public Works.

EC-2660. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Determinations of Attainment of the 1997 Fine Particle Standard for the Harrisburg-Lebanon-Carlisle, Johnstown, Lancaster, York, and Reading Nonattainment Areas" (FRL No. 9445-1) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Environment and Public Works.

EC-2661. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Interim Final Determination to Defer Sanctions, San Joaquin Valley Unified Air Pollution Control District, California" (FRL No. 9444-7) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Environment and Public Works.

EC-2662. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Highway Use Tax; Filing and Payment for Taxable Period Beginning July 1, 2011" (RIN1545-BK36) received in the Office of the President of the Senate on July 22, 2011; to the Committee on Finance.

EC-2663. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Modifications of Certain Derivative Contracts" (RIN1545-BK14) received in the Office of the President of the Senate on July 22, 2011; to the Committee on Finance.

EC-2664. A communication from the Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Revisions to Direct Fee Payment Rules" (RIN0960-AH21) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Finance.

EC-2665. A communication from the Regulations Officer, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Electronic

Substitutions for Form SSA-538" (RIN0960-AH02) received in the Office of the President of the Senate on July 22, 2011; to the Committee on Finance.

EC-2666. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a proposed amendment to parts 120, 122, 123, and 129 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-2667. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to Sweden for the design, development, operation, ... and sale of the Auxiliary Power and Engine Start System (APESS) for use in the JAS 39 Gripen aircraft and Next Generation Gripen aircraft in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2668. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to the Rolling Airframe Missile (RAM) Guided Missile Weapon System (GMWS) to the Armed Forces of the United Arab Emirates in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2669. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to support the Proton launch of the Turksat 4A Commercial Communication Satellites from the Baikonur Cosmodrome in Kazakhstan in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2670. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to support the Proton launch of the SES-6 Commercial Communication Satellite from the Baikonur Cosmodrome in Kazakhstan in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2671. A communication from the Manager of the BioPreferred Program, Office

of Procurement and Property Management, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Designation of Biobased Items for Federal Procurement" (RIN0503-AA36) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2672. A communication from the Senior Counsel for Regulatory Affairs, Consumer Financial Protection Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Identification of Enforceable Rules and Orders" (12 CFR Chapter X) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2673. A communication from the Attorney, Consumer Financial Protection Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Alternative Mortgage Transaction Parity (Regulation D)" (RIN3170-AA04) received in the Office of the President of the Senate on July 22, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2674. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Premerger Notification; Reporting and Waiting Period Requirements" (RIN3084-AA91) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2675. A communication from the Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, a report entitled, "2010 Status of U.S. Fisheries"; to the Committee on Commerce, Science, and Transportation.

PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-60. A resolution adopted by the House of Representatives of the State of Michigan memorializing Congress and the United States Drug Enforcement Agency to make it illegal to possess, use, or sell the drugs MDPV and Mephedrone; to the Committee on the Judiciary.

HOUSE RESOLUTION NO. 53

Whereas, MDPV (methylenedioxypyrovalerone) and mephedrone are the main ingredients of underground drug products being marketed as "bath salts" or "plant food," and which are being sold online, at convenience stores, and

in smoke shops under names like Tranquility, Zoom, Ivory Wave, Red Dove, and Vanilla Sky. According to numerous reports, the chemicals found in these bath salts and plant foods cause effects similar to those caused by cocaine and methamphetamines, including hallucinations, paranoia, and suicidal thoughts. In one case a user was reported to have resorted to self-mutilation after abusing the substance. In several cases, users have died after overdosing or because of violent behavior; and

Whereas, law enforcement personnel need the authority to get MDPV and mephedrone off the streets and prosecute people who are trying to profit from selling these dangerous drugs. State and local law enforcement officials in dozens of states have encountered MDPV or mephedrone in the last two years. Absent restrictions on their possession, use, or sale, law enforcement can only watch as MDPV and mephedrone abuse becomes more widespread; and

Whereas, MDPV and mephedrone should be placed in schedule I of the federal controlled substances list. Schedule I is reserved for the most dangerous drugs, such as heroin and LSD, which have no recognized medical use and a high potential for abuse. MDPV and mephedrone meet the statutory requirements for placement into schedule I and belong in this group; now, therefore, be it

Resolved by the House of Representatives, That we memorialize Congress and the United States Drug Enforcement Agency to make it illegal to possess, use, or sell the drugs MDPV and mephedrone; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, the members of the Michigan congressional delegation, and the administrator of the United States Drug Enforcement Agency.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. SANDERS (for himself, Mrs. GILLIBRAND, Mr. LEAHY, and Mr. TESTER):

S. 1414. A bill to amend the Food, Conservation, and Energy Act of 2008 to establish a community-supported agriculture promotion program; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. LAUTENBERG (for himself, Mr. MENENDEZ, Mr. WYDEN, Mr. FRANKEN, Mr. WHITEHOUSE, Mrs. FEINSTEIN, Mr. BROWN of Ohio, Mr. SANDERS, Mr. BLUMENTHAL, Mrs.

MURRAY, Mrs. GILLIBRAND, Mr. AKAKA, and Mrs. BOXER):

S. 1415. A bill to establish certain duties for pharmacies to ensure provision of Food and Drug Administration-approved contraception, and for other purposes; to the Committee on Health, Education, Labor, and Pensions

By Mr. KERRY (for himself and Mr. FRANKEN):

S. 1416. A bill to amend title XVIII of the Social Security Act to increase the minimum loss ratio required of Medigap policies; to the Committee on Finance.

By Mr. SCHUMER:

S. 1417. A bill to amend the Internal Revenue Code of 1986 to modify the credit for qualified fuel cell motor vehicles and to allow the credit for certain off-highway vehicles, and for other purposes; to the Committee on Finance.

By Mr. PRYOR (for himself and Ms. LANDRIEU):

S. 1418. A bill to authorize appropriations for grants to the States participating in the Emergency Management Assistance Compact, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Ms. KLOBUCHAR (for herself, Mr. UDALL of New Mexico, and Mrs. SHAHEEN):

S. 1419. A bill to prevent the use of stored value cards and other electronic fund access means as methods for currency smuggling or money laundering; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. TOOMEY (for himself, Mr. VITTER, Mr. PAUL, Mr. RUBIO, Mr. LEE, Mr. RISCH, Mr. DEMINT, Mr. HOEVEN, Mr. COATS, Mr. BARRASSO, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. COBURN, Mr. CORNYN, Mr. CRAPO, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mr. HELLER, Mrs. HUTCHISON, Mr. INHOFE, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. KIRK, Mr. LUGAR, Mr. MORAN, Mr. ROBERTS, Mr. WICKER, Ms. AYOTTE, Mr. ISAKSON, Mr. BLUNT, and Mr. CORKER):

S. 1420. A bill to require that the United States Government prioritize all obligations on the debt held by the public, Social Security benefits, and military pay in the event that the debt limit is reached, and for other purposes; read the first time.

By Mr. PORTMAN (for himself and Mr. UDALL of Colorado):

S. 1421. A bill to authorize the Peace Corps Commemorative Foundation to establish a commemorative work in the District of Columbia and its environs, and for other purposes; to the Committee on Energy and Natural Resources.

SUBMISSION OF SENATE
RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MENENDEZ:

S. Res. 238. A resolution designating the third week in January 2012 as "Teen Cancer Awareness Week"; to the Committee on the Judiciary.

By Mr. AKAKA (for himself and Mr. INOUE):

S. Res. 239. A resolution acknowledging the contributions and sacrifices of the young men who served as colonists on behalf of the United States in the Federal occupation of the islands of Howland, Baker, Jarvis, Canton, and Enderbury from 1935 through 1942, facilitating the United States claim of jurisdiction over such islands; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 260

At the request of Mr. THUNE, his name was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 510

At the request of Mr. UDALL of New Mexico, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 510, a bill to prevent drunk driving injuries and fatalities, and for other purposes.

S. 539

At the request of Mr. WHITEHOUSE, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 866

At the request of Mr. THUNE, his name was added as a cosponsor of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Arizona [Mr. MCCAIN] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1034

At the request of Mr. SCHUMER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1034, a bill to amend the Internal Revenue Code of 1986 to equalize the exclusion from gross income of parking and transportation fringe benefits and to provide for a common cost-of-living adjustment, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1131

At the request of Mrs. HAGAN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1131, a bill to authorize the Secretary of Health and Human Services, acting through the Director of the Centers for Disease Control and Prevention, to establish and implement a birth defects prevention, risk reduction, and public awareness program.

S. 1167

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1167, a bill to amend the Public Health Service Act to improve the diagnosis and treatment of hereditary hemorrhagic telangiectasia, and for other purposes.

S. 1280

At the request of Mr. ISAKSON, the names of the Senator from Ohio [Mr. BROWN], the Senator from Pennsylvania [Mr. CASEY], the Senator from New York [Mrs. GILLIBRAND], the Senator from Missouri [Mrs. MCCASKILL] and the Senator from Oregon [Mr. MERKLEY] were added as cosponsors of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual

Assault Advisory Council, and for other purposes.

S. 1350

At the request of Mr. COONS, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1350, a bill to expand the research, prevention, and awareness activities of the Centers for Disease Control and Prevention and the National Institutes of Health with respect to pulmonary fibrosis, and for other purposes.

S. 1359

At the request of Mr. TESTER, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1359, a bill to make the National Parks and Federal Recreation Lands Pass available at a discount to members of the Armed Forces and veterans.

S. 1385

At the request of Mr. VITTER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1385, a bill to terminate the \$1 presidential coin program.

S. 1395

At the request of Mr. BARRASSO, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 1395, a bill to ensure that all Americans have access to waivers from the Patient Protection and Affordable Care Act.

SENATE RESOLUTION 175

At the request of Mrs. SHAHEEN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of Senate Resolution 175, a resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

SENATE RESOLUTION 185

At the request of Mr. ROCKEFELLER, his name was added as a cosponsor of Senate Resolution 185, a resolution reaffirming the commitment of the United States to a negotiated settlement of the Israeli-Palestinian conflict through direct Israeli-Palestinian negotiations, reaffirming opposition to the inclusion of Hamas in a unity government unless it is willing to accept peace with Israel and renounce violence, and declaring that Palestinian efforts to gain recognition of a state outside direct negotiations demonstrates absence of a good faith commitment to peace negotiations, and will have implications for continued United States aid.

SENATE RESOLUTION 216

At the request of Mrs. BOXER, the names of the Senator from Maryland [Mr. CARDIN], the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Delaware [Mr. COONS] were added as cosponsors of Senate Resolution 216, a resolution encouraging

women's political participation in Saudi Arabia.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. MURRAY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on July 26, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on July 26, 2011, at 10 a.m.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on July 26, 2011, at 10 a.m., in room SD-215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Perspectives on Deficit Reduction: A Review of Key Issues."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet, during the session of the Senate on July 26, 2011, at 2:30 p.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate, to conduct a hearing entitled "Building the Ladder of Opportunity: What's Working to Make the American Dream a Reality for Middle Class Families" on July 26, 2011, at 10 a.m., in room SD-430 of the Dirksen Senate Office Building.

AD HOC SUBCOMMITTEE ON CONTRACTION OVERSIGHT

The Ad Hoc Subcommittee on Contracting Oversight of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on July 26, 2011, at 10 a.m., to conduct a hearing entitled, "Small Business Contracts: How Oversight Failures and Regulatory Loopholes Allow Large Businesses to Get and Keep Small Business Contracts."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on July 26, 2011, at 10 a.m.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on July 26, 2011, at 2:30 p.m.

SUBCOMMITTEE ON IMMIGRATION, REFUGEES, AND BORDER SECURITY

The Committee on the Judiciary, Subcommittee on Immigration, Refugees, and Border Security, be authorized to meet

during the session of the Senate on July 26, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Economic Imperative for Enacting Immigration Reform."

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on July 26, 2011, at 2 p.m., to conduct a hearing entitled "Examining the Federal Workers' Compensation Program for Injured Employees."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:04 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, without amendment:

S. 1103. An act to extend the term of the incumbent Director of the Federal Bureau of Investigation.

At 2:18 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

S. 1103. An act to extend the term of the incumbent Director of the Federal Bureau of Investigation.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

At 3:07 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has agreed to the amendments of the Senate to the bill (H.R. 1383) to temporarily preserve higher rates of tuition and fees for programs of education at non-public institutions of higher learning pursued by individuals in the Post-9/11 Educational Assistance Program of the Department of Veterans Affairs before the enactment of the Post-9/11 Veterans Educational Assistance Improvements Act of 2010, and for other purposes.

EXECUTIVE SESSION

The hour of 12:15 p.m. having passed,

Pursuant to the order of yesterday, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall Vote).

LEGISLATIVE SESSION

Pursuant to the order of Friday, July 22, 2011,

The Senate resumed its legislative session.

RECESS

Pursuant to the order of yesterday,

At 12:46 p.m.,

The PRESIDING OFFICER (Mr. COONS in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

DESIGNATING THE CHRISTOPHER S. BOND UNITED STATES COURTHOUSE

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 846) to designate the United States Courthouse located at 80 Lafayette Street in Jefferson City, Missouri, as the Christopher S. Bond United States Courthouse.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE MYRON DONOVAN CROCKER UNITED STATES COURTHOUSE

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Environment and Public Works be discharged from the further consideration of the bill (S. 1406) to designate the United States Courthouse under construction at 510 19th Street, Bakersfield, California, as the Myron Donovan Crocker United States Courthouse.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMITTEE DISCHARGED; HOUSE BILL RETURNED TO HOUSE

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Banking, Housing, and Urban Affairs be discharged from the further consideration of the bill (H.R. 1309) to extend the authorization of the national flood insurance program, to achieve reforms to improve the financial integrity and stability of the program, and to increase the role of private markets in the management of flood insurance risk, and for other purposes; and that it be returned to the House of Representatives pursuant to the request of the House of yesterday.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the bill (S. 1420) to require that the United States Government prioritize all obligations on the debt held by the public, Social Security benefits, and military pay in the event that the debt limit is reached, and for other purposes, introduced today by Mr. TOOMEY (for himself, Mr. VITTER, Mr. PAUL, Mr. RUBIO, Mr. LEE, Mr. RISCH, Mr. DEMINT, Mr. HOEVEN, Mr. COATS, Mr. BARRASSO, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. COBURN, Mr. CORNYN, Mr. CRAPO, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mr. HELLER, Mrs. HUTCHISON, Mr. INHOFE, Mr. JOHANNES, Mr. RON JOHNSON, Mr. KIRK, Mr. LUGAR, Mr. MORAN, Mr. ROBERTS, Mr. WICKER, Ms. AYOTTE, Mr. ISAKSON, Mr. BLUNT, and Mr. CORKER), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the

two leaders, or their designees; and that the minority control the first half therein, and the majority control the second half therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:48 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, JULY 27, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, July 27, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1420) to require that the United States Government prioritize all obligations on the debt held by the public, Social Security benefits, and military pay in the event that the debt limit is reached, and for other purposes, introduced on yesterday by Mr. TOOMEY (for himself, Mr. VITTER, Mr. PAUL, Mr. RUBIO, Mr. LEE, Mr. RISCH, Mr. DEMINT, Mr. HOEVEN, Mr. COATS, Mr. BARRASSO, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. COBURN, Mr. CORNYN, Mr. CRAPO, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mr. HELLER, Mrs. HUTCHISON, Mr. INHOFE, Mr. JOHANNES, Mr. RON JOHNSON, Mr. KIRK, Mr. LUGAR, Mr. MORAN, Mr. ROBERTS, Mr. WICKER, Ms. AYOTTE, Mr.

ISAKSON, Mr. BLUNT, and Mr. CORKER), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

REPORTS OF A COMMITTEE

The following reports of a committee were submitted:

By Mr. KERRY, from the Committee on Foreign Relations, without amendment and with a preamble:

S. Res. 175. A resolution expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

By Mr. KERRY, from the Committee on Foreign Relations, with an amendment in the nature of a substitute and with an amended preamble:

S. Res. 216. A resolution encouraging women's political participation in Saudi Arabia.

From the Committee on Foreign Relations, without amendment and with a preamble:

S. Con. Res. 17. A concurrent resolution expressing the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. KLOBUCHAR:

S. 1422. A bill to establish a grant program in the Department of Transportation to improve the traffic safety of teen drivers; to the Committee on Commerce, Science, and Transportation.

By Mr. TOOMEY (for himself, Mr. CASEY, and Mr. WYDEN):

S. 1423. A bill to clarify the orphan drug exception to the annual fee on branded prescription pharmaceutical manufacturers and importers; to the Committee on Finance.

By Mr. MCCAIN (for himself and Mr. KYL):

S. 1424. A bill to clarify the responsibilities of the Secretary of the Interior in making a determination whether to take off-reservation land into trust for gaming purposes; to the Committee on Indian Affairs.

By Mr. DEMINT (for himself, Mr. GRAHAM, Mr. RISCH, Mr. RUBIO, Mr. VITTER, Mr. HATCH, and Mr. COBURN):

S. 1425. A bill to amend the National Labor Relations Act to ensure fairness in election procedures with respect to collective bargaining representatives; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KERRY:

S. 1426. A bill to authorize certain authorities by the Department of State, and for other purposes; to the Committee on Foreign Relations.

By Mr. LUGAR:

S. 1427. A bill to amend the Food, Conservation, and Energy Act of 2008 to authorize producers on a farm to produce fruits and vegetables for processing on the base acres of the farm; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. SANDERS:

S. 1428. A bill to phase out the use of private military contractors; to the Committee on Armed Services.

By Mr. NELSON of Florida:

S. 1429. A bill to establish a bipartisan commission on insurance reform; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. LAUTENBERG (for himself and Mr. ROCKEFELLER):

S. 1430. A bill to authorize certain maritime programs of the Department of Transportation, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. KOHL (for himself, Mr. CONRAD, Mr. THUNE, Mr. JOHNSON of South Dakota, Mr. TESTER, and Mr. JOHANNIS):

S. 1431. A bill to amend section 242 of the National Housing Act to extend the sunset provisions for the exemption for critical access hospitals under the FHA programs of mortgage insurance for hospitals; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. NELSON of Florida:

S. 1432. A bill to amend the Internal Revenue Code of 1986 to modify the exception from the 10 percent penalty for early withdrawals from governmental plans for Federal and State qualified public safety employees; to the Committee on Finance.

By Mr. ROCKEFELLER (for himself, Ms. CANTWELL, Mr. INOUE, Mr. KERRY, Mr. LAUTENBERG, Mr. WARNER, Mr. BEGICH, Mr. DURBIN, Mrs. BOXER, Mr. MENENDEZ, Ms. MIKULSKI, Mr. CARDIN, and Mrs. MCCASKILL):

S. 1433. A bill to pay personnel compensation and benefits for employees of the Federal Aviation Administration; to the Committee on Commerce, Science, and Transportation.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. KLOBUCHAR (for herself, Mr. DURBIN, Mr. KERRY, Mr. LUGAR, Mrs. BOXER, Mr. KOHL, Ms. CANTWELL, Mr. CARDIN, Mr. HARKIN, Mr. FRANKEN, Mr. HOEVEN, Mr. WYDEN, Mr. KYL, Mr. BARRASSO, Mr. CONRAD, Mr. MCCAIN, Mr. LIEBERMAN, Mr. MERKLEY, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mrs. FEINSTEIN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HATCH, Mr. HELLER, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNIS, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KIRK, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. MANCHIN, Mrs. MCCASKILL, Mr. MCCONNELL, Mr. MENENDEZ, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. REID, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms.

STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, and Mr. WICKER):

S. Res. 240. A resolution condemning the horrific attacks on government buildings in Oslo, Norway, and a youth camp on Utøya Island, Norway, on July 22, 2011, and for other purposes; considered and agreed to

By Mr. MENENDEZ (for himself and Mrs. MURRAY):

S. Res. 241. A resolution expressing support for the designation of November 16, 2011, as National Information and Referral Services Day; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CARDIN (for himself and Mr. WICKER):

S. Con. Res. 26. A concurrent resolution supporting the goals and ideals of the designation of the year of 2011 as the International Year for People of African Descent; considered and agreed to.

ADDITIONAL COSPONSORS

S. 48

At the request of Mr. INOUE, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 48, a bill to amend the Public Health Service Act to provide for the participation of pharmacists in National Health Services Corps programs, and for other purposes.

S. 195

At the request of Mr. ROCKEFELLER, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 195, a bill to reinstate Federal matching of State spending of child support incentive payments.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 347

At the request of Mr. BURR, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 347, a bill to amend the Internal Revenue Code of 1986 to provide for reporting and disclosure by State and local public employee retirement pension plans.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 398

At the request of Mr. BINGAMAN, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 555

At the request of Mr. FRANKEN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 555, a bill to end discrimination based on actual or perceived sexual orientation or gender identity in public schools, and for other purposes.

S. 697

At the request of Mr. CASEY, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 697, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for amounts paid by a spouse of a member of the Armed Services for a new State license or certification required by reason of a permanent change in the duty station of such member to another State.

S. 866

At the request of Mr. TESTER, the names of the Senator from Kansas [Mr. MORAN] and the Senator from Florida [Mr. NELSON] were added as cosponsors of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 913

At the request of Mr. ROCKEFELLER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 913, a bill to require the Federal Trade Commission to prescribe regulations regarding the collection and use of personal information obtained by tracking the online activity of an individual, and for other purposes.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from North Dakota [Mr. HOEVEN] and the Senator from Louisiana

[Mr. VITTER] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1049

At the request of Mr. KYL, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1049, a bill to lower health premiums and increase choice for small business.

S. 1061

At the request of Mr. BARRASSO, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1061, a bill to amend title 5 and 28, United States Code, with respect to the award of fees and other expenses in cases brought against agencies of the United States, to require the Administrative Conference of the United States to compile, and make publically available, certain data relating to the Equal Access to Justice Act, and for other purposes.

S. 1087

At the request of Mr. BARRASSO, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 1087, a bill to release wilderness study areas administered by the Bureau of Land Management that are not suitable for wilderness designation from continued management as de facto wilderness areas and to release inventoried roadless areas within the National Forest System that are not recommended for wilderness designation from the land use restrictions of the 2001 Roadless Area Conservation Final Rule and the 2005 State Petitions for Inventoried Roadless Area Management Final Rule, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1251

At the request of Mr. COBURN, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1258

At the request of Mr. MENENDEZ, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1258, a bill to

provide for comprehensive immigration reform, and for other purposes.

S. 1335

At the request of Mr. INHOFE, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1350

At the request of Mr. COONS, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1350, a bill to expand the research, prevention, and awareness activities of the Centers for Disease Control and Prevention and the National Institutes of Health with respect to pulmonary fibrosis, and for other purposes.

S. 1365

At the request of Mrs. HUTCHISON, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1365, a bill to provide funds to ensure that members of the Armed Forces, including reserve components thereof, and supporting civilian personnel continue to receive pay and allowances for active service performed when a funding gap caused by the failure to enact interim or full-year appropriations for the Armed Forces occurs, which results in the furlough of non-emergency personnel and the curtailment of Government activities and services.

S. 1392

At the request of Ms. COLLINS, the names of the Senator from Texas [Mr. CORNYN], the Senator from Wisconsin [Mr. KOHL], the Senator from Mississippi [Mr. WICKER] and the Senator from Florida [Mr. NELSON] were added as cosponsors of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1403

At the request of Mr. HARKIN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1403, a bill to amend part B of the Individuals with Disabilities Education Act to provide full Federal funding of such part.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE JOINT RESOLUTION 21

At the request of Mr. MENENDEZ, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of Senate Joint Resolution 21, a joint resolution

proposing an amendment to the Constitution of the United States relative to equal rights for men and women.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on July 27, 2011, at 10 a.m., in room SD-215 of the Dirksen Senate Office Building, to conduct a hearing entitled "CEO Perspectives on How the Tax Code Affects Hiring, Businesses and Economic Growth."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on July 27, 2011, at 10 a.m. to conduct a hearing entitled "Ten Years After 9/11: Emergency Communications."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on July 27, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Fulfilling Our Treaty Obligations and Protecting Americans Abroad."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on July 27, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing on nominations.

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session on July 27, 2011, in room SD-562 of the Dirksen Senate Office Building beginning at 10 a.m.

SUBCOMMITTEE ON CONSUMER PROTECTION, PRODUCT SAFETY, AND INSURANCE

The Subcommittee on Consumer Protection, Product Safety, and Insurance of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 27, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building.

SUBCOMMITTEE ON READINESS AND MANAGEMENT SUPPORT

The Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on July 27, 2011, at 2 p.m.

SUBCOMMITTEE ON OCEANS, ATMOSPHERE, FISHERIES, AND COAST GUARD

The Subcommittee on Oceans, Atmosphere, Fisheries, and Coast Guard of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 27, 2011, at 10:30 a.m. in room 253 of the Russell Senate Office Building.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 9:33 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 1383. An act to temporarily preserve higher rates for tuition and fees for programs of education at non-public institutions of higher learning pursued by individuals enrolled in the Post-9/11 Educational Assistance Program of the Department of Veterans Affairs before the enactment of the Post-9/11 Veterans Educational Assistance Improvements Act of 2010, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

At 12:13 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1938. An act to direct the President to expedite the consideration and approval of the construction and operation of the Keystone XL oil pipeline, and for other purposes.

H.R. 2608. An act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

At 2:59 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1309. An act to extend the authorization of the national flood insurance program, to achieve reforms to improve the financial integrity and stability of the program, and to increase the role of private markets in the management of flood insurance risk, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1309. An act to extend the authorization of the national flood insurance program, to achieve reforms to improve the financial integrity and stability of the program, and to increase the role of private markets in the management of flood insurance risk, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 2 p.m., the Senate proceed to executive session to consider the nomination of Robert S. Mueller, III, of California, to be Director of the Federal Bureau of Investigation, as pursuant to the order of Thursday, July 21, 2011.

EXECUTIVE SESSION

Pursuant to the order of Thursday, July 21, 2011, as modified,

The Senate proceeded to executive session, during which the following occurred:

OBJECTIONS TO CONSIDERATION OF BILL H.R. 2553

Mr. ROCKEFELLER asked unanimous consent, as in legislative session, that the Senate proceed to consider the bill (H.R. 2553) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes; that an amendment (in the nature of a substitute), be proposed by him (for himself and Mrs. HUTCHISON), and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. HATCH objected.

Mr. HATCH asked unanimous consent, as in legislative session, that the Senate proceed to

consider bill H.R. 2553; that the bill be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. ROCKEFELLER objected.

LEGISLATIVE SESSION

Pursuant to the order of Thursday, July 21, 2011,

The Senate resumed its legislative session.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

STARTING EARLY STARTING RIGHT ACT

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That the Committee on Homeland Security and Governmental Affairs be discharged from the further consideration of the bill (S. 1188) to amend the Child Care and Development Block Grant Act of 1990 to improve access to high quality early learning and child care for low-income children and working families, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mr. SHERROD BROWN (for himself, Mr. ROCKEFELLER, Mr. SANDERS, and Ms. COLLINS) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 587, in the nature of a substitute).

The amendment (in the nature of a substitute) was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONDEMNING THE HORRIFIC ATTACKS IN NORWAY

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) laid before the Senate the resolution (S. Res. 240) condemning the horrific attacks on government buildings in Oslo, Norway, and a youth camp on Utoya Island, Norway, on July 22, 2011, and for other purposes, submitted today by Ms.

KLOBUCHAR (for herself, Mr. DURBIN, Mr. KERRY, Mr. LUGAR, Mrs. BOXER, Mr. KOHL, Ms. CANTWELL, Mr. CARDIN, Mr. HARKIN, Mr. FRANKEN, Mr. HOEVEN, Mr. WYDEN, Mr. KYL, Mr. BARRASSO, Mr. CONRAD, Mr. MCCAIN, Mr. LIEBERMAN, Mr. MERKLEY, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mrs. FEINSTEIN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HATCH, Mr. HELLER, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNIS, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KIRK, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. MANCHIN, Mrs. MCCASKILL, Mr. MCCONNELL, Mr. MENENDEZ, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. REID, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, and Mr. WICKER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING DESIGNATION OF THE INTERNATIONAL YEAR FOR PEOPLE OF AFRICAN DESCENT

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (S. Con. Res. 26) supporting the goals and ideals of the designation of the year of 2011 as the International Year for People of African Descent, submitted today by Mr. CARDIN (for himself and Mr. WICKER), and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1938) to direct the President to expedite the consideration and approval of the construction and operation of the Keystone XL oil pipeline, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. SHERROD BROWN asked unanimous consent that the bill be read the second time.

Mr. SHERROD BROWN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the majority leader be recognized.

ADJOURNMENT

By unanimous consent, on the request of Mr. SHERROD BROWN,

At 6:55 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, JULY 28, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge

of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 28, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 1938) to amend chapter 6 of title 5, United States Code (commonly known as the Regulatory Flexibility Act), to ensure complete analysis of potential impacts on small entities of rules, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

Pending debate,

CONTINUING APPROPRIATIONS ACT, 2012

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2608) making continuing appropriations for fiscal year 2012, and for other purposes, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mr. REID for Ms. LANDRIEU (for herself, Ms. SNOWE, and Mr. COBURN) to strike all after the enacting clause and insert

in lieu thereof other words (being amendment No. 588, in the nature of a substitute).

The amendment (in the nature of a substitute) was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR CONTINUATION OF PERIOD FOR THE TRANSACTION OF MORNING BUSINESS AND FOR RECOGNITION OF LEADER

By unanimous consent, on the request of Mr. REID,

Ordered, That the period for the transaction of morning business be extended until 5 p.m., with Senators permitted to speak for 10 minutes each; and that at 5 p.m. the majority leader be recognized.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday, as modified,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

NOTICE OF CONTINUATION OF THE NATIONAL EMERGENCY DECLARED WITH RESPECT TO LEBANON -- PM 16

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency

is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency declared with respect to the actions of certain persons to undermine the sovereignty of Lebanon or its democratic processes and institutions is to continue in effect beyond August 1, 2011.

Certain ongoing activities, such as continuing arms transfers to Hizballah that include increasingly sophisticated weapons systems, serve to undermine Lebanese sovereignty, contribute to political and economic instability in the region, and continue to pose an unusual and extraordinary threat to the national security and foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared on August 1, 2007, to deal with that threat and the related measures adopted on that date to respond to the emergency.

BARACK OBAMA.

THE WHITE HOUSE, *July 28, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2676. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on July 26, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2677. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Interim Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on July 26, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2678. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on July 26, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2679. A communication from the Assistant Secretary for Management and Chief Financial Officer, Department of the Treasury, transmitting, pursuant to law, a

report relative to acquisitions from entities that manufacture articles, materials, and supplies outside of the United States for fiscal year 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-2680. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Obsoleting Rev. Rul. 58-225" (Rev. Rul. 2011-15) received in the Office of the President of the Senate on July 26, 2011; to the Committee on Finance.

EC-2681. A communication from the Senior Counsel for Regulatory Affairs, Departmental Offices, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Department of the Treasury Acquisition Regulation" (RIN1505-AC04) received in the Office of the President of the Senate on July 25, 2011; to the Committee on Finance.

EC-2682. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Chapter 4 Implementation Notice" (Notice 2011-53) received in the Office of the President of the Senate on July 26, 2011; to the Committee on Finance.

EC-2683. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services related to the sale of Colt M4 Carbines to the Ministry of Defense of Malaysia in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-2684. A communication from the Associate Administrator, Office of Government Contracting and Business Development, Small Business Administration, transmitting, pursuant to law, the Fiscal Year 2010 Report to Congress on Minority Small Business and Capital Ownership Development; to the Committee on Small Business and Entrepreneurship.

EC-2685. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Helicopter Area Navigation (RNAV) Routes; Northeast United States" ((RIN2120-AA66)-(Docket No. FAA-2011-0078)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2686. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Modification of Restricted Areas R-4401A, R-4401B, and R-4401C; Camp Shelby, MS" ((RIN2120-AA66)(Docket No. FAA-2008-0110)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2687. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Update of August 2001 Overflight Fees" ((RIN2120-AJ68)(Docket No. FAA-2010-0326)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2688. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Antidrug and Alcohol Misuse Prevention Programs for Personnel Engaged in Specified Aviation Activities; Final Regulatory Flexibility Determination" ((RIN2120-AH14)(Docket No. FAA-2002-11301)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2689. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Standards; Rotor Overspeed Requirements" ((RIN2120-AA62)(Docket No. FAA-2010-0398)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2690. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Vehicle Labeling - Fuel Economy, Greenhouse Gas and Other Emissions" (RIN2127-AK73) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2691. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Manual Requirements" ((RIN2120-AA66)(Docket No. FAA-2001-11133)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2692. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Make Inoperative Exemptions; Vehicle

Modifications to Accommodate People with Disabilities, Side Impact Protection" (RIN2127-AK77) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2693. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Insurer Reporting Requirements; List of Insurers Required to File Reports" (RIN2127-AK90) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2694. A communication from the Assistant Chief Counsel for General Law, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials; Miscellaneous Amendments" (RIN2137-AE46) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2695. A communication from the Assistant Chief Counsel for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials Transportation: Revisions of Special Permits Procedures" (RIN2137-AE73) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2696. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (48); Amdt. No. 3431" ((RIN2120-AA65)(Docket No. 30789)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2697. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (81); Amdt. No. 3430" ((RIN2120-AA65)(Docket No. 30788)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2698. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (136);

Amdt. No. 3432" ((RIN2120-AA65)(Docket No. 30790)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2699. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (25); Amdt. No. 3433" ((RIN2120-AA65)(Docket No. 30791)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2700. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Quotas and Atlantic Tuna Fisheries Management Measures" (RIN0648-BA65) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2701. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands Crab Rationalization Program" (RIN0648-AY33) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2702. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands Crab Rationalization Program; Amendment 37" (RIN0648-BA11) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2703. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Northern Rockfish, Pacific Ocean Perch, and Pelagic Shelf Rockfish for Catcher Vessels Participating in the Limited Access Rockfish Fishery in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA538) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2704. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Shallow-Water Species Fishery by Catcher/Processors in the Gulf of Alaska" (RIN0648-XA539) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2705. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Deep-Water Species Fishery by Catcher Vessels in the Gulf of Alaska" (RIN0648-XA536) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2706. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch for Catcher Vessels Participating in the Rockfish Entry Level Trawl Fishery in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA543) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2707. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Northern Rockfish and Pelagic Shelf Rockfish for Trawl Catcher Vessels Participating in the Entry Level Rockfish Fishery in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA546) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2708. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Western Regulatory Area of the Gulf of Alaska" (RIN0648-XA542) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2709. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; Closure of the Directed

Butterfish Fishery" (RIN0648-XA523) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. BOXER, from the Committee on Environment and Public Works, without amendment:

S. 1302. A bill to authorize the Administrator of General Services to convey a parcel of real property in Tracy, California, to the City of Tracy (Rept. No. 112-40).

By Mrs. BOXER, from the Committee on Environment and Public Works, with an amendment in the nature of a substitute:

S. 1313. A bill to amend the Federal Water Pollution Control Act to reauthorize the National Estuary Program, and for other purposes (Rept. No. 112-41).

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 401. A bill to help Federal prosecutors and investigators combat public corruption by strengthening and clarifying the law.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 409. A bill to ban the sale of certain synthetic drugs.

S. 839. A bill to ban the sale of certain synthetic drugs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CARPER (for himself and Mr. BLUNT):

S. 1434. A bill to protect information relating to consumers, to require notice of security breaches, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. KERRY (for himself and Mr. FRANKEN):

S. 1435. A bill to amend part A of title IV of the Social Security Act to exclude child care from the determination of the 5-year limit on assistance under the temporary assistance for needy families program, and for other purposes; to the Committee on Finance.

By Mr. WYDEN (for himself, Mr. HOEVEN, and Mr. BEGICH):

S. 1436. A bill to provide \$50,000,000,000 in new transportation infrastructure funding through bonding to empower States and local governments to complete significant infrastructure projects across all modes of transportation, including roads, bridges, rail and transit systems, ports, and inland

waterways, and for other purposes; to the Committee on Finance.

By Mrs. BOXER:

S. 1437. A bill to authorize the Secretary of Health and Human Services to carry out programs to provide youth in racial or ethnic minority or immigrant communities the information and skills needed to reduce teenage pregnancies; to the Committee on Health, Education, Labor, and Pensions.

By Mr. JOHNSON of Wisconsin (for himself, Mr. PAUL, Mr. CORNYN, Mr. LEE, Mr. TOOMEY, Mr. RISCH, Mr. COBURN, Ms. AYOTTE, Mr. RUBIO, Mr. DEMINT, Mr. VITTER, Mr. GRASSLEY, Mr. ISAKSON, Mr. HATCH, Mr. WICKER, Mrs. HUTCHISON, Mr. INHOFE, Mr. BURR, Mr. COATS, Mr. BOOZMAN, and Mr. ENZI):

S. 1438. A bill to provide that no agency may take any significant regulatory action until the unemployment rate is equal to or less than 7.7 percent; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BROWN of Ohio (for himself and Mrs. HAGAN):

S. 1439. A bill to amend the Elementary and Secondary Education Act of 1965 regarding ready school needs reviews; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ALEXANDER (for himself and Mr. BENNET):

S. 1440. A bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity; to the Committee on Health, Education, Labor, and Pensions.

By Mr. INOUE (for himself and Mr. BEGICH):

S. 1441. A bill to provide assistance for workforce investment activities to unique populations in Alaska and Hawaii; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HELLER (for himself, Mr. BURR, Mr. VITTER, and Mr. BOOZMAN):

S. 1442. A bill to provide that Members of Congress may not receive pay after October 1 of any fiscal year in which Congress has not approved a concurrent resolution on the budget; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. FEINSTEIN:

S. 1443. A bill to extend certain trade preferences to certain least-developed countries in Asia and the South Pacific, and for other purposes; to the Committee on Finance.

By Mr. AKAKA (for himself and Mr. LIEBERMAN):

S. 1444. A bill to provide for the presentation of a United States flag on behalf of Federal civilian employees who are killed

while performing official duties or because of their status as Federal employees; to the Committee on Homeland Security and Governmental Affairs.

By Mr. SCHUMER (for himself, Mr. BLUMENTHAL, Mrs. BOXER, Mrs. FEINSTEIN, and Mrs. GILLIBRAND):

S. 1445. A bill to designate certain conduct by car and truck rental companies relating to motor vehicle safety defects and recalls as unfair and deceptive acts or practices to be regulated by the Federal Trade Commission, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. COBURN (for himself, Mr. MCCAIN, Mr. LEE, Mr. DEMINT, Mr. PAUL, Mr. VITTER, Mr. KYL, Mr. CORNYN, Mr. HATCH, Mr. COATS, Mr. CHAMBLISS, Mr. BURR, Mr. ISAKSON, and Mr. PORTMAN):

S. 1446. A bill to free States to spend gas taxes on their transportation priorities; to the Committee on Environment and Public Works.

By Mr. CRAPO (for himself and Mr. WHITEHOUSE):

S. 1447. A bill to amend the Safe and Drug-Free Schools and Communities Act to authorize the use of grant funds for dating violence prevention, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. PRYOR (for himself, Ms. KLOBUCHAR, Mr. MANCHIN, and Mr. TESTER):

S. 1448. A bill to exempt off-highway vehicles from the ban on lead in children's products, and for other purposes; to the Committee on Commerce, Science, and Transportation.

ADDITIONAL COSPONSORS

S. 48

At the request of Mr. INOUE, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 48, a bill to amend the Public Health Service Act to provide for the participation of pharmacists in National Health Services Corps programs, and for other purposes.

S. 252

At the request of Mrs. HUTCHISON, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 252, a bill to permit a State to elect to receive the contributions of the State to the Highway Trust Fund in lieu of the Federal-aid highway program apportionment of the State for the subsequent fiscal year, and for other purposes.

S. 260

At the request of Mr. NELSON of Florida, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of

survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 387

At the request of Mrs. BOXER, the names of the Senator from Kansas [Mr. MORAN] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 401

At the request of Mr. LEAHY, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from California [Mrs. FEINSTEIN] were added as cosponsors of S. 401, a bill to help Federal prosecutors and investigators combat public corruption by strengthening and clarifying the law.

S. 409

At the request of Mr. SCHUMER, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 409, a bill to ban the sale of certain synthetic drugs.

S. 797

At the request of Ms. MIKULSKI, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 797, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 961

At the request of Mr. KERRY, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 961, a bill to create the income security conditions and family supports needed to ensure permanency for the Nation's unaccompanied youth, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1061

At the request of Mr. BARRASSO, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 1061, a bill to amend title 5 and 28, United States Code, with respect to the award of fees and other

expenses in cases brought against agencies of the United States, to require the Administrative Conference of the United States to compile, and make publically available, certain data relating to the Equal Access to Justice Act, and for other purposes.

S. 1251

At the request of Mr. COBURN, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Oklahoma [Mr. INHOFE], the Senator from Alabama [Mr. SESSIONS], the Senator from Arizona [Mr. KYL], the Senator from Indiana [Mr. COATS], the Senator from Iowa [Mr. GRASSLEY], the Senator from Georgia [Mr. ISAKSON] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1359

At the request of Mr. TESTER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1359, a bill to make the National Parks and Federal Recreation Lands Pass available at a discount to members of the Armed Forces and veterans.

S. 1392

At the request of Ms. COLLINS, the names of the Senator from Wisconsin [Mr. JOHNSON], the Senator from Mississippi [Mr. COCHRAN] and the Senator from North Carolina [Mr. BURR] were added as cosponsors of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1433

At the request of Mr. ROCKEFELLER, the names of the Senator from Colorado [Mr. BENNET], the Senator from New York [Mr. SCHUMER] and the Senator from Florida [Mr. NELSON] were added as cosponsors of S. 1433, a bill to pay personnel compensation and benefits for employees of the Federal Aviation Administration.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of Senate Resolution 132, a

resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 216

At the request of Mrs. BOXER, the names of the Senator from Utah [Mr. LEE] and the Senator from Wyoming [Mr. BARRASSO] were added as cosponsors of Senate Resolution 216, a resolution encouraging women's political participation in Saudi Arabia.

At the request of Ms. AYOTTE, her name was added as a cosponsor of Senate Resolution 216, *supra*.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. SHAHEEN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on July 28, 2011, at 9:30 a.m. in room SD-G50 of the Dirksen Senate Office Building.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on July 28, 2011, at 9:30 a.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on July 28, 2011, at 10 a.m. in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on July 28, 2011, at 10 a.m. in room 215 of the Dirksen Senate Office Building.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "FDA User Fees: Advancing Public Health" on July 28, 2011, at 9:45 a.m., in room 430 of the Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on July 28, 2011, at 2:30 p.m.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on July 28, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the

Senate on July 28, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on July 28, 2011, at 2:30 p.m.

SUBCOMMITTEE ON AVIATION OPERATIONS, SAFETY, AND SECURITY

The Subcommittee on Aviation Operations, Safety, and Security of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on July 28, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building to conduct a hearing entitled, "Aviation Fuels: Needs, Challenges, and Alternatives."

SUBCOMMITTEE ON NATIONAL PARKS

The Subcommittee on National Parks be authorized to meet during the session of the Senate on July 28, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

RECESS

By unanimous consent, on the request of Mr. REID,

At 7:34 p.m.,

The Senate recessed, subject to the call of the chair.

AT 10:46 P.M.

The PRESIDING OFFICER (Mr. DURBIN in the chair) called the Senate to order.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then recess until 11 a.m.; that, at 11 a.m., the Senate proceed to a period for the transaction of morning business until 12 noon, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; and that, at 12 noon, Mr. REID be recognized.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 10:48 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

The Senate proceeded to a period for the transaction of morning business until 12 noon.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2710. A communication from the Chief of Planning and Regulatory Affairs, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Cooperation in USDA Studies and Evaluations, and Full Use of Federal Funds in Nutrition Assistance Programs Nondiscretionary Provisions of the Healthy, Hunger-Free Kids Act of 2010, Public Law 111-296" (RIN0584-AE20) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2711. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Shepherd's Purse With Roots From the Republic of Korea Into the United States" ((RIN0579-AD26)(Docket No. APHIS-2009-0086)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2712. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Karnal Bunt; Regulated Areas in Arizona, California, and Texas" (Docket No. APHIS-2009-0079) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2713. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Effective Date for Swap Regulation" (17 CFR Part 1) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2714. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Agricultural Commodity Definition" ((17 CFR Part 1)-(RIN3038-AD23)) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2715. A communication from the Secretary of the Commodity Futures Trading

Commission, transmitting, pursuant to law, the report of a rule entitled "Prohibition on the Employment, or Attempted Employment, of Manipulative and Deceptive Devices and Prohibition on Price Manipulation" ((17 CFR Part 180)(RIN3038-AD27)) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2716. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Large Trader Reporting for Physical Commodity Swaps" ((17 CFR Parts 15 and 20)(RIN3038-AD17)) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2717. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Business Affiliate Marketing and Disposal of Consumer Information Rules" ((17 CFR Part 162)(RIN3038-AD12)) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2718. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Privacy of Consumer Financial Information; Conforming Amendments Under Dodd-Frank Act" ((17 CFR Part 160)(RIN3038-AD13)) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2719. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Ted F. Bowlds, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-2720. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-8189)) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2721. A communication from the Secretary, Division of Trading and Markets, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Large Trader Reporting (17 CFR 240.13h-1)" (RIN3235-AK55) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2722. A communication from the Secretary, Division of Corporation Finance, Securities and Exchange Commission,

FRIDAY, JULY 29, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 29, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

RECESS

Pursuant to the order of yesterday, as modified,

At 10:02 a.m.,

The Senate recessed until 11 a.m.

AT 11 A.M.

The ACTING PRESIDENT pro tempore called the Senate to order.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

transmitting, pursuant to law, the report of a rule entitled "Security Ratings" (RIN3235-AK18) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2723. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Diesel-Powered Motor Vehicle Idling Act" (FRL No. 9445-9) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Environment and Public Works.

EC-2724. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; State of California; Interstate Transport of Pollution; Interference with Prevention of Significant Deterioration Requirement" (FRL No. 9446-6) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Environment and Public Works.

EC-2725. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Lead; Clearance and Clearance Testing Requirements for the Renovation, Repair, and Painting Program" (FRL No. 8881-8) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Environment and Public Works.

EC-2726. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revision to the California State Implementation Plan; San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9444-3) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Environment and Public Works.

EC-2727. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revision to the California State Implementation Plan; South Coast Air Quality Management District" (FRL No. 9437-6) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Environment and Public Works.

EC-2728. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental

Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revision to the California State Implementation Plan, South Coast Air Quality Management District" (FRL No. 9446-7) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Environment and Public Works.

EC-2729. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Standard Format and Content of License Termination Plans for Nuclear Power Plant Reactors" (Regulatory Guide 1.179, Revision 1) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Environment and Public Works.

EC-2730. A communication from the Chairman of the Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Alternative to Minimum Days Off Requirements" (RIN3150-AI94) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Environment and Public Works.

EC-2731. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Discontinuance of High-Low Method for Substantiating Travel Expenses" (Announcement 2011-42) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Finance.

EC-2732. A communication from the Acting Comptroller of the Currency, transmitting, pursuant to law, a report entitled "Report on Credit Ratings"; to the Committee on Finance.

EC-2733. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0113 - 2011-0120); to the Committee on Foreign Relations.

EC-2734. A joint communication from the Deputy Assistant Administrator for Legislative and Public Affairs, U.S. Agency for International Development (USAID) and the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report entitled "Joint Summary of Performance and Financial Information for Fiscal Year 2010"; to the Committee on Foreign Relations.

EC-2735. A communication from the Director of the Office of Personnel Management, transmitting, pursuant to law, the Office's Federal Activities Inventory

Reform Act Inventory Summary as of June 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-2736. A communication from the Senior Associate General Counsel, Office of the Director of National Intelligence, transmitting, pursuant to law, a report relative to a vacancy in the position of Director of the National Counterterrorism Center; to the Select Committee on Intelligence.

EC-2737. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the New Hampshire Advisory Committee; to the Committee on the Judiciary.

EC-2738. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Closure" (RIN0648-XA554) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2739. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch for Catcher Vessels Participating in the Rockfish Entry Level Trawl Fishery in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA558) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2740. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Northern Rockfish in the Western Regulatory Area of the Gulf of Alaska" (RIN0648-XA557) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2741. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; In Season Action to Close the Commercial Gulf of Mexico Non-Sandbar Large Coastal Shark Fishery" (RIN0648-XA541) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2742. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf

of Mexico, and South Atlantic; Snapper-Grouper Fishery of the South Atlantic; Closure of the 2011-2012 Commercial Sector for Black Sea Bass in the South Atlantic" (RIN0648-XA552) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2743. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Mosby, MO" ((RIN2120-AA66)(Docket No. FAA-2010-0608)) received in the Office of the President of the Senate on June 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2744. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Madison, SD" ((RIN2120-AA66)(Docket No. FAA-2011-0135)) received in the Office of the President of the Senate on June 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2745. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Campbellton, TX" ((RIN2120-AA66)(Docket No. FAA-2010-1053)) received in the Office of the President of the Senate on June 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2746. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Lincoln City, OR" ((RIN2120-AA66)(Docket No. FAA-2010-0987)) received in the Office of the President of the Senate on June 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2747. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Florence, OR" ((RIN2120-AA66)(Docket No. FAA-2010-0986)) received in the Office of the President of the Senate on June 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2748. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; BRP-Power Train GmbH and Co. KG Rotax 912 F3, 912 S2, 912 S3, 912 S4,

914 F2, 914 F3, and 914 F4 Reciprocating Engines" ((RIN2120-AA66)(Docket No. FAA-2011-0456)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2749. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; L'Hotellier Portable Halon 1211 Fire Extinguishers" ((RIN2120-AA66)(Docket No. FAA-2011-0506)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2750. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Schweizer Aircraft Corporation (Schweizer) Model 269A, A-1, B, C, C-1, and TH-55 Series Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-0593)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2751. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Dassault Aviation Model FALCON 7X Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0477)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2752. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0573)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2753. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes, and Model A340-200 and -300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1277)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2754. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc (RR) RB211-524 Series Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0624)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2755. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Dassault Aviation Model FALCON 7X Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0152)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2756. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), DC-9-87 (MD-87), and MD-88 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1203)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2757. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Model A310 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1197)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2758. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2009-1212)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2759. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0260)) received in the Office of the President of the Senate on

July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2760. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0036)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2761. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-120, -120ER, -120FC, -120QC, and -120RT Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0546)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2762. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Dassault Aviation Model FALCON 7X Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0259)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2763. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Costruzioni Aeronautiche Tecnam srl Model P2006T Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0326)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2764. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-600, -700, -700C, -800, -900, and -900ER Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-0853)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 605. A bill to amend the Controlled Substances Act to place synthetic drugs in Schedule I.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. PRYOR (for himself, Mr. ROCKEFELLER, Ms. KLOBUCHAR, Mr. UDALL of New Mexico, and Mrs. GILLIBRAND):

S. 1449. A bill to authorize the appropriation of funds for highway safety programs and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. SNOWE:

S. 1450. A bill to amend title 23, United States Code, to provide for the establishment of a commercial truck safety program, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. VITTER (for himself, Mr. NELSON of Florida, Mr. MCCAIN, and Mr. WHITEHOUSE):

S. 1451. A bill to prohibit the sale of billfish; to the Committee on Commerce, Science, and Transportation.

By Mr. DURBIN (for himself, Mr. JOHNSON of South Dakota, and Mr. REED):

S. 1452. A bill to promote simplification and fairness in the administration and collection of sales and use taxes; to the Committee on Finance.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 1453. A bill to amend the Marine Mammal Protection Act of 1972 to allow the transport, purchase, and sale of pelts of, and handicrafts, garments, and art produced from, Southcentral and Southeast Alaska northern sea otters that are taken for subsistence purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. DURBIN (for himself, Mr. COCHRAN, Mr. BROWN of Massachusetts, Mr. LEVIN, Mr. CARDIN, Mr. SCHUMER, and Mr. INOUE):

S. 1454. A bill to amend title XVIII of the Social Security Act to provide for extended months of Medicare coverage of immunosuppressive drugs for kidney transplant patients and other renal dialysis provisions; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. STABENOW (for herself, Ms. SNOWE, Mr. INOUE, Mr. CARDIN, Ms. COLLINS, Mrs. FEINSTEIN, Mr. COCHRAN, Mr. CHAMBLISS, Mr. TESTER, Mrs. MURRAY, Mr. LAUTENBERG, Mr. MENENDEZ, Mr. BENNET, Mr. LIEBERMAN, Mrs. HUTCHISON, Mrs. BOXER, Mr. MERKLEY, Mr. UDALL of Colorado, Mr. BROWN of Ohio, Mr. WICKER, Mr. BROWN of Massachusetts, Mr. BLUMENTHAL, and Mr. SCHUMER):

S. Res. 242. A resolution supporting the goals and ideals of National Ovarian Cancer Awareness Month; considered and agreed to.

By Mr. CRAPO (for himself, Mr. CASEY, Mr. INOUE, Mr. AKAKA, Mr. RUBIO, and Mr. TOOMEY):

S. Res. 243. A resolution promoting increased awareness, diagnosis, and treatment of atrial fibrillation to address the high morbidity and mortality rates and to prevent avoidable hospitalizations associated with the disease; considered and agreed to.

By Ms. LANDRIEU (for herself, Mrs. HAGAN, Mr. WICKER, Mr. BROWN of Ohio, Mr. NELSON of Florida, Mr. LEVIN, Mr. CARDIN, Mrs. GILLIBRAND, and Mr. CORNYN):

S. Res. 244. A resolution congratulating Omega Psi Phi Fraternity, Inc. for 100 years of service to communities throughout the United States and the world, and commending Omega Psi Phi for upholding its cardinal principles of manhood, scholarship, perseverance, and uplift; considered and agreed to.

By Mr. KERRY (for himself and Mr. DURBIN):

S. Res. 245. A resolution designating November 2011 as "Stomach Cancer Awareness Month" and supporting efforts to educate the public about stomach cancer; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 48

At the request of Mr. INOUE, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 48, a bill to amend the Public Health Service Act to provide for the participation of pharmacists in National Health Services Corps programs, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 387

At the request of Mrs. BOXER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 409

At the request of Mr. SCHUMER, the names of the Senator from Iowa [Mr. GRASSLEY] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 409, a bill to ban the sale of certain synthetic drugs.

S. 605

At the request of Mr. GRASSLEY, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 605, a bill to amend the Controlled Substances Act to place synthetic drugs in Schedule I.

S. 811

At the request of Mr. MERKLEY, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 811, a bill to prohibit employment discrimination on the basis of sexual orientation or gender identity.

S. 966

At the request of Mrs. GILLIBRAND, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 966, a bill to amend the Public Health Service Act to provide for osteoporosis and related bone disease education, research, and surveillance, and for other purposes.

S. 1013

At the request of Mr. HATCH, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 1013, a bill to renew the authority of the Secretary of Health and Human Services to approve demonstration projects designed to test innovative strategies in State child welfare programs.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1058

At the request of Mr. PRYOR, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1058, a bill to amend the Public Health Service Act to ensure transparency and proper operation of pharmacy benefit managers.

S. 1096

At the request of Ms. SNOWE, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1096, a bill to amend title XVIII of the

Social Security Act to improve access to, and utilization of, bone mass measurement benefits under the Medicare part B program by extending the minimum payment amount for bone mass measurement under such program through 2013.

S. 1119

At the request of Mr. INOUE, the names of the Senator from Washington [Ms. CANTWELL] and the Senator from Massachusetts [Mr. KERRY] were added as cosponsors of S. 1119, a bill to reauthorize and improve the Marine Debris Research, Prevention, and Reduction Act, and for other purposes.

S. 1144

At the request of Mr. WYDEN, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1144, a bill to amend the Soda Ash Royalty Reduction Act of 2006 to extend the reduced royalty rate for soda ash.

S. 1203

At the request of Ms. SNOWE, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 1203, a bill to amend title XVIII of the Social Security Act to provide for the coverage of home infusion therapy under the Medicare Program.

S. 1335

At the request of Mr. INHOFE, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1348

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1348, a bill to amend title 36, United States Code, to encourage the nationwide observance of two minutes of silence each Veterans Day.

S. 1359

At the request of Mr. TESTER, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 1359, a bill to make the National Parks and Federal Recreation Lands Pass available at a discount to members of the Armed Forces and veterans.

S. 1372

At the request of Mr. REED, the names of the Senator from Maine [Ms. SNOWE] and the Senator from New Mexico [Mr. UDALL] were added as cosponsors of S. 1372, a bill to amend the Elementary and Secondary Education Act of 1965 regarding environmental education, and for other purposes.

S. 1395

At the request of Mr. BARRASSO, the names of the Senator from Kansas [Mr. MORAN], the Senator from Idaho [Mr. RISCH] and the Senator from Missouri [Mr. BLUNT] were

added as cosponsors of S. 1395, a bill to ensure that all Americans have access to waivers from the Patient Protection and Affordable Care Act.

S. 1417

At the request of Mr. SCHUMER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1417, a bill to amend the Internal Revenue Code of 1986 to modify the credit for qualified fuel cell motor vehicles and to allow the credit for certain off-highway vehicles, and for other purposes.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from Louisiana [Ms. LANDRIEU] were added as cosponsors of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 216

At the request of Mrs. BOXER, the names of the Senator from Georgia [Mr. ISAKSON] and the Senator from Texas [Mrs. HUTCHISON] were added as cosponsors of Senate Resolution 216, a resolution encouraging women's political participation in Saudi Arabia.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:05 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 2056. An act to instruct the Inspector General of the Federal Deposit Insurance Corporation to study the impact of insured depository institution failures, and for other purposes.

H.R. 2149. An act to designate the facility of the United States Postal Service located at 4354 Pahoehoe Avenue in Honolulu, Hawaii, as the "Cecil L. Heftel Post Office Building".

H.R. 2548. An act to designate the facility of the United States Postal Service located at 6310 North University Street in Peoria, Illinois, as the "Charles 'Chip' Lawrence Chan Post Office Building".

At 5:06 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 440. An act to provide for the establishment of the Special Envoy to Promote Religious Freedom of Religious Minorities in the Near East and South Central Asia.

H.R. 2244. An act to designate the facility of the United States Postal Service located at 67 Castle Street in Geneva, New York, as the "Corporal Steven Blaine Riccione Post Office".

At 7:52 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, with an amendment:

S. 627. An act to establish the Commission on Freedom of Information Act Processing Delays.

The message also announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 789. An act to designate the facility of the United States Postal Service located at 20 Main Street in Little Ferry, New Jersey, as the "Sergeant Matthew J. Fenton Post Office".

H.R. 2213. An act to designate the facility of the United States Postal Service located at 801 West Eastport Street in Iuka, Mississippi, as the "Sergeant Jason W. Vaughn Post Office".

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 789. An act to designate the facility of the United States Postal Service located at 20 Main Street in Little Ferry, New Jersey, as the "Sergeant Matthew J. Fenton Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2056. An act to instruct the Inspector General of the Federal Deposit Insurance Corporation to study the impact of insured depository institution failures, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

H.R. 2149. An act to designate the facility of the United States Postal Service located at 4354 Paoa Avenue in Honolulu, Hawaii, as the "Cecil L. Heftel Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2213. An act to designate the facility of the United States Postal Service located at 801 West Eastport Street in Iuka, Mississippi, as the "Sergeant Jason W. Vaughn Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2244. An act to designate the facility of the United States Postal Service located at 67 Castle Street in Geneva, New York, as the "Corporal Steven Blaine Riccione Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2548. An act to designate the facility of the United States Postal Service located at 6310 North University Street in Peoria, Illinois, as the "Charles 'Chip' Lawrence

Chan Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

EXPRESSING THE SENSE OF THE SENATE RELATIVE TO ONGOING VIOLATIONS OF THE TERRITORIAL INTEGRITY AND SOVEREIGNTY OF GEORGIA

By unanimous consent, on the request of Mr. SHERROD BROWN,

The Senate proceeded to consider the resolution (S. Res. 175) expressing the sense of the Senate with respect to ongoing violations of the territorial integrity and sovereignty of Georgia and the importance of a peaceful and just resolution to the conflict within Georgia's internationally recognized borders.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ENCOURAGING WOMEN'S POLITICAL PARTICIPATION IN SAUDI ARABIA

By unanimous consent, on the request of Mr. SHERROD BROWN,

The Senate proceeded to consider the resolution (S. Res. 216) encouraging women's political participation in Saudi Arabia.

The question being on agreeing to the reported amendment (in the nature of a substitute).

The reported amendment (in the nature of a substitute) was agreed to.

The question being on agreeing to the resolution, as amended.

Resolved, That the Senate agree thereto.

The question being on agreeing to the reported amendment to the preamble.

The reported amendment to the preamble was agreed to.

The preamble, as amended, was agreed to.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS AND IDEALS OF NATIONAL OVARIAN CANCER AWARENESS MONTH

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER (Mr. LIEBERMAN in the chair) laid before the Senate the resolution (S. Res. 242) supporting the goals and ideals of National Ovarian Cancer Awareness Month, submitted today by Ms. STABENOW (for herself, Ms. SNOWE, Mr. INOUE, Mr. CARDIN, Ms. COLLINS, Mrs. FEINSTEIN, Mr. COCHRAN, Mr. CHAMBLISS,

Mr. TESTER, Mrs. MURRAY, Mr. LAUTENBERG, Mr. MENENDEZ, Mr. BENNET, Mr. LIEBERMAN, Mrs. HUTCHISON, Mrs. BOXER, Mr. MERKLEY, Mr. MARK UDALL, Mr. SHERROD BROWN, Mr. WICKER, Mr. SCOTT BROWN, Mr. BLUMENTHAL, and Mr. SCHUMER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

PROMOTING INCREASED AWARENESS, DIAGNOSIS, AND TREATMENT OF ATRIAL FIBRILLATION

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 243) promoting increased awareness, diagnosis, and treatment of atrial fibrillation to address the high morbidity and mortality rates and to prevent avoidable hospitalizations associated with the disease, submitted today by Mr. CRAPO (for himself, Mr. CASEY, Mr. INOUE, Mr. AKAKA, Mr. RUBIO, and Mr. TOOMEY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING OMEGA PSI PHI FRATERNITY, INC. FOR 100 YEARS OF SERVICE

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 244) congratulating Omega Psi Phi Fraternity, Inc. for 100 years of service to communities throughout the United States and the world, and commending Omega Psi Phi for upholding its cardinal principles of manhood, scholarship, perseverance, and uplift, submitted today by Ms. LANDRIEU (for herself, Mrs. HAGAN, Mr. WICKER, Mr. SHERROD BROWN, Mr. BILL NELSON, Mr. LEVIN, Mr. CARDIN, Mrs. GILLIBRAND, and Mr. CORNYN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

QUESTION OF A QUORUM

Mr. WHITEHOUSE raised a question as to the presence of a quorum.

Whereupon,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) directed the roll to be called to ascertain the presence of a quorum.

Pending the ascertainment of a quorum,

Mr. REID asked unanimous consent that the quorum call be withdrawn.

Mr. THUNE objected.

Pending the further ascertainment of a quorum,

When

Twenty-one Senators answered to their names, as follows:

[Quorum No. 4]

Begich, Bennet, Blumenthal, Brown (OH), Cantwell, Cardin, Casey, Conrad, Coons, Durbin, Johanns, Lautenberg, McConnell, Merkley, Murray, Pryor, Reid (NV), Sanders, Schumer, Thune, Whitehouse.

The PRESIDING OFFICER (Mr. BENNET in the chair) announced that a quorum was not present.

On motion by Mr. REID to instruct the Sergeant at Arms to request the presence of absent Senators.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion to instruct.

The question being taken on agreeing to the motion.

It was determined in the affirmative--- yeas... 76, nays... 23

[Rollcall Vote No. 119 Leg.]

YEAS --- 76

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Hatch, Hutchison, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 23

Alexander, Ayotte, Barrasso, Coburn, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Heller, Hoeven, Inhofe, Johnson (WI), Lee, McCain, McConnell, Paul, Risch, Roberts, Sessions, Toomey, Vitter.

So the motion was agreed to, and, as indicated by the foregoing rollcall, a quorum being present.

HOUSE AMENDMENT TO BILL

S. 627

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the bill (S. 627) to establish the Commission on Freedom of Information Act Processing Delays.

On motion by Mr. REID that the Senate concur in the amendment of the House of Representatives to the bill.

On motion by Mr. REID to lay the pending motion to concur on the table.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

After debate,

The question being taken on agreeing to the motion to table the motion to concur in the House amendment to the bill.

It was determined in the affirmative--- yeas... 59, nays... 41

[Rollcall Vote No. 120 Leg.]

YEAS --- 59

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, DeMint, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hatch, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Paul, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wyden.

NAYS --- 41

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, Enzi, Grassley, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lugar, McCain, McConnell, Moran, Murkowski, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Wicker.

So the motion was agreed to.

On motion by Mr. REID that the Senate concur in the amendment of the House of Representatives to the bill, with an amendment (Numbered 589).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to concur; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on motion to concur in the House amendment to bill S. 627, with amendment No. 589:

HARRY REID, MAX BAUCUS, BARBARA BOXER, CARL LEVIN, TOM HARKIN, BEN CARDIN, CHUCK SCHUMER, DICK DURBIN, PATRICK J. LEAHY, MARK R. WARNER, PATTY MURRAY, CHRIS COONS, RICHARD BLUMENTHAL, SHERROD BROWN, KENT CONRAD, MARK BEGICH, JOHN KERRY, DEBBIE STABENOW.

On motion by Mr. REID to amend the amendment contained in the pending motion to concur, at the end thereof, by adding certain words (being amendment No. 590).

On motion by Mr. REID to refer the House amendment to the Committee on the Budget with instructions to report back forthwith with an amendment (Numbered 591).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

On motion by Mr. REID to amend the instructions (designated amendment No. 591) contained in the pending motion to concur, at the end thereof, by adding certain words (being amendment No. 592).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment, by striking "3 days", and by inserting in lieu thereof "2 days" (being amendment No. 593).

Pending debate,

Mr. MCCONNELL asked unanimous consent that the Senate immediately vote on the question of agreeing to the motion to bring to a close debate on the motion to concur, with amendment.

Mr. REID objected.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the pending motion to refer the House amendment to the Committee on the Budget.

Pending debate,

ORDERS FOR ADJOURNMENT UNTIL 1 P.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. MARK UDALL,

Ordered, That, when the Senate concludes its business on today, it adjourn until 1 p.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the

Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of the House message on bill S. 627; that time from 1:30 p.m. until 7:30 p.m. be equally divided and controlled for debate between the two leaders, or their designees; that the first 30 minutes therein be controlled by the majority party, and the second 30 minutes therein be controlled by the minority party; that each 30 minute period thereafter until 7:30 p.m. be controlled in like alternating fashion; that the time from 7:30 p.m. until 8 p.m. be equally divided and controlled; and that the minority control the first 15 minutes therein, and the majority control the final 15 minutes therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. MARK UDALL,

At 9:02 p.m.,

The Senate adjourned, under its order of today, until 1 p.m. on tomorrow.

SATURDAY, JULY 30, 2011

Mr. PATRICK J. LEAHY, from the State of Vermont, called the Senate to order at 1 p.m., the Chaplain offered a prayer, and Mr. LEAHY led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 30, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable PATRICK J. LEAHY, a Senator from the State of Vermont, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. LEAHY took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

HOUSE AMENDMENT TO BILL S. 627

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the bill (S. 627) to establish the Commission on Freedom of Information Act Processing Delays; and

The Senate resumed consideration of the House amendment.

The question being on agreeing to amendment No. 593, proposed by Mr. REID, to amendment No. 592, proposed by Mr. REID, to the instructions (designated amendment No. 591) contained in the motion, by Mr. REID, to refer the House amendment (in the nature of a substitute) to the Committee on the Budget with instructions to report back forthwith.

Pending debate,

Mr. PAUL asked unanimous consent that immediately, or at 5 p.m., the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to concur in the House amendment (in the nature of a substitute) to bill S. 627, with an amendment.

Mr. DURBIN objected.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on the Budget.

Mr. PAUL asked unanimous consent that it be in order for him to propose an amendment to amendment No. 589, contained in the motion to concur in the House amendment (in the nature of a substitute), with an amendment, to the bill.

Mr. DURBIN objected.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on the Budget.

Pending debate,

Mr. REID raised a question as to the presence of a quorum.

Whereupon,

The PRESIDING OFFICER (Mr. PRYOR in the chair) directed the roll to be called to ascertain the presence of a quorum.

Pending the ascertainment of a quorum,

When

Sixteen Senators answered to their names, as follows:

[Quorum No. 5]

Brown (MA), Cantwell, Carper, Coburn, Durbin, Feinstein, Johanns, Kerry, Landrieu, McCain, Merkley, Murkowski, Murray, Pryor, Reid (NV), Schumer.

The PRESIDING OFFICER announced that a quorum was not present.

On motion by Mr. REID to instruct the Sergeant at Arms to request the presence of absent Senators.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion to instruct.

The question being taken.

It was determined in the affirmative---
yeas... 75, nays... 20

[Rollcall Vote No. 121 Leg.]

YEAS --- 75

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Collins, Conrad, Coons, Corker, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hatch, Heller, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lugar, Manchin, McCaskill, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 20

Alexander, Ayotte, Barrasso, Coburn, Cochran, Cornyn, Crapo, Enzi, Grassley, Hoeven, Isakson, Johnson (WI), Lee, McCain, McConnell, Paul, Risch, Roberts, Sessions, Vitter.

So the motion was agreed to, and, as indicated by the foregoing rollcall, a quorum being present.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on the Budget.

Mr. REID asked unanimous consent that the Senate immediately vote on the question of agreeing to the pending amendment No. 589, contained in the motion to concur in the amendment of the House (in the nature of a substitute) to the bill, with an amendment.

Mr. MCCONNELL objected.

Mr. MCCONNELL asked unanimous consent that the Senate immediately vote on the question of agreeing to the motion to bring to a close debate on the motion to concur in the amendment of the House (in the nature of a substitute) to the bill, with an amendment.

Mr. REID objected.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on the Budget.

Pending debate,

RECOGNIZING THE 2011 NATIONAL VETERANS WHEELCHAIR GAMES

On the request of Mrs. BOXER,

The PRESIDING OFFICER (Ms. MIKULSKI in the chair) laid before the Senate the resolution (S. Res. 246) recognizing and commending the 2011 National Veterans Wheelchair Games, to be held in Pittsburgh, Pennsylvania August 1, through August 6, 2011, submitted today by Mr. CASEY (for himself and Mr. TOOMEY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE AMENDMENT TO BILL S. 627

The Senate resumed consideration of the House amendment to bill S. 627.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on the Budget with instructions to report back forthwith.

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to concur, with amendment No. 589, in the House amendment to bill S. 627 at 1 p.m. on tomorrow; and that the quorum under the rule be waived.

Pending debate,

MORNING BUSINESS

The following morning business occurred on today:

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2765. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.28 Mark 0070 and 0100 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0220)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2766. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; B/E Aerospace, Continuous Flow Passenger Oxygen Mask Assembly, Part Numbers 174006-O, 174080-O, 174085-O, 174095-O, 174097-O, and 174098-O" ((RIN2120-AA64)(Docket No. FAA-2011-0139)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2767. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-600-2A12 (CL-601) and CL-600-2B16 (CL-601-3A, CL-601-3R, and CL-604 Variants) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1307)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2768. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; MD Helicopters, Inc. Model MD900 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-0695)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2769. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; General Electric Company GE90-76B; GE90-77B; GE90-85B; GE90-90B; and GE90-94B Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-1024)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2770. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model A300 C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Model A310 Series

Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0309)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2771. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; 328 Support Services GmbH (Type Certificate Previously Held by AvCraft Aerospace GmbH; Fairchild Dornier GmbH; Dornier Luftfahrt GmbH) Model 328-100 and -300 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0308)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2772. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-342 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0653)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2773. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747-400 and -400D Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1159)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2774. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Lockheed Martin Corporation/Lockheed Martin Aeronautics Company Model 382, 382B, 382E, 382F, and 382G Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1305)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2775. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Saab AB, Saab Aerosystems Model SAAB 2000 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0307)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2776. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1158)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2777. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Hawker Beechcraft Corporation Models B300 and B300C (C-12W) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0436)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2778. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc (RR) RB211-524 Series Turbofan Engines" ((RIN2120-AA64)-(Docket No. FAA-2011-0624)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2779. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Various Aircraft Equipped with Rotax Aircraft Engines 912 A Series Engine" ((RIN2120-AA64)(Docket No. FAA-2011-0714)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2780. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Turbomeca S.A. ARRIEL 2B and 2B1 Turbofan Engines" ((RIN2120-AA64)-(Docket No. FAA-2011-0115)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2781. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Lycoming Engines (Type certificate previously held by Textron Lycoming) and Teledyne Continental Motors (TCM) Turbocharged Reciprocating Engines" ((RIN2120-AA64)(Docket No.

FAA-2011-0126)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2782. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc RB211-Trent 500 Series Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0445)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2783. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), DC-9-87 (MD-87), and MD-88 Airplanes" ((RIN2120-AA64)(Docket No. FAA-0217)) received in the Office of the President of the Senate on July 27, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2784. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Government Property" ((RIN0750-AG38)(DFARS Case 2009-D008)) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Armed Services.

EC-2785. A communication from the Secretary, Division of Trading and Markets, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment to Rule Filing Requirements for Dually-Registered Clearing Agencies" (RIN3235-AL18) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2786. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Debit Card Interchange Fees and Routing - - Interim Final Rule" (Docket No. R-1424) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2787. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Debit Card Interchange Fees and Routing" (RIN7100-AD63) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2788. A communication from the Attorney, Consumer Financial Protection Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Records and Information" (RIN3170-AA01) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2789. A communication from the Attorney, Consumer Financial Protection Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "State Official Notification Rules" (RIN3170-AA02) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2790. A communication from the Attorney, Consumer Financial Protection Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Rules Relating to Investigations" (RIN3170-AA03) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2791. A communication from the Attorney, Consumer Financial Protection Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Rules of Practice for Adjudication Proceedings" (RIN3170-AA05) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2792. A communication from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Amendment to the Bank Secrecy Act Regulations -- Definitions and Other Regulations Relating to Money Services Businesses" (RIN1506-AA97) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2793. A communication from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Financial Crimes Enforcement Network; Repeal of the Final Rule and Withdrawal of the Finding of Primary Money Laundering Concern Against VEF Bank" (RIN1506-AA82) received in the Office of the President of the Senate on July 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2794. A communication from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Bank Secrecy Act Regulations - Definitions and Other Regulations Relating to Prepaid Access" (RIN1506-AB07) received in the Office of the President of the

Senate on July 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2795. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Canada; to the Committee on Banking, Housing, and Urban Affairs.

EC-2796. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Canada; to the Committee on Banking, Housing, and Urban Affairs.

EC-2797. A communication from the Chairman of the United States International Trade Commission, transmitting, pursuant to law, a report entitled "The Year in Trade 2010"; to the Committee on Finance.

EC-2798. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Engagement in Additional Work Activities and Expenditures for Other Benefits and Services, March 2011: A Temporary Assistance for Needy Families (TANF) Report to Congress"; to the Committee on Finance.

EC-2799. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Election of Reduced Credit Under Section 280C(c)(3)" (RIN1545-BI09) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Finance.

EC-2800. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Methods of Accounting Used by Corporations That Acquire the Assets of Other Corporations" (RIN1545-BD81) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Finance.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. CASEY (for himself and Mr. TOOMEY):

S. Res. 246. A resolution recognizing and commending the 2011 National Veterans Wheelchair Games, to be held in Pittsburgh, Pennsylvania August 1, through August 6, 2011; considered and agreed to.

ADDITIONAL COSPONSORS S. 1382

At the request of Mr. ROCKEFELLER, the name of the Senator from Virginia [Mr.

WEBB] was added as a cosponsor of S. 1382, a bill to complete construction of the 13-State Appalachian development highway system, and for other purposes.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:24 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1843. An act to designate the facility of the United States Postal Service located at 489 Army Drive in Barrigada, Guam, as the "John Pangelinan Gerber Post Office Building".

H.R. 1975. An act to designate the facility of the United States Postal Service located at 281 East Colorado Boulevard in Pasadena, California, as the "First Lieutenant Oliver Goodall Post Office Building".

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1843. An act to designate the facility of the United States Postal Service located at 489 Army Drive in Barrigada, Guam, as the "John Pangelinan Gerber Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 1975. An act to designate the facility of the United States Postal Service located at 281 East Colorado Boulevard in Pasadena, California, as the "First Lieutenant Oliver Goodall Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

ORDERS FOR ADJOURNMENT UNTIL ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 12 noon on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of the House message on bill S. 627; and that the time until 1 p.m. be equally divided and controlled for debate between the two leaders, or their designees.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 10:14 p.m.,

The Senate adjourned, under its order of today, until 12 noon on tomorrow.

SUNDAY, JULY 31, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 12 noon, the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, July 31, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday, The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

HOUSE AMENDMENT TO BILL S. 627

Pursuant to the order of yesterday, The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the bill (S. 627) to establish the Commission on Freedom of Information Act Processing Delays; and

The Senate resumed consideration of the House amendment.

The question being on agreeing to amendment No. 593, proposed by Mr. REID, to amendment No. 592, proposed by Mr. REID, to the instructions (designated amendment No. 591) contained in the motion, by Mr. REID, to refer the House amendment (in the nature of a substitute) to the Committee on the Budget with instructions to report back forthwith.

Pending debate,

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mr. WHITEHOUSE in the chair) laid before the Senate the motion, presented by Mr. REID on Friday, July 29, 2011, to bring to a close debate on the motion to concur in the House amendment (in the nature of a substitute) to bill S. 627, with amendment No. 589.

Pursuant to the order of yesterday,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the negative--- yeas... 50, nays... 49

[Rollcall Vote No. 122 Leg.]

YEAS --- 50

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Rockefeller, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 49

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, Manchin, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Reid, Risch, Roberts, Rubio, Sanders, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

Mr. REID, having voted on the prevailing side, entered a motion to reconsider the foregoing vote disagreeing to the motion to bring to a close debate on the motion to concur, with amendment.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the

House amendment (in the nature of a substitute) to the Committee on the Budget.

Pending debate,

RECESS

By unanimous consent, on the request of Mr. REID,

At 1:39 p.m.,

The Senate recessed, subject to the call of the chair.

AT 8:31 P.M.

The PRESIDING OFFICER (Mrs. SHAHEEN in the chair) called the Senate to order.

HOUSE AMENDMENT TO BILL

S. 627

The Senate resumed consideration of the House amendment to bill S. 627.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on the Budget with instructions.

Pending debate,

MORNING BUSINESS

The following morning business occurred on today:

ADDITIONAL COSPONSORS

S. 1448

At the request of Mr. PRYOR, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1448, a bill to exempt off-highway vehicles from the ban on lead in children's products, and for other purposes.

ORDERS FOR ADJOURNMENT UNTIL 10:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then resume consideration of the House message on bill S. 627.

Ordered further, That, on tomorrow, the Senate recess from 11 a.m. until 12:30 p.m.

Ordered further, That, at 12:30 p.m. on tomorrow, the Senate continue with

consideration of the House message on bill S. 627; and that the time until 2 p.m. be equally divided and controlled for debate between the two leaders, or their designees, with Senators permitted to speak for 10 minutes each therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:36 p.m.,

The Senate adjourned, under its order of today, until 10:30 a.m. on tomorrow.

MONDAY, AUGUST 1, 2011

Mr. HERB KOHL, from the State of Wisconsin, called the Senate to order at 10:30 a.m., the Chaplain offered a prayer, and Mr. KOHL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, August 1, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable HERB KOHL, a Senator from the State of Wisconsin, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. KOHL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

HOUSE AMENDMENT TO BILL

S. 627

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the bill (S. 627) to establish the Commission on Freedom of Information Act Processing Delays; and

The Senate resumed consideration of the House amendment.

The question being on agreeing to amendment No. 593, proposed by Mr. REID, to amendment No. 592, proposed by Mr. REID, to the instructions (designated amendment No. 591) contained in the motion, by Mr. REID, to refer the House amendment (in the nature of a substitute) to the Committee on the Budget with instructions to report back forthwith.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 11:01 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed until 12:30 p.m.

At 12:30 P.M.

The PRESIDING OFFICER (Mr. WHITEHOUSE in the chair) called the Senate to order.

HOUSE AMENDMENT TO BILL S. 627

Pursuant to the order of yesterday,

The Senate resumed consideration of the House amendment to bill S. 627.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on the Budget with instructions.

Pending debate,

OBJECTIONS TO CONSIDERATION OF BILL H.R. 2553

Mr. ROCKEFELLER asked unanimous consent that the Senate proceed to consider the bill (H.R. 2553) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes; that an amendment (in the nature of a substitute) be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that motions to reconsider be made and laid on the table, without further intervening action or debate.

Mr. HATCH objected.

Mr. HATCH asked unanimous consent that the Senate proceed to consider bill

H.R. 2553; that an amendment be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. ROCKEFELLER objected.

HOUSE AMENDMENT TO BILL S. 627

The Senate resumed consideration of the House amendment to bill S. 627.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on the Budget with instructions.

Pending debate,

ORDER FOR CONSIDERATION OF HOUSE AMENDMENT TO BILL S. 365

By unanimous consent, on the request of Mr. REID,

Ordered, That when the Senate proceeds to consider the House message to accompany the bill (S. 365) to make a technical amendment to the Education Sciences Reform Act of 2002, the majority leader be recognized to move to concur in the amendment of the House of Representatives; that the time until 12 noon on tomorrow be equally divided and controlled for debate between the leaders, or their designees; that, at 12 noon on tomorrow, the Senate vote on the question of agreeing to the motion to concur; that the motion to concur receive a minimum of 60 yeas to be agreed to; and that no amendment, Budget Act point of order, or other motion be in order prior to the vote.

HOUSE AMENDMENT TO BILL S. 627

The Senate resumed consideration of the House amendment to bill S. 627.

The question being on agreeing to amendment No. 593 to amendment No. 592 to the instructions (designated amendment No. 591) contained in the motion to refer the House amendment (in the nature of a substitute) to the Committee on the Budget with instructions.

Pending debate,

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2801. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Quarterly Listings; Safety Zones; Security Zones; Special Local Regulations; Regulated Navigation Areas; Drawbridge Operation Regulations" (Docket No. USCG-2011-00732) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2802. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Quarterly Listings; Safety Zones; Security Zones; Special Local Regulations; Regulated Navigation Areas; Drawbridge Operation Regulations" (Docket No. USCG-2011-0732) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Commerce, Science, and Transportation.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. MURRAY, from the Committee on Veterans' Affairs, with an amendment in the nature of a substitute:

S. 277. A bill to amend title 38, United States Code, to furnish hospital care, medical services, and nursing home care to veterans who were stationed at Camp Lejeune, North Carolina, while the water was contaminated at Camp Lejeune, and for other purposes (Rept. No. 112-42).

By Mrs. FEINSTEIN, from the Select Committee on Intelligence, without amendment:

S. 1458. An original bill to authorize appropriations for fiscal year 2012 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes (Rept. No. 112-43).

By Mrs. MURRAY, from the Committee on Veterans' Affairs, without amendment:

S. 894. A bill to amend title 38, United States Code, to provide for an increase, effective December 1, 2011, in the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes (Rept. No. 112-44).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. TESTER:

S. 1455. A bill to amend the Surface Mining Control and Reclamation Act of 1977 to authorize certified States and tribes to use amounts made available from the Abandoned Mine Reclamation Fund for hard rock and coal mining reclamation projects and to extend liability protection to certified States and Indian tribes carrying out approved abandoned mine reclamation programs; to the Committee on Energy and Natural Resources.

By Mr. KERRY (for himself and Mr. BROWN of Massachusetts):

S. 1456. A bill to amend the Internal Revenue Code of 1986 to extend and expand tax relief for national disasters; to the Committee on Finance.

By Mrs. GILLIBRAND (for herself, Ms. STABENOW, and Mr. WHITEHOUSE):

S. 1457. A bill to direct the Secretary of Commerce to establish a Made In America Block Grant Program, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. FEINSTEIN:

S. 1458. An original bill to authorize appropriations for fiscal year 2012 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; from the Select Committee on Intelligence; placed on the calendar.

By Mr. BAUCUS:

S. 1459. A bill to prohibit air carriers from charging a fee for the transportation of checked baggage by members of the Armed Forces traveling to or from an overseas contingency operation; to the Committee on Commerce, Science, and Transportation.

By Mr. BAUCUS (for himself, Mr. TESTER, and Mr. BURR):

S. 1460. A bill to grant the congressional gold medal, collectively, to the First Special Service Force, in recognition of its superior service during World War II; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. NELSON of Florida (for himself and Mr. RUBIO):

S. 1461. A bill to amend the Federal Food, Drug, and Cosmetic Act to clarify the Food and Drug Administration's jurisdiction over certain tobacco products, and to protect jobs and small businesses involved in the sale, manufacturing and distribution of traditional and premium cigars; to the Committee on Health, Education, Labor, and Pensions.

By Ms. MIKULSKI (for herself, Mr. FRANKEN, and Mr. SANDERS):

S. 1462. A bill to amend the Elementary and Secondary Education Act of 1965 to encourage and support parent, family, and community involvement in schools, to provide needed integrated services and comprehensive supports to children for the ultimate goal of assisting students to stay in school, become successful learners, improve their academic achievement, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MERKLEY (for himself, Mr. HARKIN, and Mr. BEGICH):

S. 1463. A bill to amend the Civil Rights Act of 1964 to protect breastfeeding by new mothers and to provide for reasonable break time for nursing mothers; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BLUMENTHAL (for himself and Mr. BROWN of Ohio):

S. 1464. A bill to enable States to implement integrated statewide education longitudinal data systems; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REED (for himself, Ms. AYOTTE, Mr. KERRY, Mrs. SHAHEEN, Mr. WHITEHOUSE, Mr. BROWN of Massachusetts, Mr. LEAHY, and Mr. BLUMENTHAL):

S. 1465. A bill to authorize a pilot program on enhancements of Department of Defense efforts on mental health in the National Guard and Reserves through community partnerships, and for other purposes; to the Committee on Armed Services.

By Mr. LEAHY (for himself and Mr. CORNYN):

S. 1466. A bill to establish the Commission on Freedom of Information Act Processing Delays; considered and passed.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. HAGAN:

S. Res. 247. A resolution recognizing the accomplishments and efforts of John I. Wilson, executive director of the National Education Association, for dedicating his career to education professionals and students, and honoring his retirement; to the Committee on the Judiciary.

By Mr. KERRY:

S. Res. 248. A resolution supporting the goals and ideals of National Brain Aneurysm Awareness Month; to the Committee on Health, Education, Labor, and Pensions.

By Mr. NELSON of Florida (for himself and Mr. RUBIO):

S. Res. 249. A resolution honoring the achievements of E. Thom Rumberger; to the Committee on the Judiciary.

By Mr. UDALL of New Mexico (for himself and Mr. BINGAMAN):

S. Con. Res. 27. A concurrent resolution honoring the service of Sergeant First Class Leroy Arthur Petry, a native of Santa Fe, New Mexico, and the second living recipient of the Medal of Honor since the Vietnam War; to the Committee on Armed Services.

ADDITIONAL COSPONSORS

S. 48

At the request of Mr. INOUE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 48, a bill to amend the Public Health Service Act to provide for the participation of pharmacists in National Health Services Corps programs, and for other purposes.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 344

At the request of Ms. MURKOWSKI, her name was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

At the request of Mr. REID, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 344, *supra*.

S. 425

At the request of Mr. UDALL of Colorado, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 425, a bill to amend the Public Health Service Act to provide for the establishment of permanent national surveillance systems for multiple sclerosis, Parkinson's disease, and other neurological diseases and disorders.

S. 438

At the request of Ms. STABENOW, the names of the Senator from New Jersey [Mr. MENENDEZ] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of S. 438, a bill to amend the Public Health Service Act to improve women's health by prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women.

S. 604

At the request of Mr. WYDEN, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 604, a bill to amend title XVIII of the Social Security Act to provide for the coverage of marriage and family therapist services and mental health counselor services

under part B of the Medicare program, and for other purposes.

S. 648

At the request of Mrs. GILLIBRAND, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 648, a bill to require the Commissioner of Social Security to revise the medical and evaluation criteria for determining disability in a person diagnosed with Huntington's Disease and to waive the 24-month waiting period for Medicare eligibility for individuals disabled by Huntington's Disease.

S. 668

At the request of Mr. CORNYN, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 668, a bill to remove unelected, unaccountable bureaucrats from seniors' personal health decisions by repealing the Independent Payment Advisory Board.

S. 697

At the request of Mr. CASEY, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 697, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for amounts paid by a spouse of a member of the Armed Services for a new State license or certification required by reason of a permanent change in the duty station of such member to another State.

S. 722

At the request of Mr. WYDEN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 735

At the request of Mr. KERRY, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 735, a bill to reauthorize the Belarus Democracy Act of 2004.

S. 756

At the request of Mr. GRASSLEY, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 756, a bill to amend title XI of the Social Security Act to provide for the public availability of Medicare claims data.

S. 798

At the request of Mr. TESTER, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 834

At the request of Mr. CASEY, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to

campus sexual violence, domestic violence, dating violence, and stalking.

S. 839

At the request of Ms. KLOBUCHAR, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 839, a bill to ban the sale of certain synthetic drugs.

S. 1018

At the request of Mr. KERRY, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1018, a bill to amend title 10, United States Code, and the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 to provide for implementation of additional recommendations of the Defense Task Force on Sexual Assault in the Military Services.

S. 1019

At the request of Mr. SANDERS, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1019, a bill to amend the Elementary and Secondary Education Act of 1965 in order to support secondary school reentry programs.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1107

At the request of Mr. MENENDEZ, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1107, a bill to authorize and support psoriasis and psoriatic arthritis data collection, to express the sense of the Congress to encourage and leverage public and private investment in psoriasis research with a particular focus on interdisciplinary collaborative research on the relationship between psoriasis and its comorbid conditions, and for other purposes.

S. 1142

At the request of Mr. TESTER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1142, a bill to promote the mapping and development of the United States geothermal resources by establishing a direct loan program for high risk geothermal exploration wells, to amend the Energy Independence and Security Act of 2007 to improve geothermal energy technology and demonstrate the use of geothermal energy in large scale thermal applications, and for other purposes.

S. 1149

At the request of Mr. WYDEN, the name of the Senator from Alaska [Mr. BEGICH] was

added as a cosponsor of S. 1149, a bill to expand geothermal production, and for other purposes.

S. 1174

At the request of Ms. STABENOW, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1174, a bill to provide predictability and certainty in the tax law, create jobs, and encourage investment.

S. 1221

At the request of Mrs. SHAHEEN, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Hawaii [Mr. INOUE] were added as cosponsors of S. 1221, a bill to provide grants to better understand and reduce gestational diabetes, and for other purposes.

S. 1245

At the request of Mr. BLUNT, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1245, a bill to provide for the establishment of the Special Envoy to Promote Religious Freedom of Religious Minorities in the Near East and South Central Asia.

S. 1273

At the request of Mr. CASEY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1273, a bill to amend the Fair Labor Standards Act with regard to certain exemptions under that Act for direct care workers and to improve the systems for the collection and reporting of data relating to the direct care workforce, and for other purposes.

S. 1280

At the request of Mr. ISAKSON, the names of the Senator from North Carolina [Mr. BURR] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

S. 1281

At the request of Mr. KIRK, the names of the Senator from Illinois [Mr. DURBIN] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 1281, a bill to amend title 49, United States Code, to prohibit the transportation of horses in interstate transportation in a motor vehicle containing two or more levels stacked on top of one another.

S. 1316

At the request of Mr. ENZI, the names of the Senator from Texas [Mrs. HUTCHISON] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 1316, a bill to prevent a fiscal crisis by enacting legislation to balance the Federal budget through reductions of discretionary and mandatory spending.

S. 1324

At the request of Mrs. BOXER, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1324, a bill to amend the Lacey Act Amendments of 1981 to prohibit the importation, exportation, transportation, and sale, receipt, acquisition, or purchase in interstate or foreign commerce, of any live animal of any prohibited wildlife species, and for other purposes.

S. 1368

At the request of Mr. ROBERTS, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 1368, a bill to amend the Patient Protection and Affordable Care Act to repeal distributions for medicine qualified only if for prescribed drug or insulin.

S. 1369

At the request of Mr. CRAPO, the names of the Senator from Maine [Ms. COLLINS] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1374

At the request of Mr. MENENDEZ, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1374, a bill to direct the Federal Trade Commission to prescribe rules prohibiting deceptive advertising of abortion services.

S. 1376

At the request of Mr. ENZI, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 1376, a bill to conform income calculations for purposes of eligibility for the refundable credit for coverage under a qualified health plan and for Medicaid to existing Federal low-income assistance programs.

S. 1378

At the request of Mr. NELSON of Nebraska, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 1378, a bill to ensure that Social Security and Tier 1 Railroad Retirement benefits are properly taken into account for purposes of determining eligibility for Medicaid and for the refundable credit for coverage under a qualified health plan.

S. 1413

At the request of Mr. WYDEN, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1413, a bill to amend the Internal Revenue Code of 1986 to temporarily increase the investment tax credit for geothermal energy property.

S. 1431

At the request of Mr. KOHL, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1431, a bill to amend section 242 of the National Housing Act to extend the sunset provisions for the

exemption for critical access hospitals under the FHA programs of mortgage insurance for hospitals.

S. 1439

At the request of Mr. BROWN of Ohio, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1439, a bill to amend the Elementary and Secondary Education Act of 1965 regarding ready school needs reviews.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CONRAD,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on August 1, 2011.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on August 1, 2011, at 3:30 p.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:50 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2062. An act to designate the facility of the United States Postal Service located at 45 Meetinghouse Lane in Sagamore Beach, Massachusetts, as the "Matthew A. Pucino Post Office".

At 2:40 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2715. An act to provide the Consumer Product Safety Commission with greater authority and discretion in enforcing the consumer product safety laws, and for other purposes.

At 3:18 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 398. An act to amend the Immigration and Nationality Act to toll, during active-duty service abroad in the Armed Forces, the periods of time to file a petition and appear for an interview to remove the conditional

basis for permanent resident status, and for other purposes.

H.R. 1933. An act to amend the Immigration and Nationality Act to modify the requirements for admission of nonimmigrant nurses in health professional shortage areas.

At 7:36 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, with amendment, in which it requests the concurrence of the Senate:

S. 365. An act to make a technical amendment to the Education Sciences Reform Act of 2002.

The message also announced that the House has passed the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 70. Concurrent resolution correcting the enrollment of S. 365.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 398. An act to amend the Immigration and Nationality Act to toll, during active-duty service abroad in the Armed Forces, the periods of time to file a petition and appear for an interview to remove the conditional basis for permanent resident status, and for other purposes; to the Committee on the Judiciary.

H.R. 1933. An act to amend the Immigration and Nationality Act to modify the requirements for admission of nonimmigrant nurses in health professional shortage areas; to the Committee on the Judiciary.

H.R. 2062. An act to designate the facility of the United States Postal Service located at 45 Meetinghouse Lane in Sagamore Beach, Massachusetts, as the "Matthew A. Pucino Post Office"; to the Committee on Homeland Security and Governmental Affairs.

FASTER FOIA ACT OF 2011

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the bill (S. 1466) to establish the Commission on Freedom of Information Act Processing Delays, introduced on today by Mr. LEAHY (for himself and Mr. CORNYN), and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

PROVIDING GREATER
ENFORCEMENT AUTHORITY TO
THE CONSUMER PRODUCT SAFETY
COMMISSION

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2715) to provide the Consumer Product Safety Commission with greater authority and discretion in enforcing the consumer product safety laws, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE PRESIDENT
PRO TEMPORE
UNITED STATES COMMISSION ON CIVIL
RIGHTS

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, upon the recommendation of the majority leader, pursuant to Public Law 98-183, as amended by Public Law 103-419, had appointed the following individual to the United States Commission on Civil Rights: David Kladney, of Nevada.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; and that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:47 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

TUESDAY, AUGUST 2, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, August 2, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

HOUSE AMENDMENT TO BILL
S. 365

On the request of Mr. REID,

The ACTING PRESIDENT pro tempore laid before the Senate the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the bill (S. 365) to make a technical amendment to the Education Sciences Reform Act of 2002.

Pursuant to the order of yesterday,

On motion by Mr. REID that the Senate concur in the amendment of the House of Representatives to the bill.

The question being on agreeing to the motion to concur.

After debate,

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on

the question of agreeing the pending motion to concur.

The hour of 12 noon having passed,

Pursuant to the order of yesterday, as modified,

The question being taken on agreeing to the motion to concur in the House amendment to bill S. 365.

It was determined in the affirmative---

yeas... 74, nays... 26

[Rollcall Vote No. 123 Leg.]

YEAS --- 74

Akaka, Alexander, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Hagan, Hoeven, Hutchison, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Mikulski, Murkowski, Murray, Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Schumer, Shaheen, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 26

Ayotte, Chambliss, Coats, Coburn, DeMint, Gillibrand, Graham, Grassley, Harkin, Hatch, Heller, Inhofe, Johnson (WI), Lautenberg, Lee, Menendez, Merkley, Moran, Nelson (NE), Paul, Rubio, Sanders, Sessions, Shelby, Toomey, Vitter.

So it was,

Resolved, That the Senate concur in the House amendment to the bill.

On motion by Mr. REID to reconsider the vote agreeing to the motion.

On motion by Mrs. BOXER,

The motion to reconsider was laid on the table.

CORRECTING THE ENROLLMENT
OF BILL S. 365

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. DURBIN in the chair) laid before the Senate the concurrent resolution (H. Con. Res. 70) correcting the enrollment of bill S. 365, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

By unanimous consent, on the request of Mr. REID,

Ordered, That the concurrent resolution be agreed to; and that a motion to reconsider be made and laid on the table.

TRANSACTION OF MORNING
BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, Tuesday, August 2, 2011, she had presented to the President of the United States the following enrolled bill:

S. 365. An act to provide for budget control.

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

TRANSMITTING CERTIFICATION THAT
THE DEBT SUBJECT TO LIMIT IS
WITHIN \$100,000,000,000 OF THE LIMIT
IN 31 U.S.C. 3101(B) AND THAT
FURTHER BORROWING IS REQUIRED
TO MEET EXISTING COMMITMENTS --
PM 17

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States which was referred to the Committee on Finance:

To the Congress of the United States:

Pursuant to section 3101A(a)(1)(A) of title 31, United States Code, I hereby certify that the debt subject to limit is within \$100,000,000,000 of the limit in 31 U.S.C. 3101(b) and that further borrowing is required to meet existing commitments.

BARACK OBAMA.

THE WHITE HOUSE, August 2, 2011.

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2803. A communication from the Regulatory Analyst, Grain Inspection, Packers and Stockyards Administration, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Export Inspection and Weighing Waiver for High Quality Specialty Grain Transported in Containers" (RIN0580-AB18) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2804. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the within the Operations and Maintenance Army account and was assigned

Army case number 10-06; to the Committee on Appropriations.

EC-2805. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Launch Safety: Lightning Criteria for Expendable Launch Vehicles" ((RIN2120-AJ84)(Docket No. FAA-2011-0181)) received in the Office of the President of the Senate on July 29, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2806. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; Chelsea Street Bridge Construction, Chelsea, MA" ((RIN1625-AA11)(Docket No. USCG-2011-0536)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2807. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulations; Harlem River, New York City, NY" ((RIN1625-AA09)(Docket No. USCG-2011-0509)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2808. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zones; Sector Southeastern New England Captain of the Port Zone" ((RIN1625-AA87)(Docket No. USCG-2010-0803)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2809. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zone; 2011 Seattle Seafair Fleet Week Moving Vessels, Puget Sound, Washington" ((RIN1625-AA87)-(Docket No. USCG-2011-0505)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2810. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events, Bogue Sound; Morehead City, NC" ((RIN1625-AA08)(Docket No. USCG-2011-0306)) received in the Office of the President of the Senate on August 1,

2011; to the Committee on Commerce, Science, and Transportation.

EC-2811. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations and Safety Zones; Marine Events in Captain of the Port Long Island Sound Zone" ((RIN1625-AA08)(Docket No. USCG-2011-0550)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2812. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Port Huron to Mackinac Island Sail Race" ((RIN1625-AA08)(Docket No. USCG-2011-0648)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2813. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulation; Detroit APBA Gold Cup, Detroit River, Detroit, MI" ((RIN1625-AA08)(Docket No. USCG-2011-0614)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2814. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Lake Gaston, Enterprise, NC" ((RIN1625-AA08)(Docket No. USCG-2011-0277)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2815. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulation; Extreme Sailing Series Boston; Boston Harbor, Boston, MA" ((RIN1625-AA08)-(Docket No. USCG-2011-0103)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2816. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Kathleen Whelan Wedding Fireworks, Lake St. Clair, Grosse Pointe Farms, MI" ((RIN1625-AA00)-(Docket No. USCG-2011-0573)) received in the Office of the President of the Senate on

August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2817. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Swimming Events in Captain of the Port Boston Zone" ((RIN1625-AA00)(Docket No. USCG-2011-0533)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2818. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; BGSU Football Gridiron Classic Golf and Dinner Fireworks, Catawba Island Club, Port Clinton, OH" ((RIN1625-AA00)(Docket No. USCG-2011-0372)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2819. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Annual Events Requiring Safety Zones in the Captain of the Port Lake Michigan Zone" ((RIN1625-AA00)(Docket No. USCG-2011-0264)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2820. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Central Astoria Independence Celebration Fireworks Event, Wards Island, NY" ((RIN1625-AA00)(Docket No. USCG-2011-0475)) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2821. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Policy Statement of the U.S. Nuclear Regulatory Commission on the Protection of Cesium-137 Chloride Sources" (NRC-2010-0209) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Environment and Public Works.

EC-2822. A communication from the Secretary of Energy, transmitting, pursuant to law, a legislative proposal to amend section 148 of the Atomic Energy Act of 1954, as amended, relative to unclassified Controlled Nuclear Information; to the Committee on Environment and Public Works.

EC-2823. A communication from the Director, Administrative Office of the United

States Courts, transmitting, pursuant to law, a report for calendar year 2010 relative to statistics mandated by the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005; to the Committee on the Judiciary.

EC-2824. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Vocational Rehabilitation and Employment Program - Changes to Subsistence Allowance" (RIN2900-AO10) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Veterans' Affairs.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEAHY, from the Committee on the Judiciary:

Report to accompany S. 623, A bill to amend chapter 111 of title 28, United States Code, relating to protective orders, sealing of cases, disclosures of discovery information in civil actions, and for other purposes (Rept. No. 112-45).

By Mrs. BOXER, from the Committee on Environment and Public Works, with an amendment:

S. 538. A bill to amend the Neotropical Migratory Bird Conservation Act to reauthorize the Act (Rept. No. 112-46).

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BLUNT (for himself, Mr. RUBIO, and Ms. AYOTTE):

S. 1467. A bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. SHAHEEN (for herself and Mr. TESTER):

S. 1468. A bill to amend title XVIII of the Social Security Act to improve access to diabetes self-management training by authorizing certified diabetes educators to provide diabetes self-management training services, including as part of telehealth services, under part B of the Medicare program; to the Committee on Finance.

By Mrs. GILLIBRAND (for herself and Mr. HATCH):

S. 1469. A bill to require reporting on the capacity of foreign countries to combat cybercrime, to develop action plans to

improve the capacity of certain countries to combat cybercrime, and for other purposes; to the Committee on Foreign Relations.

By Mr. CRAPO (for himself and Mr. RISCH):

S. 1470. A bill to promote timely exploration for geothermal resources under existing geothermal leases, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BLUMENTHAL (for himself, Mrs. GILLIBRAND, and Mr. BROWN of Ohio):

S. 1471. A bill to prohibit discrimination in employment on the basis of an individual's status or history of unemployment; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND (for herself, Mr. KIRK, and Mr. LIEBERMAN):

S. 1472. A bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. HELLER:

S. 1473. A bill to amend Public Law 99-548 to provide for the implementation of the multispecies habitat conservation plan for the Virgin River, Nevada, and to extend the authority to purchase certain parcels of public land; to the Committee on Energy and Natural Resources.

By Mr. HELLER:

S. 1474. A bill to amend the Internal Revenue Code of 1986 to provide for a deduction for travel expenses to medical centers of the Department of Veterans Affairs in connection with examinations or treatments relating to service-connected disabilities; to the Committee on Finance.

By Mr. HELLER:

S. 1475. A bill to convey certain land to Clark County, Nevada, to designate the Nellis Dunes National Off-Highway Vehicle Recreation Area, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. HATCH (for himself and Mr. COBURN):

S. 1476. A bill to reduce the size of the Federal workforce and Federal employee cost relating to pay, bonuses, and travel; to the Committee on Homeland Security and Governmental Affairs.

By Mr. ROBERTS (for himself and Mr. MORAN):

S. 1477. A bill to require the Administrator of the Federal Aviation Administration to prevent the dissemination to the public of certain information with respect to noncommercial flights of private aircraft owners and operators; to the Committee on Commerce, Science, and Transportation.

By Mr. JOHNSON of South Dakota (for himself and Mr. THUNE):

S. 1478. A bill to modify the boundary of the Minuteman Missile National Historic Site in the State of South Dakota, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CASEY (for himself and Mr. TOOMEY):

S. 1479. A bill to preserve Medicare beneficiary choice by restoring and expanding Medicare open enrollment and disenrollment opportunities; to the Committee on Finance.

By Mr. CASEY (for himself and Mr. SCHUMER):

S. 1480. A bill to provide for the construction, renovation, and improvement of medical school facilities, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY (for himself and Mr. SCHUMER):

S. 1481. A bill to authorize the Secretary of Health and Human Services to establish a program of grants to newly accredited allopathic and osteopathic medical schools for the purpose of increasing the supply of physicians; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND:

S. 1482. A bill to direct the Secretary of the Interior to conduct a special resource study to evaluate the significance of the Newtown Battlefield located in Chemung County, New York, and the suitability and feasibility of its inclusion in the National Park System, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. LEVIN (for himself and Mr. GRASSLEY):

S. 1483. A bill to ensure that persons who form corporations in the United States disclose the beneficial owners of those corporations, in order to prevent wrongdoers from exploiting United States corporations in ways that threaten homeland security, to assist law enforcement in detecting, preventing, and punishing terrorism, money laundering, and other misconduct involving United States corporations, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. NELSON of Nebraska:

S. 1484. A bill to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. UDALL of New Mexico (for himself, Mr. HELLER, Mr. BINGAMAN, and Mrs. FEINSTEIN):

S. 1485. A bill to amend the Tariff Act of 1930 to include ultralight vehicles under the definition of aircraft for purposes of the aviation smuggling provisions under that Act,

and for other purposes; to the Committee on Finance.

By Mr. ROBERTS (for himself, Mr. NELSON of Florida, Mr. CRAPO, Mr. WYDEN, Mr. TOOMEY, and Mr. HELLER):

S. 1486. A bill to amend title XVIII of the Social Security Act to clarify and expand on criteria applicable to patient admission to and care furnished in long-term care hospitals participating in the Medicare program, and for other purposes; to the Committee on Finance.

By Ms. CANTWELL (for herself, Mr. AKAKA, Mr. INOUE, and Mr. JOHNSON of Wisconsin):

S. 1487. A bill to authorize the Secretary of Homeland Security, in coordination with the Secretary of State, to establish a program to issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CASEY:

S. 1488. A bill to prohibit the expenditure of Federal funds for abortion, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY:

S. 1489. A bill to prohibit the discrimination and retaliation against individuals and health care entities that refuse to recommend, refer for, provide coverage for, pay for, provide, perform, assist, or participate in abortions; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY:

S. 1490. A bill to amend the Patient Protection and Affordable Care Act to authorize additional funding for the pregnancy assistance fund; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WYDEN:

S. 1491. A bill to amend the Public Utility Regulatory Policies Act of 1978 to expand the electric rate-setting authority of States; to the Committee on Energy and Natural Resources.

By Mr. REID (for himself and Mr. HELLER):

S. 1492. A bill to provide for the conveyance of certain Federal land in Clark County, Nevada, for the environmental remediation and reclamation of the Three Kids Mine Project Site, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. MIKULSKI (for herself and Mr. BLUNT):

S. 1493. A bill to provide compensation to relatives of Foreign Service members killed in the line of duty and the relatives of United States citizens who were killed as a result of the bombing of the United States Embassy in Kenya on August 7, 1998, and for other purposes; to the Committee on Foreign Relations.

By Mrs. BOXER (for herself, Mr. CARDIN, Mr. COCHRAN, Mr. ROBERTS, and Mr. THUNE):

S. 1494. A bill to reauthorize and amend the National Fish and Wildlife Foundation Establishment Act; to the Committee on Environment and Public Works.

By Ms. MURKOWSKI:

S. 1495. A bill to amend the school dropout prevention program in the Elementary and Secondary Education Act of 1965; to the Committee on Health, Education, Labor, and Pensions.

By Ms. COLLINS (for herself, Mr. LIEBERMAN, and Mr. BEGICH):

S. 1496. A bill to amend title 46, United States Code, to prohibit the delegation by the United States of inspection, certification, and related services to a foreign classification society that provides comparable services to Iran, North Korea, North Sudan, or Syria, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. KLOBUCHAR (for herself, Mr. UDALL of Colorado, Mr. BENNET, and Mr. FRANKEN):

S. 1497. A bill to amend title XVIII of the Social Security Act to extend for 3 years reasonable cost contracts under Medicare; to the Committee on Finance.

By Mr. VITTER (for himself and Mr. HELLER):

S. 1498. A bill to amend the Federal Election Campaign Act of 1971 to provide for additional reporting with respect to contributions to members of the Joint Select Committee on Deficit Reduction; to the Committee on Rules and Administration.

By Ms. KLOBUCHAR (for herself, Mr. THUNE, and Ms. STABENOW):

S. 1499. A bill to direct the Secretary of Transportation to promulgate a rule to improve the daytime and nighttime visibility of agricultural equipment that may be operated on a public road; to the Committee on Commerce, Science, and Transportation.

By Ms. MURKOWSKI (for herself, Mr. ENZI, and Mr. ALEXANDER):

S. 1500. A bill to give Americans access to affordable child-only health insurance coverage; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HELLER (for himself, Mr. RUBIO, Mr. VITTER, Mr. LEE, Ms. AYOTTE, Mr. PAUL, Mr. BOOZMAN, and Mr. JOHNSON of Wisconsin):

S. 1501. A bill to require the Joint Select Committee on Deficit Reduction to conduct the business of the Committee in a manner that is open to the public; to the Committee on Rules and Administration.

By Mr. BAUCUS (for himself and Mr. TESTER):

S. 1502. A bill to restore public trust in pipeline safety, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BROWN of Massachusetts:

S. 1503. A bill to decrease the deficit by realigning, consolidating, selling, disposing, and improving the efficiency of Federal buildings and other civilian real property, and for other purposes; to the Committee on Environment and Public Works.

By Mr. AKAKA (for himself, Mr. INOUE, and Mr. BINGAMAN):

S. 1504. A bill to restore Medicaid eligibility for citizens of the Freely Associated States; to the Committee on Finance.

By Mr. TESTER:

S. 1505. A bill to amend the Public Health Service Act to provide for the participation of particular specialists, determined by the Secretary of Health and Human Services to be directly related to the health needs stemming from environmental health hazards that have led to its declaration as a Public Health Emergency, to be eligible under the National Health Service Corps in the National Health Service Corps Loan Repayment Program, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. RUBIO (for himself, Mr. CORNYN, and Mrs. HUTCHISON):

S. 1506. A bill to prevent the Secretary of the Treasury from expanding United States bank reporting requirements with respect to interest on deposits paid to nonresident aliens; to the Committee on Finance.

By Mr. HATCH (for himself, Mr. BURR, Mr. MCCAIN, and Mr. GRAHAM):

S. 1507. A bill to provide protections from workers with respect to their right to select or refrain from selecting representation by a labor organization; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MENENDEZ (for himself, Mr. ISAKSON, and Mrs. FEINSTEIN):

S. 1508. A bill to extend loan limits for programs of the Federal Housing Administration, the government-sponsored enterprises, and the Department of Veterans Affairs, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. WYDEN:

S. 1509. A bill to provide incentives for States to improve the well-being of children in the child welfare system through systemic reforms and innovations, increased collaboration between State agencies, and incorporation of higher standards of accountability; to the Committee on Finance.

By Mr. UDALL of Colorado (for himself, Mr. BAUCUS, Mr. MANCHIN, Mrs. MCCASKILL, Mr. NELSON of Nebraska, and Mr. NELSON of Florida):

S.J. Res. 24. A joint resolution proposing an amendment to the Constitution relative to

requiring a balanced budget; to the Committee on the Judiciary.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. KIRK:

S. Res. 250. A resolution expressing the sense of the Senate that the memorial park on Hero Street USA, in Silvis, Illinois, should be recognized as Hero Street Memorial Park and should continue to be supported as a park by the Town of Silvis at no cost to United States taxpayers; to the Committee on the Judiciary.

By Mr. CARPER (for himself, Ms. SNOWE, Mrs. MURRAY, Mr. LIEBERMAN, Mr. BLUMENTHAL, Mr. BAUCUS, Ms. STABENOW, Mr. CASEY, Mr. GRASSLEY, Mrs. GILLIBRAND, Mr. TESTER, Mr. WHITEHOUSE, Mr. COONS, and Mr. MERKLEY):

S. Res. 251. A resolution expressing support for improvement in the collection, processing, and consumption of recyclable materials throughout the United States; to the Committee on Environment and Public Works.

By Mr. LUGAR (for himself, Mr. KERRY, and Mr. INHOFE):

S. Res. 252. A resolution celebrating the 60th Anniversary of the United States-Philippines Mutual Defense Treaty; to the Committee on Foreign Relations.

By Mr. HOEVEN:

S. Res. 253. A resolution designating October 26, 2011, as "Day of the Deployed"; to the Committee on the Judiciary.

By Mr. REED (for himself, Ms. MURKOWSKI, Mr. WHITEHOUSE, Mr. CORKER, Mr. CRAPO, Ms. SNOWE, Mr. BLUNT, Mr. BROWN of Massachusetts, Mr. ROBERTS, Mr. BEGICH, Mr. LIEBERMAN, Ms. LANDRIEU, Mr. AKAKA, Mr. RUBIO, Mrs. HAGAN, Mr. BAUCUS, Mr. BLUMENTHAL, Mrs. HUTCHISON, Mr. CASEY, Mr. BURR, and Mr. COCHRAN):

S. Res. 254. A resolution designating August 16, 2011, as "National Airborne Day"; considered and agreed to.

By Mr. ROCKEFELLER (for himself, Mr. ALEXANDER, and Mr. LEVIN):

S. Res. 255. A resolution designating October 8, 2011, as "National Chess Day" to enhance awareness and encourage students and adults to engage in a game known to enhance critical thinking and problem-solving skills; considered and agreed to.

By Mr. INOUE (for himself and Mr. ALEXANDER):

S. Res. 256. A resolution designating the week of October 2 through October 8, 2011,

as "National Nurse-Managed Health Clinic Week"; to the Committee on the Judiciary.

By Mr. INOUE (for himself and Mrs. BOXER):

S. Con. Res. 28. A concurrent resolution authorizing the use of Emancipation Hall in the Capitol Visitor Center for an event to award the Congressional Gold Medal, collectively, to the 100th Infantry Battalion, 442nd Regimental Combat Team, and the Military Intelligence Service, United States Army, in recognition of their dedicated service during World War II; to the Committee on Rules and Administration.

ADDITIONAL COSPONSORS

S. 207

At the request of Mr. KOHL, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 207, a bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to enhance the COPS ON THE BEAT grant program, and for other purposes.

S. 260

At the request of Mr. NELSON of Florida, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 306

At the request of Mr. WEBB, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 344

At the request of Mr. REID, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 384

At the request of Mrs. FEINSTEIN, the names of the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of S. 384, a bill to amend title 39,

United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 387

At the request of Mrs. BOXER, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 418

At the request of Mr. HARKIN, the names of the Senator from Delaware [Mr. CARPER] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 509

At the request of Mr. UDALL of Colorado, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 509, a bill to amend the Federal Credit Union Act, to advance the ability of credit unions to promote small business growth and economic development opportunities, and for other purposes.

S. 512

At the request of Mr. BINGAMAN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 512, a bill to amend the Energy Policy Act of 2005 to require the Secretary of Energy to carry out programs to develop and demonstrate 2 small modular nuclear reactor designs, and for other purposes.

S. 578

At the request of Mr. LAUTENBERG, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 578, a bill to amend title V of the Social Security Act to eliminate the abstinence-only education program.

S. 598

At the request of Mrs. FEINSTEIN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 633

At the request of Ms. SNOWE, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 633, a bill to prevent fraud in small business contracting, and for other purposes.

S. 665

At the request of Mr. BROWN of Ohio, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 665, a bill to promote industry growth and competitiveness and to improve worker training, retention, and advancement, and for other purposes.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from South Dakota [Mr.

JOHNSON] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 697

At the request of Mr. CASEY, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 697, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for amounts paid by a spouse of a member of the Armed Services for a new State license or certification required by reason of a permanent change in the duty station of such member to another State.

S. 710

At the request of Mr. THUNE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 710, a bill to amend the Solid Waste Disposal Act to direct the Administrator of the Environmental Protection Agency to establish a hazardous waste electronic manifest system.

S. 722

At the request of Mr. WYDEN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 738

At the request of Ms. STABENOW, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 755

At the request of Mr. WYDEN, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 806

At the request of Mr. BAUCUS, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 806, a bill to require the Secretary of the Army to conduct levee system evaluations and certifications on receipt of requests from non-Federal interests.

S. 833

At the request of Mr. WHITEHOUSE, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 833, a bill to provide grants to States to ensure that all students in the middle grades are taught an academically rigorous curriculum with effective supports so that students complete the middle grades prepared

for success in secondary school and postsecondary endeavors, to improve State and district policies and programs relating to the academic achievement of students in the middle grades, to develop and implement effective middle grades models for struggling students, and for other purposes.

S. 834

At the request of Mr. CASEY, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 838

At the request of Mr. THUNE, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 866

At the request of Mr. TESTER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

At the request of Mrs. SHAHEEN, her name was added as a cosponsor of S. 866, supra.

S. 901

At the request of Mr. TESTER, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 901, a bill to amend the Land and Water Conservation Fund Act of 1965 to ensure that amounts are made available for projects to provide recreational public access, and for other purposes.

S. 919

At the request of Mr. HARKIN, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 919, a bill to authorize grant programs to ensure successful, safe, and healthy students.

S. 920

At the request of Mr. BLUNT, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 920, a bill to create clean energy jobs and set efficiency standards for small-duct high-velocity air conditioning and heat pump systems, and for other purposes.

S. 950

At the request of Mr. TOOMEY, his name was added as a cosponsor of S. 950, a bill to amend title 23, United States Code, to repeal a prohibition on allowing States to use toll revenues as State matching funds for Appalachian Development Highway projects.

S. 951

At the request of Mrs. MURRAY, the names of the Senator from Nebraska [Mr. NELSON] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 958

At the request of Mr. CASEY, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 958, a bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 1002

At the request of Mr. SCHUMER, the names of the Senator from Indiana [Mr. COATS] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1039

At the request of Mr. CARDIN, the names of the Senator from Oklahoma [Mr. INHOFE] and the Senator from South Carolina [Mr. GRAHAM] were added as cosponsors of S. 1039, a bill to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Oregon [Mr. MERKLEY] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1100

At the request of Ms. COLLINS, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1100, a bill to amend title 41, United States Code, to prohibit inserting politics into the Federal acquisition process by prohibiting the submission of political contribution

information as a condition of receiving a Federal contract.

S. 1108

At the request of Mr. SANDERS, the names of the Senator from New Hampshire [Mrs. SHAHEEN] and the Senator from Rhode Island [Mr. WHITEHOUSE] were added as cosponsors of S. 1108, a bill to provide local communities with tools to make solar permitting more efficient, and for other purposes.

S. 1111

At the request of Mr. BROWN of Massachusetts, his name was added as a cosponsor of S. 1111, a bill to amend the Internal Revenue Code of 1986 to reduce the tax on beer to its pre-1991 level, and for other purposes.

S. 1145

At the request of Mr. LEAHY, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 1145, a bill to amend title 18, United States Code, to clarify and expand Federal criminal jurisdiction over Federal contractors and employees outside the United States, and for other purposes.

S. 1177

At the request of Mr. BINGAMAN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1177, a bill to provide grants to States to improve high schools and raise graduation rates while ensuring rigorous standards, to develop and implement effective school models for struggling students and dropouts, and to improve State policies to raise graduation rates, and for other purposes.

S. 1219

At the request of Mr. BARRASSO, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1219, a bill to require Federal agencies to assess the impact of Federal action on jobs and job opportunities, and for other purposes.

S. 1248

At the request of Mr. COBURN, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1248, a bill to prohibit the consideration of any bill by Congress unless the authority provided by the Constitution of the United States for the legislation can be determined and is clearly specified.

S. 1273

At the request of Mr. CASEY, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1273, a bill to amend the Fair Labor Standards Act with regard to certain exemptions under that Act for direct care workers and to improve the systems for the collection and reporting of data relating to the direct care workforce, and for other purposes.

S. 1280

At the request of Mr. ISAKSON, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of

S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

S. 1297

At the request of Mr. BURR, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 1297, a bill to preserve State and institutional authority relating to State authorization and the definition of credit hour.

S. 1314

At the request of Mr. TESTER, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 1314, a bill to amend title 38, United States Code, to require the Secretary of Labor to establish minimum funding levels for States for the support of disabled veterans' outreach program specialists and local veterans' employment representatives, and for other purposes.

S. 1316

At the request of Mr. ENZI, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 1316, a bill to prevent a fiscal crisis by enacting legislation to balance the Federal budget through reductions of discretionary and mandatory spending.

S. 1369

At the request of Mr. CRAPO, the names of the Senator from North Carolina [Mrs. HAGAN], the Senator from North Carolina [Mr. BURR] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1381

At the request of Mr. BLUMENTHAL, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1381, a bill to provide for the expansion of Federal efforts concerning the prevention, education, treatment, and research activities related to Lyme and other tick-borne disease, including the establishment of a Tick-Borne Diseases Advisory Committee.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1395

At the request of Mr. THUNE, his name was added as a cosponsor of S. 1395, a bill to ensure that all Americans have access to

waivers from the Patient Protection and Affordable Care Act.

S. 1420

At the request of Mr. TOOMEY, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 1420, a bill to require that the United States Government prioritize all obligations on the debt held by the public, Social Security benefits, and military pay in the event that the debt limit is reached, and for other purposes.

S. 1433

At the request of Mr. ROCKEFELLER, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 1433, a bill to pay personnel compensation and benefits for employees of the Federal Aviation Administration.

S. 1449

At the request of Mr. PRYOR, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1449, a bill to authorize the appropriation of funds for highway safety programs and for other purposes.

S. 1450

At the request of Ms. SNOWE, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1450, a bill to amend title 23, United States Code, to provide for the establishment of a commercial truck safety program, and for other purposes.

S. 1457

At the request of Mrs. GILLIBRAND, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1457, a bill to direct the Secretary of Commerce to establish a Made In America Block Grant Program, and for other purposes.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the names of the Senator from Montana [Mr. BAUCUS] and the Senator from Colorado [Mr. BENNET] were added as cosponsors of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on August 2, 2011.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on August 2, 2011, at 10 a.m. to conduct a committee hearing entitled "Housing Finance Reform: National Mortgage Servicing Standards."

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS AND SUBCOMMITTEE ON CLEAN AIR AND NUCLEAR SAFETY

The Committee on Environment and Public Works and the Subcommittee on Clean Air and Nuclear Safety be authorized to meet during the session of the Senate on August 2, 2011, at 10 a.m. in Dirksen 406 to conduct a joint hearing entitled, "Review of the NRC's Near-Term Task Force Recommendations for Enhancing Reactor Safety in the 21st Century."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on August 2, 2011, at 2:30 p.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS.

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Health Reform and Health Insurance Premiums: Empowering States to Serve Consumers" on August 2, 2011, at 10 a.m. in room 430 of the Dirksen Senate Office Building.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 9:38 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2480. An act to amend title 5, United States Code, to authorize appropriations for the Administrative Conference of the United States for fiscal years 2012, 2013, and 2014, and for other purposes.

The message also announced that pursuant to 22 U.S.C. 6913, and the order of the House of January 5, 2011, the Speaker appoints the following Member of the House of Representatives to the Congressional-Executive Commission on the People's Republic of China: Mr. SMITH of New Jersey, Chairman.

At 1:16 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

S. 365. An act to provide for budget control.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2480. An act to amend title 5, United States Code, to authorize appropriations for the Administrative Conference of the United States for fiscal years 2012, 2013, and 2014, and for other purposes; to the Committee on the Judiciary.

OBJECTIONS TO CONSIDERATION OF BILL H.R. 2553

Mrs. BOXER asked unanimous consent that the Senate proceed to consider the bill (H.R. 2553) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes; that an amendment (in the nature of a substitute) be proposed, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that motions to reconsider be considered made and laid on the table, without further intervening action or debate.

Mr. COBURN objected.

Mr. COBURN asked unanimous consent that the Senate proceed to consider bill H.R. 2553; that the bill be read the third time, and passed; and that a motion to reconsider be considered made and laid on the table.

Mrs. BOXER objected.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 5 p.m. on Tuesday, September 6, 2011, the Senate proceed to executive session to consider the nomination of Bernice Bouie Donald, of Tennessee, to be United States Circuit Judge for the Sixth Circuit; that there be 30 minutes for debate thereon, equally divided and controlled in the usual form; that, upon conclusion of debate, without further intervening action, the Senate vote on confirmation of the nomination; that a motion to reconsider be considered made and laid on the table, without further intervening action or debate; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

MOTION TO PROCEED TO
CONSIDER BILL H.R. 1249

On motion by Mr. REID that the Senate proceed to consider the bill (H.R. 1249) to amend title 35, United States Code, to provide for patent reform.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed to consider bill H.R. 1249; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill H.R. 1249:

HARRY REID, PATRICK LEAHY, TOM CARPER, J. LIEBERMAN, RICHARD BLUMENTHAL, CHUCK SCHUMER, AMY KLOBUCHAR, ROBERT MENENDEZ, JEANNE SHAHEEN, JOHN F. KERRY, MARK UDALL, MARK R. WARNER, BEN NELSON, JEFF BINGAMAN, MAX BAUCUS, MARK BEGICH, ROBERT P. CASEY, JR.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to the motion to proceed to consider bill H.R. 1249.

ORDER FOR LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

Ordered, That, following disposition of the nomination of Bernice Bouie Donald, the Senate resume its legislative session; and that the Senate then vote on the question of agreeing to the motion to bring to a close debate the motion to proceed to consider bill H.R. 1249.

HAZARDOUS WASTE ELECTRONIC
MANIFEST ESTABLISHMENT ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 710) to amend the Solid Waste Disposal Act to direct the Administrator of the Environmental Protection Agency to establish a hazardous waste electronic manifest system.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING CONVEYANCE OF
REAL PROPERTY IN TRACY,
CALIFORNIA

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 1302) to authorize the Administrator of General Services to convey a parcel of real property in Tracy, California, to the City of Tracy.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "CAMPUS FIRE
SAFETY MONTH"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 104) designating September 2011 as "Campus Fire Safety Month".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL
AIRBORNE DAY"

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. CASEY in the chair) laid before the Senate the resolution (S. Res. 254) designating August 16, 2011, as "National Airborne Day", submitted today by Mr. REED (for himself, Ms. MURKOWSKI, Mr. WHITEHOUSE, Mr. CORKER, Mr. CRAPO, Ms. SNOWE, Mr. BLUNT, Mr. SCOTT BROWN, Mr. ROBERTS, Mr. BEGICH, Mr. LIEBERMAN, Ms. LANDRIEU, Mr. AKAKA, Mr. RUBIO, Mrs. HAGAN, Mr. BAUCUS, Mr. BLUMENTHAL, Mrs. HUTCHISON, Mr. CASEY, Mr. BURR, and Mr. COCHRAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL CHESS
DAY"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 255) designating October 8, 2011, as "National Chess Day" to enhance awareness and encourage students and adults to engage in a game known to enhance critical thinking and problem-solving skills, submitted today by Mr. ROCKEFELLER (for himself, Mr. ALEXANDER, and Mr. LEVIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

AUTHORITY FOR COMMITTEES TO
REPORT

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding a recess, committees be authorized to "file" legislative and executive reports on Tuesday, August 30, 2011, from 10 a.m. until 12 noon.

AUTHORIZING APPOINTMENTS
DURING RECESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the recess or adjournment of the Senate, the President of the Senate, the PRESIDENT pro tempore, and the majority and minority leaders be authorized to make appointment to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, concurrent action of the two Houses, or by order of the Senate.

AUTHORIZING SIGNING OF
ENROLLED BILLS AND JOINT
RESOLUTIONS

By unanimous consent, on the request of Mr. REID,

Ordered, That, from today until September 6, 2011, the majority leader and Mr. ROCKEFELLER be authorized to sign duly enrolled bills and joint resolutions.

ORDERS FOR RECESS UNTIL 10
A.M. ON FRIDAY, AUGUST 5, 2011,
FOR PRO FORMA SESSIONS,
ADJOURNMENT UNTIL 2 P.M. ON
TUESDAY, SEPTEMBER 6, 2011,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it recess until 10 a.m. on Friday, August 5, 2011, for a pro forma session; that the Senate then recess until 11 a.m. on Tuesday August 9, 2011, for a pro forma session; that the Senate then recess until 12 noon on Friday, August 12, 2011, for a pro forma session; that the Senate then recess until 11 a.m. on Tuesday, August 16, 2011, for a pro forma session; that the Senate then recess until 10 a.m. on Friday, August 19, 2011, for a pro forma session; that the Senate then recess until 2:30 p.m. on Tuesday, August 23, 2011, for a pro forma session; that the Senate then recess until 11:15 a.m. on Friday, August 26, 2011, for a pro forma session; that the Senate then recess until 10 a.m. on Tuesday, August 30, 2011, for a pro forma session; that the Senate then recess until 10 a.m. on Friday, September 2, 2011, for a pro forma session; that the Senate then adjourn until 2 p.m. on Tuesday, September 6, 2011; that, on Tuesday, September 6, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 5 p.m., with Senators permitted to speak for 10 minutes each; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

RECESS

By unanimous consent, on the request of Mr. REID,

At 6:43 p.m.,

The Senate recessed, under its order of today, until 10 a.m. on Friday, August 5, 2011.

FRIDAY, AUGUST 5, 2011

(Legislative day of Tuesday, August 2, 2011)

Mr. BENJAMIN L. CARDIN, from the State of Maryland, called the Senate to order at 10 a.m., and

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, August 5, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable BENJAMIN L. CARDIN, a Senator from the State of Maryland, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. CARDIN took the chair.

AIRPORT AND AIRWAY
EXTENSION ACT OF 2011, PART IV

By unanimous consent, on the request of Mr. WEBB,

The Senate proceeded to consider the bill (H.R. 2553) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECESS

Under the authority of the order of Tuesday, August 2, 2011,

At 10:00:59 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed, under its order of Tuesday, August 2, 2011, until 11 a.m. on Tuesday, August 9, 2011.

TUESDAY, AUGUST 9, 2011

(Legislative day of Tuesday, August 2, 2011)

Mr. JIM WEBB, from the Commonwealth of Virginia, called the Senate to order at 11:00:03 a.m., and

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, August 9, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JIM WEBB, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WEBB took the chair.

RECESS

Under the authority of the order of Tuesday, August 2, 2011,

At 11:00:33 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed, under its order of Tuesday, August 2, 2011, until 12 noon on Friday, August 12, 2011.

FRIDAY, AUGUST 12, 2011

(Legislative day of Tuesday, August 2, 2011)

Mr. JACK REED, from the State of Rhode Island and Providence Plantations, called the Senate to order at 12:00:08 p.m., and

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, August 12, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JACK REED, a Senator from the State of Rhode Island and Providence Plantations, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. REED took the chair.

RECESS

Under the authority of the order of Tuesday, August 2, 2011,

TUESDAY, AUGUST 16, 2011

At 12:00:32 p.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed, under its order of Tuesday, August 2, 2011, until 11 a.m. on Tuesday, August 16, 2011.

TUESDAY, AUGUST 16, 2011

(Legislative day of Tuesday, August 2, 2011)

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 11:00:53 a.m., and

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, August 16, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WARNER took the chair.

RECESS

Under the authority of the order of Tuesday, August 2, 2011,

At 11:01:39 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed, under its order of Tuesday, August 2, 2011, until 10 a.m. on Friday, August 19, 2011.

FRIDAY, AUGUST 19, 2011

(Legislative day of Tuesday, August 2, 2011)

Mr. JACK REED, from the State of Rhode Island and Providence Plantations, called the Senate to order at 9:59:52 a.m., and

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Assistant Bill Clerk read the following communication from the PRESIDENT pro tempore:

JOURNAL OF THE SENATE

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, August 19, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JACK REED, a Senator from the State of Rhode Island and Providence Plantations, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. REED took the chair.

RECESS

Under the authority of the order of Tuesday, August 2, 2011,

At 10:00:20 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed, under its order of Tuesday, August 2, 2011, until 2:30 p.m. on Tuesday, August 23, 2011.

TUESDAY, AUGUST 23, 2011

(Legislative day of Tuesday, August 2, 2011)

(The Capitol having been rendered unavailable for the Senate session ordered to occur at 2:30 p.m., as pursuant to the order of Tuesday, August 2, 2011, due to a strong earthquake having stricken at 1:51 p.m.),

Pursuant to the authority granted by Senate Resolution 296 of the 108th Congress, the majority and minority leaders of the Senate acting jointly, therefore having determined the need for the Senate to convene in an alternate Chamber,

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order in the Postal Square Building at 3:30:09 p.m., and

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, August 23, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

RECESS

Under the authority of the order of Tuesday, August 2, 2011,

At 3:30:37 p.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed, under its order of Tuesday, August 2, 2011, until 11:15 a.m. on Friday, August 26, 2011.

FRIDAY, AUGUST 26, 2011

(Legislative day of Tuesday, August 2, 2011)

Mr. BENJAMIN L. CARDIN, from the State of Maryland, called the Senate to order at 11:15 a.m., and

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, August 26, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable BENJAMIN L. CARDIN, a Senator from the State of Maryland, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. CARDIN took the chair.

RECESS

Under the authority of the order of Tuesday, August 2, 2011,

At 11:15:31 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed, under its order of Tuesday, August 2, 2011, until 10 a.m. on Tuesday, August 30, 2011.

TUESDAY, AUGUST 30, 2011

(Legislative day of Tuesday, August 2, 2011)

Mr. RICHARD J. DURBIN, from the State of Illinois, called the Senate to order at 10:00:05 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, August 30, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD J. DURBIN, a Senator from the State of Illinois, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. DURBIN took the chair.

RECESS

Under the authority of the order of Tuesday, August 2, 2011,

At 10:00:32 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate recessed, under its order of Tuesday, August 2, 2011, until 10 a.m. on Friday, September 2, 2011.

FRIDAY, SEPTEMBER 2, 2011

(Legislative day of Tuesday, August 2, 2011)

Mr. JIM WEBB, from the Commonwealth of Virginia, called the Senate to order at 10:00:01 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, September 2, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JIM WEBB, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WEBB took the chair.

ADJOURNMENT

Under the authority of the order of Tuesday, August 2, 2011,

At 10:00:29 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of Tuesday, August 2, 2011, until 2 p.m. on Tuesday, September 6, 2011.

TUESDAY, SEPTEMBER 6, 2011

Mr. JIM WEBB, from the Commonwealth of Virginia, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. WEBB led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, September 6, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JIM WEBB, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WEBB took the chair.

THE JOURNAL

Pursuant to the order of Tuesday, August 2, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Tuesday, August 2, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Tuesday, August 2, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGES FROM THE HOUSE RECEIVED DURING RECESS

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on August 5, 2011, during the recess of the Senate, received a message from the House of Representatives, announcing that the Speaker has signed the following enrolled bills:

H.R. 2715. An act to provide the Consumer Product Safety Commission with greater authority and discretion in enforcing the consumer product safety laws, and for other purposes.

H.R. 2553. An act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, to amend title 49, United States Code, to extend the airport improvement program, and for other purposes.

ENROLLED BILLS SIGNED

Under the authority of the order of January 5, 2011, the enrolled bills were signed on August 5, 2011, during the recess of the Senate, by the ACTING PRESIDENT pro tempore (Mr. CARDIN).

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on August 19, 2011, during the recess of the Senate, received a message from the House of Representatives, announcing that pursuant to section 401(b)(4)(B)(iii) of the Budget Control Act of 2011 (Public Law 112-25) and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Joint Select Committee on Deficit Reduction: Mr. HENSARLING of Texas, Co-Chair, Mr. UPTON of Michigan, and Mr. CAMP of Michigan.

The message further announced that pursuant to section 401(b)(4)(B)(iv) of the Budget Control Act of 2011 (Public Law 112-25) and the order of the House of January 5, 2011, the Minority Leader appoints the following Members of the House of Representatives to the Joint Select Committee on Deficit Reduction: Mr. CLYBURN of South Carolina, Mr. BECERRA of California, and Mr. VAN HOLLEN of Maryland.

REPORTS OF COMMITTEES SUBMITTED DURING RECESS

Under the authority of the order of the Senate of August 2, 2011, the following reports of committees were submitted on August 30, 2011:

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, without amendment:

S. 1510. An original bill to promote the domestic development and deployment of clean energy technologies, and for other purposes (Rept. No. 112-47).

S. 201. A bill to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and for other purposes (Rept. No. 112-48).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment:

S. 270. A bill to direct the Secretary of the Interior to convey certain Federal land to Deschutes County, Oregon (Rept. No. 112-49).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with amendments:

S. 271. A bill to require the Secretary of Agriculture to enter into a property conveyance with the city of Wallowa, Oregon, and for other purposes (Rept. No. 112-50).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, without amendment:

S. 278. A bill to provide for the exchange of certain land located in the Arapaho-Roosevelt National Forests in the State of Colorado, and for other purposes (Rept. No. 112-51).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment:

S. 292. A bill to resolve the claims of the Bering Straits Native Corporation and the State of Alaska to land adjacent to Salmon Lake in the State of Alaska and to provide for the conveyance to the Bering Straits Native Corporation of certain other public land in partial satisfaction of the land entitlement of the Corporation under the Alaska Native Claims Settlement Act (Rept. No. 112-52).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, without amendment:

S. 333. A bill to reinstate and extend the deadline for commencement of construction of a hydroelectric project involving the Little Wood River Ranch (Rept. No. 112-53).

S. 334. A bill to reinstate and extend the deadline for commencement of construction of a hydroelectric project involving the American Falls Reservoir (Rept. No. 112-54).

S. 382. A bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other purposes (Rept. No. 112-55).

S. 404. A bill to modify a land grant patent issued by the Secretary of the Interior (Rept. No. 112-56).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment in the nature of a substitute and an amendment to the title:

S. 512. A bill to amend the Energy Policy Act of 2005 to require the Secretary of Energy to carry out programs to develop and

demonstrate 2 small modular nuclear reactor designs, and for other purposes (Rept. No. 112-57).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with amendments:

S. 519. A bill to further allocate and expand the availability of hydroelectric power generated at Hoover Dam, and for other purposes (Rept. No. 112-58).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, without amendment:

S. 535. A bill to authorize the Secretary of the Interior to lease certain lands within Fort Pulaski National Monument, and for other purposes (Rept. No. 112-59).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with amendments:

S. 683. A bill to provide for the conveyance of certain parcels of land to the town of Mantua, Utah (Rept. No. 112-60).

S. 684. A bill to provide for the conveyance of certain parcels of land to the town of Alta, Utah (Rept. No. 112-61).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, without amendment:

S. 808. A bill to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Uintah Water Conservancy District (Rept. No. 112-62).

S. 897. A bill to amend the Surface Mining Control and Reclamation Act of 1977 to clarify that uncertified States and Indian tribes have the authority to use certain payments for certain noncoal reclamation projects and acid mine remediation programs (Rept. No. 112-63).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with amendments:

S. 916. A bill to facilitate appropriate oil and gas development on Federal land and waters, to limit dependence of the United States on foreign sources of oil and gas, and for other purposes (Rept. No. 112-64).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, without amendment:

S. 997. A bill to authorize the Secretary of the Interior to extend a water contract between the United States and the East Bench Irrigation District (Rept. No. 112-65).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment in the nature of a substitute:

S. 1067. A bill to amend the Energy Policy Act of 2005 to require the Secretary of Energy to carry out a research and development and demonstration program to reduce manufacturing and construction costs relating to nuclear reactors, and for other purposes (Rept. No. 112-66).

By Mr. KERRY, from the Committee on Foreign Relations, without amendment:

S. 954. A bill to promote the strengthening of the Haitian private sector (Rept. No. 112-67).

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2825. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of rear admiral (lower half) in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-2826. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of major general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-2827. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the 2011 annual report of the Financial Stability Oversight Council; to the Committee on Banking, Housing, and Urban Affairs.

EC-2828. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pelagic Shelf Rockfish by Vessels Subject to Amendment 80 Sideboard Limits in the Western Regulatory Area of the Gulf of Alaska" (RIN0648-XA556) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Commerce, Science, and Transportation.

EC-2829. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program: Inpatient Rehabilitation Facility Prospective Payment System for Federal Fiscal Year 2012; Changes in Size and Square Footage of Inpatient Rehabilitation Units and Inpatient Psychiatric Units" (RIN0938-AQ28) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Finance.

EC-2830. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Hospice Wage Index for Fiscal Year 2012" (RIN0938-AQ31) received in the

Office of the President of the Senate on August 1, 2011; to the Committee on Finance.

EC-2831. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Prospective Payment System and Consolidated Billing for Skilled Nursing Facilities for Fiscal Year 2012" (RIN0938-AQ29) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Finance.

EC-2832. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and the Long-Term Care Hospital Prospective Payment System..." (RIN0938-AQ24) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Finance.

EC-2833. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to Mexico for the delivery, operation, and maintenance of one Sikorsky S-70i helicopter in the amount of \$14,000,000 or more; to the Committee on Foreign Relations.

EC-2834. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Group Health Plans and Health Insurance Issuers Relating to Coverage of Preventive Services Under the Patient Protection and Affordable Care Act" (RIN0938-AQ07) received in the Office of the President of the Senate on August 1, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-2835. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-98 "Fiscal Year 2012 Budget Support Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-2836. A communication from the President of the United States, transmitting, pursuant to law, a report on the national emergency with respect to the lapse of the Export Administration Act of 1979; to the Committee on Banking, Housing, and Urban Affairs.

EC-2837. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report

on the continuation of the national emergency that was declared in Executive Order 13396 on February 7, 2006, with respect to Cote d'Ivoire; to the Committee on Banking, Housing, and Urban Affairs.

EC-2838. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Chile; to the Committee on Banking, Housing, and Urban Affairs.

EC-2839. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to India; to the Committee on Banking, Housing, and Urban Affairs.

EC-2840. A communication from the Senior Counsel, Financial Stability Oversight Council, transmitting, pursuant to law, the report of a rule entitled "Authority to Designate Financial Market Utilities as Systemically Important" (RIN4030-AA01) received during recess of the Senate in the Office of the President of the Senate on August 10, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2841. A communication from the Associate General Counsel for Legislation and Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Implementation of Office of Management and Budget Guidance on Drug-Free Workplace Requirements" (RIN2501-AD54) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2842. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Certain Orderly Liquidation Authority Provisions under Title II of the Dodd-Frank Wall Street Reform and Consumer Protection Act" (12 CFR Part 380) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2843. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Interest on Deposits; Deposit Insurance Coverage" (RIN3064-AD78) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2844. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "16 Part 640 and

Part 698: Fair Credit Reporting Risk-Based Pricing Regulations" (RIN3084-AA94) received during recess of the Senate in the Office of the President of the Senate on August 10, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2845. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Mortgage Acts and Practices-Advertising Rule" (RIN3084-AB18) received during recess of the Senate in the Office of the President of the Senate on August 10, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2846. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Office of Thrift Supervision Integration Pursuant to the Dodd-Frank Wall Street Reform and Consumer Protection Act" (RIN1557-AD47) received during recess of the Senate in the Office of the President of the Senate on August 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2847. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received during recess of the Senate in the Office of the President of the Senate on August 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2848. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during recess of the Senate in the Office of the President of the Senate on August 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2849. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received during recess of the Senate in the Office of the President of the Senate on August 15, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2850. A communication from the Regulatory and Policy Specialist, Bureau of Indian Affairs, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Indian Trust Management Reform - Implementation of Statutory

Changes" (RIN1076-AF07) received during recess of the Senate in the Office of the President of the Senate on August 11, 2010; to the Committee on Indian Affairs.

EC-2851. A communication from the Director of Regulation Policy and Management, Office of Information and Technology, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Release of Information from Department of Veterans Affairs Records" (RIN2900-AN72) received during recess of the Senate in the Office of the President of the Senate on August 15, 2011; to the Committee on Veterans' Affairs.

EC-2852. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Thiamethoxam; Pesticide Tolerances" (FRL No. 8874-9) received during recess of the Senate in the Office of the President of the Senate on August 15, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2853. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Metconazole; Pesticide Tolerances" (FRL No. 8882-7) received during recess of the Senate in the Office of the President of the Senate on August 15, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2854. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Fluoxastrobin; Pesticide Tolerances" (FRL No. 8884-4) received during recess of the Senate in the Office of the President of the Senate on August 15, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2855. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Process for Review of Swaps for Mandatory Clearing" ((17 CFR Parts 39 and 140)(RIN3038-AD00)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2856. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Removing Any Reference to or Reliance on Credit Ratings in Commission Regulations; Proposing Alternatives to the Use of Credit Ratings" ((17 CFR Parts 1 and 4)(RIN3038-AD11)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2857. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Provisions Common to Registered Entities" ((17 CFR Part 40)(RIN3038-AD07)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2858. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, Selected Acquisition Reports (SARs) for the quarter ending June 30, 2011 (DCN OSS 2011-1397); to the Committee on Armed Services.

EC-2859. A communication from the Under Secretary of Defense (Policy), transmitting, pursuant to law, the Department of Defense's 2011 report to Congress entitled "The Worldwide Nuclear, Biological, and Chemical Weapons and Ballistic and Cruise Missile Threat" (DCN OSS 2011-1288); to the Committee on Armed Services.

EC-2860. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a quarterly report entitled, "Acceptance of Contributions for Defense Programs, Projects, and Activities; Defense Cooperation Account"; to the Committee on Armed Services.

EC-2861. A communication from the Principal Deputy Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report relative to the feasibility of establishing a full-service exchange store in the Northern Mariana Islands; to the Committee on Armed Services.

EC-2862. A communication from the Principal Deputy Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the Department of Defense's purchases from foreign entities for Fiscal Year 2010; to the Committee on Armed Services.

EC-2863. A communication from the Co-Chairs of the Commission on Wartime Contracting in Iraq and Afghanistan, transmitting, pursuant to law, a report relative to the status of the Commission's final report; to the Committee on Armed Services.

EC-2864. A communication from the Under Secretary of Defense (Acquisition, Technology, and Logistics), transmitting, pursuant to law, a report entitled, "Federally Funded Research and Development Centers Estimated FY 2011 Staff-years of Technical Effort (STEs) and Estimated Funding"; to the Committee on Armed Services.

EC-2865. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of rear admiral in accordance with title

10, United States Code, section 777; to the Committee on Armed Services.

EC-2866. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Nonavailability Exception for Procurement of Hand or Measuring Tools" ((RIN0750-AH17)(DFARS Case 2011-D025)) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Armed Services.

EC-2867. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Contractors Performing Private Security Functions" ((RIN0750-AH28)-(DFARS Case 2011-D023)) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Armed Services.

EC-2868. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Transmission Planning and Cost Allocation by Transmission Owning and Operating Public Utilities" (Docket No. RM10-23-000) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Energy and Natural Resources.

EC-2869. A communication from the Secretary of Energy, transmitting, pursuant to law, the Department of Energy's Office of Civilian Radioactive Waste Management's Annual Financial Report for the years ending September 30, 2009 and 2008; to the Committee on Energy and Natural Resources.

EC-2870. A communication from the Acting Assistant Secretary of Energy (Energy Efficiency and Renewable Energy), transmitting, pursuant to law, the semi-annual Implementation Report on Energy Conservation Standards Activities of the Department of Energy; to the Committee on Energy and Natural Resources.

EC-2871. A communication from the Chairman of the Federal Energy Regulatory Commission, transmitting, pursuant to law, a report relative to the progress made in licensing and constructing the Alaska Natural Gas Pipeline; to the Committee on Energy and Natural Resources.

EC-2872. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Residential Clothes Dryers and Room Air Conditioners" (RIN1904-AA89) received during recess of the Senate in the Office of the President of the Senate on

August 25, 2011; to the Committee on Energy and Natural Resources.

EC-2873. A communication from the Division Chief of Regulatory Affairs, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Segregation of Lands--Renewable Energy" (RIN1004-AE19) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Energy and Natural Resources.

EC-2874. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Efficiency Design Standards for New Federal Commercial and Multi-Family High-Rise Residential Buildings and New Federal Low-Rise Residential Buildings" (RIN1904-AC41) received during recess of the Senate in the Office of the President of the Senate on August 16, 2011; to the Committee on Energy and Natural Resources.

EC-2875. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Residential Furnaces and Residential Central Air Conditioners and Heat Pumps" (RIN1904-AC06) received during recess of the Senate in the Office of the President of the Senate on August 16, 2011; to the Committee on Energy and Natural Resources.

EC-2876. A communication from the Chief of the Division of Policy and Programs, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Financial Assistance: Wildlife Restoration, Sport Fish Restoration, Hunter Education and Safety" (RIN1018-AW65) received during recess of the Senate in the Office of the President of the Senate on August 10, 2011; to the Committee on Environment and Public Works.

EC-2877. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Qualification of Connection Assemblies for Nuclear Power Plants" (Regulatory Guide 1.156, Revision 1) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Environment and Public Works.

EC-2878. A communication from the Chief of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and

Threatened Wildlife and Plants; Determination of Endangered Status for *Ipomopsis polyantha* (Pagosa Skyrocket) and Threatened Status for *Penstemon debilis* (Parachute Beardtongue) and *Phacelia submutica* (DeBeque Phacelia)" (RIN1018-AV83) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Environment and Public Works.

EC-2879. A communication from the Acting Chief of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Endangered Status for the Cumberland Darter, Rush Darter, Yellowcheek Darter, Chucky Madtom, and Laurel Dace" (RIN1018-AV85) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Environment and Public Works.

EC-2880. A communication from the Acting Chief of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Emergency Listing of the Miami Blue Butterfly as Endangered, and Emergency Listing of the Cassius Blue, Ceraunus Blue, and Nickerbean Blue Butterflies as Threatened Due to Similarity of Appearance to the Miami Blue Butterfly" (RIN1018-AX83) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Environment and Public Works.

EC-2881. A communication from the Senior Management Analyst of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; 44 Marine and Anadromous Taxa: Adding 10 Taxa, Delisting 1 Taxon, Reclassifying 1 Taxon, and Updating 32 Taxa on the List of Endangered and Threatened Wildlife" (RIN1018-AW09) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Environment and Public Works.

EC-2882. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, South Coast Air Quality Management District" (FRL No. 9447-4) received during recess of the Senate in the Office of the President of the Senate on August 15, 2011;

to the Committee on Environment and Public Works.

EC-2883. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; New York Reasonable Further Progress Plans, Emissions Inventories, Contingency Measures and Motor Vehicle Emissions Budgets" (FRL No. 9453-2) received during recess of the Senate in the Office of the President of the Senate on August 15, 2011; to the Committee on Environment and Public Works.

EC-2884. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Cobalt Lithium Manganese Nickel Oxide; Significant New Use Rule" (FRL No. 8878-2) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Environment and Public Works.

EC-2885. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "TSCA Inventory Update Reporting Modifications; Chemical Data Reporting" (FRL No. 8872-9) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Environment and Public Works.

EC-2886. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plans; West Virginia; Section 110(a)(2) Infrastructure Requirements for the 1997 8-Hour Ozone and the 1997 and 2006 Fine Particulate Matter National Ambient Air Quality Standards" (FRL No. 9447-6) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Environment and Public Works.

EC-2887. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plans; Delaware; Section 110(a)(2) Infrastructure Requirements for the 1997 8-Hour Ozone and the 1997 and 2006 Fine Particulate Matter National Ambient Air Quality Standards" (FRL No. 9447-7) received during recess of the Senate in the Office of the President of the Senate on

August 3, 2011; to the Committee on Environment and Public Works.

EC-2888. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plans; State of Colorado; Attainment Demonstration for the 1997 8-Hour Ozone Standard, and Approval of Related Revisions" (FRL No. 9276-8) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Environment and Public Works.

EC-2889. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Limited Federal Implementation Plan; Prevention of Significant Deterioration; California; North Coast Unified Air Quality Management District" (FRL No. 9448-5) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Environment and Public Works.

EC-2890. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Protection of Stratospheric Ozone: Adjustments to the Allowance System for Controlling HCFC Production, Import, and Export" (FRL No. 9448-4) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Environment and Public Works.

EC-2891. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Change of Address for Region 1; Technical Correction" (FRL No. 9449-3) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Environment and Public Works.

EC-2892. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Protocol Gas Verification Program and Minimum Competency Requirements for Air Emission Testing; Corrections" (FRL No. 9450-7) received during recess of the Senate in the Office of the President of the Senate on August 10, 2011; to the Committee on Environment and Public Works.

EC-2893. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental

Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans North Carolina: Prevention of Significant Deterioration and Nonattainment New Source Review Rules" (FRL No. 9449-8) received during recess of the Senate in the Office of the President of the Senate on August 10, 2011; to the Committee on Environment and Public Works.

EC-2894. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Minnesota; Rules Update" (FRL No. 9450-1) received during recess of the Senate in the Office of the President of the Senate on August 10, 2011; to the Committee on Environment and Public Works.

EC-2895. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; New Mexico; Federal Implementation Plan for Interstate Transport of Pollution Affecting Visibility and Best Available Retrofit Technology Determination" (FRL No. 9451-1) received during recess of the Senate in the Office of the President of the Senate on August 10, 2011; to the Committee on Environment and Public Works.

EC-2896. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Guidance for the Assessment of Beyond-Design-Basis Aircraft Impacts" (Regulatory Guide 1.217) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Environment and Public Works.

EC-2897. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Evaluation of the National Competitive Bidding Program for Durable Medical Equipment, Prosthetics, Orthotics, and Supplies"; to the Committee on Finance.

EC-2898. A communication from the Commissioner, U.S. Customs and Border Protection, transmitting, a report of proposed legislation relative to implementing an intellectual property enforcement strategy; to the Committee on Finance.

EC-2899. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Revision of Distilled Spirits Plant Regulations" (RIN1513-AA23) received during recess of

the Senate in the Office of the President of the Senate on August 11; to the Committee on Finance.

EC-2900. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2011 Marginal Production Rates" (Notice 2011-58) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Finance.

EC-2901. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2011 Section 43 Inflation Adjustment" (Notice 2011-57) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Finance.

EC-2902. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Group Health Plans and Issuers Coverage of Preventive Services under the Patient Protection and Affordable Care Act" ((RIN1545-BJ60)(TD 9541)) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Finance.

EC-2903. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Method for Making Election to Apply Carryover Basis Treatment under Section 1022 to the Estates of Decedents Who Died in 2010 and Rules Applicable to Inter Vivos and Testamentary Generation-Skipping Transfers in 2010" (Notice 2011-66) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Finance.

EC-2904. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update of Weighted Average Interest Rates, Yield Curves, and Segment Rates" (Notice 2011-67) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Finance.

EC-2905. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Examination of Returns and Claims for Refund, Credit or Abatement; Determination of Correct Liability" (Rev. Proc. 2011-41) received during recess of the Senate in the Office of

the President of the Senate on August 8, 2011; to the Committee on Finance.

EC-2906. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Use of Actuarial Tables in Valuing Annuities, Interests for Life or Terms of Years, and Remainder or Reversionary Interests" ((RIN1545-BH67)-(TD9540)) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Finance.

EC-2907. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "State and Local Bonds: Volume Cap and Timing of Issuing Bonds" (Notice 2011-63) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Finance.

EC-2908. A communication from the Program Manager, Information Sharing Environment, Office of the Director of National Intelligence, transmitting, pursuant to law, a "Classified Supplement" to the fifth "Annual Report to the Congress on the Information Sharing Environment" (DCN OSS No. 2011-1279); to the Select Committee on Intelligence.

EC-2909. A communication from the Director of Legislative Affairs, Office of the Director of National Intelligence, transmitting, pursuant to law, (2) reports relative to vacancies within the Office received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Select Committee on Intelligence.

EC-2910. A communication from the Rules Administrator, Office of General Counsel, Federal Bureau of Prisons, transmitting, pursuant to law, the report of a rule entitled "Psychiatric Evaluation and Treatment" (RIN1120-AB20) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on the Judiciary.

EC-2911. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Establishment of the Antelope Valley of the California High Desert Viticultural Area" (RIN1513-AB55) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. MURRAY, from the Committee on Veterans' Affairs, without amendment:

S. 572. A bill to amend title 38, United States Code, to repeal the prohibition on collective bargaining with respect to matters and questions regarding compensation of employees of the Department of Veterans Affairs other than rates of basic pay, and for other purposes (Rept. No. 112-68).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment:

S. 714. A bill to reauthorize the Federal Land Transaction Facilitation Act, and for other purposes (Rept. No. 112-69).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment in the nature of a substitute:

S. 734. A bill to provide for a program of research, development, demonstration, and commercial application in vehicle technologies at the Department of Energy, (Rept. No. 112-70).

S. 1000. A bill to promote energy savings in residential and commercial buildings and industry, and for other purposes (Rept. No. 112-71).

S. 1001. A bill to reduce oil consumption and improve energy security, and for other purposes (Rept. No. 112-72).

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. LANDRIEU:

S. 1511. A bill to extend the participation term for small business concerns affected by Hurricane Katrina or Hurricane Rita in certain programs, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. CARDIN (for himself, Mr. ROBERTS, and Ms. SNOWE):

S. 1512. A bill to amend the Internal Revenue Code of 1986 and the Small Business Act to expand the availability of employee stock ownership plans in S corporations, and for other purposes; to the Committee on Finance.

By Mr. SCHUMER:

S. 1513. A bill to amend title XII of the Social Security Act to extend the provision waiving certain interest payments on advances made to States from the Federal unemployment account in the Unemployment Trust Fund; to the Committee on Finance.

By Mr. TESTER (for himself, Mr. BAUCUS, Mr. AKAKA, and Mr. INOUE):

S. 1514. A bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of

her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. LIEBERMAN:

S. 1515. A bill to permit certain members of the United States Secret Service and certain members of the United States Secret Service Uniformed Division who were appointed in 1984, 1985, or 1986 to elect to be covered under the District of Columbia Police and Firefighter Retirement and Disability System in the same manner as members appointed prior to 1984; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MCCONNELL (for himself, Mr. MCCAIN, Mr. PAUL, Mr. INHOFE, Mr. BLUNT, Mr. COATS, Mr. ENZI, Mr. GRASSLEY, Mrs. HUTCHISON, Mr. ROBERTS, Mr. SESSIONS, Mr. BARRASSO, Mr. BOOZMAN, Mr. CORNYN, Mr. RUBIO, Mr. KYL, Mr. ALEXANDER, Mr. HATCH, Ms. AYOTTE, Mr. CHAMBLISS, Mr. MORAN, Mr. WICKER, Mr. SHELBY, and Mr. LEE):

S.J. Res. 25. A joint resolution relating to the disapproval of the President's exercise of authority to increase the debt limit, as submitted under section 3101A of title 31, United States Code, on August 2, 2011; placed on the calendar.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. WYDEN (for himself, Mr. MERKLEY, Mr. MCCONNELL, Mr. REID, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR,

Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, and Mr. WICKER):

S. Res. 257. A resolution relative to the death of the Honorable Mark O. Hatfield, former United States Senator for the State of Oregon; considered and agreed to.

ADDITIONAL COSPONSORS

S. 48

At the request of Mr. INOUE, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 48, a bill to amend the Public Health Service Act to provide for the participation of pharmacists in National Health Services Corps programs, and for other purposes.

S. 202

At the request of Mr. PAUL, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 202, a bill to require a full audit of the Board of Governors of the Federal Reserve System and the Federal reserve banks by the Comptroller General of the United States before the end of 2012, and for other purposes.

S. 242

At the request of Mr. ROCKEFELLER, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 242, a bill to amend title 10, United States Code, to enhance the roles and responsibilities of the Chief of the National Guard Bureau.

S. 256

At the request of Mr. PRYOR, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 256, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for equity investments in small business concerns.

S. 274

At the request of Mrs. HAGAN, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 362

At the request of Mr. WHITEHOUSE, the names of the Senator from Washington [Ms. CANTWELL], the Senator from Vermont [Mr. SANDERS] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 364

At the request of Mr. PRYOR, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 364, a bill to amend the Internal Revenue Code of 1986 to establish a new Small Business Savings Account.

S. 374

At the request of Mr. KERRY, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 374, a bill to amend title XVIII of the Social Security Act to eliminate the 190-day lifetime limit on inpatient psychiatric hospital services under the Medicare program.

S. 384

At the request of Mrs. FEINSTEIN, the names of the Senator from Colorado [Mr. BENNET], the Senator from Tennessee [Mr. CORKER] and the Senator from Colorado [Mr. UDALL] were added as cosponsors of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 398

At the request of Mr. BINGAMAN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 418

At the request of Mr. HARKIN, the names of the Senator from Oklahoma [Mr. COBURN] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 434

At the request of Mr. COCHRAN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 434, a bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten

through grade 12 teachers offered through institutions of higher education.

S. 438

At the request of Ms. STABENOW, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 438, a bill to amend the Public Health Service Act to improve women's health by prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women.

S. 501

At the request of Mr. THUNE, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 501, a bill to establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

S. 539

At the request of Mr. WHITEHOUSE, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 539, a bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 565

At the request of Mr. KERRY, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 565, a bill to establish an employment-based immigrant visa for alien entrepreneurs who have received significant capital from investors to establish a business in the United States.

S. 569

At the request of Mrs. FEINSTEIN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 569, a bill to provide for fairness for the Federal judiciary.

S. 580

At the request of Ms. KLOBUCHAR, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 580, a bill to amend the Environmental Research, Development, and Demonstration Authorization Act of 1978 to require the appointment of a member of the Science Advisory Board based on the recommendation of the Secretary of Agriculture.

S. 584

At the request of Ms. MIKULSKI, the names of the Senator from New Jersey [Mr. LAUTENBERG] and the Senator from New York [Mr. SCHUMER] were added as cosponsors of S. 584, a bill to establish the Social Work Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the

profession of social work, and for other purposes.

S. 633

At the request of Ms. SNOWE, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 633, a bill to prevent fraud in small business contracting, and for other purposes.

S. 643

At the request of Ms. STABENOW, the names of the Senator from Delaware [Mr. CARPER] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 643, a bill to amend title XIX of the Social Security Act to direct Medicaid EHR incentive payments to federally qualified health centers and rural health clinics.

S. 697

At the request of Mr. CASEY, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from Virginia [Mr. WARNER] were added as cosponsors of S. 697, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for amounts paid by a spouse of a member of the Armed Services for a new State license or certification required by reason of a permanent change in the duty station of such member to another State.

S. 798

At the request of Mr. THUNE, his name was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 815

At the request of Ms. SNOWE, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 818

At the request of Mr. KERRY, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 818, a bill to amend title XVIII of the Social Security Act to count a period of receipt of outpatient observation services in a hospital toward satisfying the 3-day inpatient hospital requirement for coverage of skilled nursing facility services under Medicare.

S. 827

At the request of Mr. DEMINT, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 827, a bill to allow a State to combine certain funds and enter into a performance agreement with the Secretary of Education to improve the academic achievement of students.

S. 838

At the request of Mr. TESTER, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental

Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 857

At the request of Mr. GRASSLEY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 857, a bill to amend the Elementary and Secondary Education Act of 1965 to aid gifted and talented learners, including high-ability learners not formally identified as gifted.

S. 866

At the request of Mr. TESTER, the names of the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Virginia [Mr. WARNER] were added as cosponsors of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 919

At the request of Mr. HARKIN, the name of the Senator from Washington [Mrs. MURRAY] was added as a cosponsor of S. 919, a bill to authorize grant programs to ensure successful, safe, and healthy students.

S. 922

At the request of Mrs. GILLIBRAND, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 922, a bill to amend the Workforce Investment Act of 1998 to authorize the Secretary of Labor to provide grants for Urban Jobs Programs, and for other purposes.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 1013

At the request of Mr. HATCH, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1013, a bill to renew the authority of the Secretary of Health and Human Services to approve demonstration projects designed to test innovative strategies in State child welfare programs.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Washington [Ms. CANTWELL], the Senator from Maryland [Mr. CARDIN], the Senator from Colorado [Mr. BENNET], the Senator from Delaware [Mr. CARPER] and the Senator from North Carolina [Mr. BURR] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of

the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1045

At the request of Ms. LANDRIEU, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1045, a bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require that group and individual health insurance coverage and group health plans provide coverage for treatment of a minor child's congenital or developmental deformity or disorder due to trauma, burns, infection, tumor, or disease.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the names of the Senator from Hawaii [Mr. INOUE], the Senator from Hawaii [Mr. AKAKA], the Senator from Maine [Ms. SNOWE], the Senator from Vermont [Mr. SANDERS] and the Senator from Ohio [Mr. BROWN] were added as cosponsors of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1132

At the request of Mr. MENENDEZ, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1132, a bill to establish programs to provide services to individuals with autism and the families of such individuals and for other purposes.

S. 1239

At the request of Mr. CASEY, the names of the Senator from Vermont [Mr. LEAHY], the Senator from Iowa [Mr. HARKIN], the Senator from North Carolina [Mrs. HAGAN], the Senator from New York [Mr. SCHUMER], the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Georgia [Mr. ISAKSON] were added as cosponsors of S. 1239, a bill to provide for a medal of appropriate design to be awarded by the President to the memorials established at the 3 sites honoring the men and women who perished as a result of the terrorist attacks on the United States on September 11, 2001.

S. 1265

At the request of Mr. BINGAMAN, the names of the Senator from Connecticut [Mr. LIEBERMAN] and the Senator from Rhode Island [Mr. WHITEHOUSE] were added as cosponsors of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the

effectiveness of the fund for future generations, and for other purposes.

S. 1280

At the request of Mr. ISAKSON, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

S. 1299

At the request of Mr. MORAN, the names of the Senator from Maryland [Ms. MIKULSKI], the Senator from New Jersey [Mr. MENENDEZ], the Senator from Illinois [Mr. KIRK], the Senator from Oklahoma [Mr. INHOFE] and the Senator from Nebraska [Mr. NELSON] were added as cosponsors of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1316

At the request of Mr. ENZI, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 1316, a bill to prevent a fiscal crisis by enacting legislation to balance the Federal budget through reductions of discretionary and mandatory spending.

S. 1359

At the request of Mr. TESTER, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1359, a bill to make the National Parks and Federal Recreation Lands Pass available at a discount to members of the Armed Forces and veterans.

S. 1374

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1374, a bill to direct the Federal Trade Commission to prescribe rules prohibiting deceptive advertising of abortion services.

S. 1376

At the request of Mr. BARRASSO, his name was added as a cosponsor of S. 1376, a bill to conform income calculations for purposes of eligibility for the refundable credit for coverage under a qualified health plan and for Medicaid to existing Federal low-income assistance programs.

S. 1392

At the request of Ms. COLLINS, the names of the Senator from Alabama [Mr. SESSIONS] and the Senator from Ohio [Mr. PORTMAN] were added as cosponsors of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1440

At the request of Mr. BENNET, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1452

At the request of Mr. DURBIN, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1452, a bill to promote simplification and fairness in the administration and collection of sales and use taxes.

S. 1463

At the request of Mr. MERKLEY, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1463, a bill to amend the Civil Rights Act of 1964 to protect breastfeeding by new mothers and to provide for reasonable break time for nursing mothers.

S. 1467

At the request of Mr. BLUNT, the names of the Senator from South Dakota [Mr. THUNE], the Senator from Nebraska [Mr. JOHANNIS] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1491

At the request of Mr. WYDEN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1491, a bill to amend the Public Utility Regulatory Policies Act of 1978 to expand the electric rate-setting authority of States.

S. 1500

At the request of Ms. MURKOWSKI, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 1500, a bill to give Americans access to affordable child-only health insurance coverage.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE RESOLUTION 251

At the request of Mr. CARPER, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of Senate Resolution 251, a resolution expressing support for improvement in the collection, processing, and consumption of recyclable materials throughout the United States.

SENATE RESOLUTION 252

At the request of Mr. LUGAR, the name of the Senator from Virginia [Mr. WEBB] was

added as a cosponsor of Senate Resolution 252, a resolution celebrating the 60th Anniversary of the United States-Philippines Mutual Defense Treaty.

SENATE RESOLUTION 253

At the request of Mr. HOEVEN, the names of the Senator from North Dakota [Mr. CONRAD] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of Senate Resolution 253, a resolution designating October 26, 2011, as "Day of the Deployed".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on September 6, 2011, at 2:30 p.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on September 6, 2011, at 2 p.m., to conduct a hearing entitled "U.S. Postal Service in Crisis: Proposals to Prevent a Postal Shutdown."

JOINT RESOLUTION PLACED ON THE CALENDAR

Pursuant to section 301(a)(2) of Public Law 112-25, the following joint resolution was read the first and second times by unanimous consent, and placed on the calendar:

S.J. Res. 25. Joint resolution relating to the disapproval of the President's exercise of authority to increase the debt limit, as submitted under section 3101A of title 31, United States Code, on August 2, 2011.

EXECUTIVE SESSION

The hour of 5 p.m. having passed,

Pursuant to the order of Tuesday, August 2, 2011, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall Vote).

LEGISLATIVE SESSION

Pursuant to the order of Tuesday, August 2, 2011,

The Senate resumed its legislative session.

MOTION TO PROCEED TO CONSIDER BILL H.R. 1249

Pursuant to the order of Tuesday, August 2, 2011,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the motion, presented by Mr. REID on that day, to bring to a close debate on the motion to proceed to consider the bill (H.R. 1249) to amend title 35, United States Code, to provide for patent reform.

Pursuant to the order of Tuesday, August 2, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative---
yeas... 93, nays... 5

[Rollcall Vote No. 125 Leg.]

YEAS --- 93

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 5

Coburn, DeMint, Johnson (WI), Lee, Paul.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to proceed.

Pending debate,

RELATIVE TO THE DEATH OF MARK O. HATFIELD

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 257) relative to the death of the Honorable Mark O. Hatfield, former United States Senator for the State of Oregon, submitted today by Mr. WYDEN (for himself, Mr. MERKLEY, Mr. MCCONNELL, Mr. REID, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN,

Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNS, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, and Mr. WICKER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE JOINT RESOLUTION READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the joint resolution (H.J. Res. 66) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, received from the House of Representatives for concurrence on Wednesday, July 20, 2011, and remaining undisposed of; which was read the first time.

Mr. DURBIN asked unanimous consent that the joint resolution be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

APPOINTMENT BY THE MAJORITY LEADER DURING RECESS JOINT SELECT COMMITTEE ON DEFICIT REDUCTION

The PRESIDING OFFICER announced that the majority leader, pursuant to Public Law 112-25, had appointed the following Senators to be members of the Joint Select Committee on Deficit Reduction: Mrs. MURRAY, Mr. BAUCUS, and Mr. KERRY, during the recess of the Senate, as pursuant to the order of Tuesday, August 2, 2011.

APPOINTMENT BY THE MINORITY LEADER DURING RECESS JOINT SELECT COMMITTEE ON DEFICIT REDUCTION

The PRESIDING OFFICER announced that the minority leader, pursuant to Public Law 112-25, had appointed the following Senators to be members of the Joint Select Committee on Deficit Reduction: Mr. KYL, Mr. PORTMAN, and Mr. TOOMEY, on August 12, 2011, during the recess of the Senate, as pursuant to the order of Tuesday, August 2, 2011.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of the motion to proceed to consider bill H.R. 1249.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

Ordered further, That at 2:30 p.m., the Senate proceed to a period of 30 minutes for the transaction of morning business for tributes to the late Mark O. Hatfield, a Senator from the State of Oregon; and that Senators be permitted to speak for 10 minutes each therein.

Ordered further, That time during morning business, recess, or adjournment be counted against the time for debate, pursuant to rule XXII of the Standing Rules of the Senate on

the motion to proceed to consider bill H.R. 1249.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 6:53 p.m.,

The Senate adjourned, under its order of today, and pursuant to the provisions of resolution S. Res. 257, as a further mark of respect to the late Senator Mark O. Hatfield, until 10 a.m. on tomorrow.

WEDNESDAY, SEPTEMBER 7, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, September 7, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

HOUSE JOINT RESOLUTION READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (H.J. Res. 66) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of

the Standing Rules of the Senate, the joint resolution would be placed on the calendar

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday, The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday, The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2912. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Softwood Lumber Research, Promotion, Consumer Education and Industry Information Order" (Doc. No. AMS-FV-10-0015; FR) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2913. A communication from the Acting Administrator of the National Organic Program, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National Organic Program (NOP); Sunset Review (2011)" (Doc. No. AMS-TM-07-0136; TM-07-14FR) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2914. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Irish Potatoes Grown in Washington; Modifications of the Rules and Regulations" (Doc. No. AMS-FV-11-0024; FV11-946-3-FIR) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the

Committee on Agriculture, Nutrition, and Forestry.

EC-2915. A communication from the Acting Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National Dairy Promotion and Research Program; Final Rule on Amendments to the Order" (Doc. No. DA-08-07: AMS-DA-08-0050) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2916. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National Veterinary Accreditation Program; Currently Accredited Veterinarians Performing Accredited Duties and Electing to Participate" (Doc. No. APHIS-2006-0093) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2917. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Swap Data Repositories: Registration Standards, Duties and Core Principles" ((17 CFR Part 49)-(RIN3038-AD20)) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2918. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Tetraconazole; Pesticide Tolerances" (FRL No. 8885-1) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2919. A communication from the Administrator, Rural Utilities Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Emergency Restoration Plan (ERP)" (RIN0572-AC16) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2920. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Agricultural Swaps" ((17 CFR Part 35)(RIN3038-AD21)) received during recess of the Senate in the Office of the President of the Senate on

August 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2921. A communication from the Secretary of Agriculture, transmitting, pursuant to law, a report of a violation of the Anti-deficiency Act by the Department of Agriculture's Rural Utilities' Distance Learning, Telemedicine, and Broadband Program; to the Committee on Appropriations.

EC-2922. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to a violation of the Antideficiency Act that occurred within the Defense Health Program, Operation and Maintenance account and at the Madigan Army Medical Center (MAMC), Tacoma, WA and was assigned Army case number 10-05; to the Committee on Appropriations.

EC-2923. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of (6) officers authorized to wear the insignia of the grade of rear admiral (lower half), in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-2924. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Mark D. Shackelford, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-2925. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, the Defense Environmental Programs report for fiscal year 2010; to the Committee on Armed Services.

EC-2926. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Display of Department of Defense Inspector General Fraud Hotline Posters" ((RIN0750-AG98)-(DFARS Case 2010-D026)) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Armed Services.

EC-2927. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Admiral Michael G. Mullen, United States Navy, and his advancement to the grade of admiral on the retired list; to the Committee on Armed Services.

EC-2928. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition

Regulation Supplement; Defense Cargo Riding Gang Member" ((RIN0750-AG25)-(DFARS Case 2007-D002)) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Armed Services.

EC-2929. A communication from the President of the United States, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Syria that was originally declared in Executive Order 13338 of May 11, 2004 and expanded in Executive Order 13572 of April 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2930. A communication from the Under Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency declared in Executive Order 13224 of September 23, 2001, with respect to persons who commit, threaten to commit, or support terrorism; to the Committee on Banking, Housing, and Urban Affairs.

EC-2931. A communication from the Under Secretary, Department of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Libya that was originally declared in Executive Order 13566 of February 25, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2932. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to persons undermining democratic processes or institutions in Zimbabwe that was declared in Executive Order 13288 of March 6, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-2933. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-2934. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-2935. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-2936. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-2937. A communication from the Chairman and President of the Export-Import

Bank, transmitting, pursuant to law, a report relative to transactions involving Citibank, N.A. of New York, NY and The Boeing Company of Chicago, Illinois; to the Committee on Banking, Housing, and Urban Affairs.

EC-2938. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Kazakhstan; to the Committee on Banking, Housing, and Urban Affairs.

EC-2939. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-2940. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-2941. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Interim Rule; Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2942. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2943. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2944. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011;

to the Committee on Banking, Housing, and Urban Affairs.

EC-2945. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Rules of Practice and Procedure" (RIN2590-AA14) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2946. A communication from the Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Suspension of the Duty to File Reports for Classes of Asset-Backed Securities under Section 15(d) of the Securities Exchange Act of 1934" (RIN3235-AK89) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2947. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Final Rules for Implementing the Whistleblower Provisions of Section 23 of the Commodity Exchange Act" ((17 CFR Part 165)(RIN3038-AD04)) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2948. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2949. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2950. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Privacy Act Implementation" (RIN2590-AA46) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-2951. A communication from the Fiscal Assistant Secretary, Department of the

Treasury, transmitting, pursuant to law, a report relative to material violations or suspected material violations of regulations relating to Treasury auctions and other Treasury securities offerings for the period of January 1, 2010 through December 31, 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-2952. A communication from the Fiscal Assistant Secretary, Department of the Treasury, transmitting, pursuant to law, an annual report for the period of January 1, 2010 through December 31, 2010 relative to any exceptions granted by the Secretary of the Treasury to the prohibition against favored treatment of a government securities broker or government securities dealer; to the Committee on Banking, Housing, and Urban Affairs.

EC-2953. A communication from the Fiscal Assistant Secretary, Department of the Treasury, transmitting, pursuant to law, a report relative to a significant modification to the auction process for issuing United States Treasury obligations; to the Committee on Banking, Housing, and Urban Affairs.

EC-2954. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, the Uniform Resource Locator (URL) for a report entitled "'Enforcement First' for Removal Actions" received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2955. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Ohio; Control of Emissions of Organic Materials that are Not Regulated by Volatile Organic Compound Reasonably Available Control Technology Rules" (FRL No. 9451-4) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2956. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Update to Materials Incorporated by Reference" (FRL No. 9454-1) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2957. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval

and Promulgation of Air Quality Implementation Plans; Colorado; Revised Definitions; Construction Permit Program Fee Increases; Regulation 3" (FRL No. 9454-3) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2958. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Adoption of Control Techniques Guidelines for Large Appliance and Metal Furniture Coatings" (FRL No. 9453-7) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2959. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Control of Nitrogen Oxides Emissions from Glass Melting Furnaces" (FRL No. 9453-9) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2960. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Revisions to Clean Air Interstate Rule Emissions Trading Program" (FRL No. 9453-6) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2961. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; New York Reasonable Further Progress Plans, Emissions Inventories, Contingency Measures and Motor Vehicle Emissions Budgets" (FRL No. 9453-2) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2962. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions and Additions to Motor Vehicle Fuel Economy Label; Correction" (FRL No. 9459-8) received during recess of the Senate in the

Office of the President of the Senate on August 31, 2011; to the Committee on Environment and Public Works.

EC-2963. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Kentucky; Ohio; Huntington-Ashland Nonattainment Area; Determinations of Attainment of the 1997 Annual Fine Particulate Standards" (FRL No. 9459-4) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Environment and Public Works.

EC-2964. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designations of Areas for Air Quality Planning Purposes; Kentucky and Indiana; Louisville; Determination of Attainment by Applicable Attainment Date for the 1997 Annual Fine Particulate Standards" (FRL No. 9459-5) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Environment and Public Works.

EC-2965. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Georgia: Prevention of Significant Deterioration; Greenhouse Gas Tailoring Rule and Fine Particulate Matter Revision" (FRL No. 9458-1) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Environment and Public Works.

EC-2966. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Permits for Major Stationary Sources and Major Modifications Locating in Prevention of Significant Deterioration Areas" (FRL No. 9459-1) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Environment and Public Works.

EC-2967. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans

and Designations of Areas for Air Quality Planning Purposes; Alabama, Tennessee, and Georgia: Chattanooga and Macon; Determination of Attainment by Applicable Attainment Date for the 1997 Annual Fine Particulate Standards" (FRL No. 9459-2) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Environment and Public Works.

EC-2968. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designations of Areas for Air Quality Planning Purposes; Georgia: Rome; Determination of Attainment by Applicable Attainment Date for the 1997 Annual Fine Particulate Standards" (FRL No. 9459-3) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Environment and Public Works.

EC-2969. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, the Uniform Resource Locator (URL) for a report entitled "Memorandum: Issuance of 2011 Word Version of CERCLA Model Remedial Design/Remedial Action Consent Decree" received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Environment and Public Works.

EC-2970. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Withdrawal of Direct Final Rule Revising the California State Implementation Plan, South Coast Air Quality Management District" (FRL No. 9457-6) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Environment and Public Works.

EC-2971. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Change to the Reporting Date for Certain Data Elements Required Under the Mandatory Reporting of Greenhouse Gases Rule" (FRL No. 9456-3) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Environment and Public Works.

EC-2972. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San

Joaquin Valley Unified Air Pollution Control District" (FRL No. 9455-3) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Environment and Public Works.

EC-2973. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Delaware; Infrastructure State Implementation Plan Requirement to Address Interstate Transport for the 2006 24-Hour PM_{2.5} NAAQS" (FRL No. 9457-2) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Environment and Public Works.

EC-2974. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Review of National Ambient Air Quality Standards for Carbon Monoxide" (FRL No. 9455-2) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2975. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Greenhouse Gas Emissions Standards and Fuel Efficiency Standards for Medium- and Heavy-Duty Engines and Vehicles" (FRL No. 9455-1) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2976. A communication from the Acting Assistant Secretary for Fish and Wildlife and Parks, National Wildlife Refuge System, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "2011-2012 Refuge-Specific Hunting and Sport Fishing Regulations" (RIN1018-AX54) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Environment and Public Works.

EC-2977. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Branded Prescription Drug Fee" (RIN1545-BK34) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2978. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the

report of a rule entitled "Timely Mailing Treated as Timely Filing" (RIN1545-BA99) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2979. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Revenue Procedure Under Section 263(a) Regarding the Capitalization or Deduction of Electric Utility Transmission and Distribution Costs" (Rev. Proc. 2011-43) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2980. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Interest and Penalty Suspension Provisions Under Section 6404(g) of the Internal Revenue Code" (RIN1545-BG75) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2981. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "United States Income Tax Treaties That Meet the Requirements of Section 1(h)(11)(C)(i)(II)" (Notice 2011-64) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2982. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Definition of Solid Waste Disposal Facilities for Tax-Exempt Bond Purposes" (RIN1545-BD04) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2983. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - September 2011" (Rev. Rul. 2011-20) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2984. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Elections Regarding Start-up Expenditures, Corporation Organizational Expenditures, and Partnership

Organizational Expenses" (RIN1545-BE77) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2985. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Annuity and Life Insurance Contracts with a Long-Term Care Insurance Feature" (Notice 2011-68) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2986. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Credibility of U.K. Remittance Basis Charge" (Rev. Rul. 2011-19) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Finance.

EC-2987. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Election to Expense Certain Refineries" (RIN1545-BF05) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Finance.

EC-2988. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Documentation Requirements Under Section 6050W for U.S. Payors Making Payment Outside the United States to an Offshore Account" (Notice 2011-71) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Finance.

EC-2989. A communication from the Deputy Assistant Secretary for Import Administration, International Trade Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Certification of Factual Information to Import Administration during Antidumping and Countervailing Duty Proceedings: Supplemental Interim Final Rule" (RIN0625-AA66) received during recess of the Senate in the Office of the President of the Senate on August 29, 2011; to the Committee on Finance.

EC-2990. A communication from the Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Protecting the Public and Our Personnel to Ensure Operational Effectiveness" (RIN0960-AH35) received in the Office of

the President of the Senate on September 6, 2011; to the Committee on Finance.

EC-2991. A communication from the Director of Regulations and Disclosure Law, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Rules of Origin for Imported Merchandise" (RIN1515-AD53) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Finance.

EC-2992. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Changes to the Electronic Prescribing (eRx) Incentive Program" (RIN0938-AR00) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Finance.

EC-2993. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Revisions to the Medicare Advantage and Prescription Drug Benefit Programs" (RIN0938-AP24 and RIN0938-AP52) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Finance.

EC-2994. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to the activities of the Office of the Medicare Ombudsman; to the Committee on Finance.

EC-2995. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Medicare Competitive Acquisition Ombudsman's 2009 Annual Report to Congress; to the Committee on Finance.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. KOHL, from the Committee on Appropriations, with an amendment in the nature of a substitute:

H.R. 2112. An act making consolidated appropriations for the Departments of Agriculture, Commerce, Justice, Transportation, and Housing and Urban Development, and related programs for the fiscal year ending September 30, 2012, and for other purposes (Rept. No. 112-73).

By Ms. LANDRIEU, from the Committee on Appropriations, with an amendment in the nature of a substitute:

H.R. 2017. An Act making continuing appropriations for fiscal year 2012, and for other purposes (Rept. No. 112-74).

By Mrs. FEINSTEIN, from the Committee on Appropriations, with an amendment in the nature of a substitute:

H.R. 2354. A bill making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2012, and for other purposes (Rept. No. 112-75).

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. MENENDEZ:

S. 1516. A bill to establish a program under which the Administrator of the Environmental Protection Agency shall provide grants to eligible State consortia to establish and carry out municipal sustainability certification programs, and for other purposes; to the Committee on Environment and Public Works.

By Mr. LAUTENBERG (for himself, Mr. HARKIN, Mr. SANDERS, Mr. BLUMENTHAL, and Mr. REED):

S. 1517. A bill to provide for the creation of jobs; to the Committee on Finance.

By Mr. MANCHIN (for himself, Mr. HOEVEN, Mr. KIRK, and Mr. SCHUMER):

S. 1518. A bill to require a jobs score for each spending bill considered in Congress; to the Committee on the Budget.

By Mr. UDALL of New Mexico (for himself and Mrs. GILLIBRAND):

S. 1519. A bill to strengthen Indian education, and for other purposes; to the Committee on Indian Affairs.

By Mr. MENENDEZ (for himself, Mr. LAUTENBERG, Mr. SCHUMER, and Mrs. GILLIBRAND):

S. 1520. A bill to ensure the continued investigation of terrorist attacks against the United States attributable to the government of Muammar Qaddafi; to the Committee on Foreign Relations.

By Mrs. GILLIBRAND (for herself and Mr. SCHUMER):

S. 1521. A bill to provide assistance for agricultural producers adversely affected by damaging weather and other conditions relating to Hurricane Irene; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. BLUMENTHAL (for himself, Mr. SCHUMER, Mr. WHITEHOUSE, Mr. BEGICH, Mr. MANCHIN, Mr. BROWN of Ohio, and Mr. FRANKEN):

S. 1522. A bill to establish a joint select committee of Congress to report findings and propose legislation to restore the Nation's workforce to full employment over the period of fiscal years 2012 and 2013, and to provide for expedited consideration of such legislation by both the House of Representatives and the Senate; to the Committee on Rules and Administration.

By Mr. PAUL:

S.J. Res. 26. A joint resolution expressing the sense of Congress that Secretary of the Treasury Timothy Geithner no longer holds the confidence of Congress or of the people of the United States; read the first time.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mrs. MURRAY (for herself, Mr. ALEXANDER, Mr. ENZI, Mr. WHITEHOUSE, Mr. WEBB, Mr. BEGICH, Mr. JOHNSON of South Dakota, Ms. STABENOW, Mr. CARDIN, Mr. CASEY, Ms. MURKOWSKI, and Ms. MIKULSKI):

S. Res. 258. A resolution supporting the designation of National Adult Education and Family Literacy Week; considered and agreed to.

ADDITIONAL COSPONSORS

S. 491

At the request of Mr. PRYOR, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 624

At the request of Mr. MENENDEZ, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 624, a bill to authorize the Department of Housing and Urban Development to transform neighborhoods of extreme poverty into sustainable, mixed-income neighborhoods with access to economic opportunities, by revitalizing severely distressed housing, and investing and leveraging investments in well-functioning services, educational opportunities, public assets, public transportation, and improved access to jobs.

S. 634

At the request of Mr. SCHUMER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 634, a bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others against any railroad organized as a separate legal entity, arising from the

deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad, and by the heirs and survivors of such persons.

S. 800

At the request of Mr. HARKIN, the names of the Senator from New Hampshire [Mrs. SHAHEEN] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 800, a bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to reauthorize and improve the safe routes to school program.

S. 829

At the request of Mr. CARDIN, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 829, a bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps.

S. 891

At the request of Mr. GRASSLEY, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 891, a bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients.

S. 968

At the request of Mr. LEAHY, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from Wyoming [Mr. ENZI] were added as cosponsors of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 986

At the request of Mr. MENENDEZ, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 986, a bill to amend the Internal Revenue Code of 1986 to regulate the subsidies paid to rum producers in Puerto Rico and the Virgin Islands, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1048, supra.

S. 1232

At the request of Ms. AYOTTE, the name of the Senator from Missouri [Mr. BLUNT] was

added as a cosponsor of S. 1232, a bill to modify the definition of fiduciary under the Employee Retirement Income Security Act of 1974 to exclude appraisers of employee stock ownership plans.

S. 1273

At the request of Mr. CASEY, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1273, a bill to amend the Fair Labor Standards Act with regard to certain exemptions under that Act for direct care workers and to improve the systems for the collection and reporting of data relating to the direct care workforce, and for other purposes.

S. 1299

At the request of Mr. MORAN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1308

At the request of Mr. HATCH, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1308, a bill to amend title 18, United States Code, with respect to child pornography and child exploitation offenses.

S. 1356

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 1356, a bill to amend title XIX of the Social Security Act to encourage States to increase generic drug utilization under Medicaid, and for other purposes.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1376

At the request of Mr. ENZI, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 1376, a bill to conform income calculations for purposes of eligibility for the refundable credit for coverage under a qualified health plan and for Medicaid to existing Federal low-income assistance programs.

S. 1381

At the request of Mr. BLUMENTHAL, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1381, a bill to provide for the expansion of Federal efforts concerning the prevention, education, treatment, and research activities related to Lyme and other tick-borne disease, including the establishment of a Tick-Borne Diseases Advisory Committee.

S. 1395

At the request of Mr. BARRASSO, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1395, a bill to ensure that all Americans have access to waivers from the Patient Protection and Affordable Care Act.

S. 1427

At the request of Mr. LUGAR, the names of the Senator from Indiana [Mr. COATS] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 1427, a bill to amend the Food, Conservation, and Energy Act of 2008 to authorize producers on a farm to produce fruits and vegetables for processing on the base acres of the farm.

S. 1438

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1438, a bill to provide that no agency may take any significant regulatory action until the unemployment rate is equal to or less than 7.7 percent.

S. 1440

At the request of Mr. ALEXANDER, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1454

At the request of Mr. DURBIN, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 1454, a bill to amend title XVIII of the Social Security Act to provide for extended months of Medicare coverage of immunosuppressive drugs for kidney transplant patients and other renal dialysis provisions.

S. 1463

At the request of Mr. MERKLEY, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1463, a bill to amend the Civil Rights Act of 1964 to protect breastfeeding by new mothers and to provide for reasonable break time for nursing mothers.

S. 1467

At the request of Mr. BLUNT, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1508

At the request of Mr. MENENDEZ, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 1508, a bill to extend loan limits for programs of the Federal Housing

Administration, the government-sponsored enterprises, and the Department of Veterans Affairs, and for other purposes.

SENATE JOINT RESOLUTION 17

At the request of Mr. MCCONNELL, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE JOINT RESOLUTION 25

At the request of Mr. RISCH, his name was added as a cosponsor of Senate Joint Resolution 25, a joint resolution relating to the disapproval of the President's exercise of authority to increase the debt limit, as submitted under section 3101A of title 31, United States Code, on August 2, 2011.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the names of the Senator from Michigan [Mr. LEVIN], the Senator from New York [Mrs. GILLIBRAND] and the Senator from Delaware [Mr. COONS] were added as cosponsors of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on September 7, 2011, at 10 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on September 7, 2011, at 10 a.m. to conduct a hearing entitled "Defending the Nation Since 9/11: Successful Reforms and Challenges Ahead at the Department of Homeland Security."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on September 7, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Cybercrime: Updating the Computer Fraud

and Abuse Act to Protect Cyberspace and Combat Emerging Threats.”

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on September 7, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled “Nominations.”

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 3:45 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 74. Concurrent resolution providing for a joint session of Congress to receive a message from the President.

MOTION TO PROCEED TO CONSIDER BILL H.R. 1249

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate the motion, made by Mr. REID, on Tuesday, August 2, 2011, that the Senate proceed to consider the bill (H.R. 1249) to amend title 35, United States Code, to provide for patent reform; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:37 p.m.,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. CARDIN in the chair) called the Senate to order.

MOTION TO PROCEED TO CONSIDER BILL H.R. 1249

The Senate resumed consideration of the motion to proceed to consider bill H.R. 1249.

The question being on agreeing to the motion.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That time for debate on the motion to proceed to consider bill H.R. 1249, pursuant to rule XXII of the Standing Rules

of the Senate, be concluded; that the motion be agreed to; that the Senate proceed to consider the bill; that there be only debate on the bill until 5 p.m.; that Mr. PAUL be recognized to speak for 10 minutes therein; and that, at 5 p.m., the majority leader be recognized.

Pursuant to the foregoing order,

The motion to proceed was agreed to.

Whereupon,

LEAHY-SMITH AMERICA INVENTS ACT

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the bill (H.R. 1249) to amend title 35, United States Code, to provide for patent reform; and

The Senate proceeded to consider the bill.

The question being on passage of the bill.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That, on tomorrow, when the Senate resumes consideration of the bill, the following be the only first-degree amendments in order to be proposed:

Amendment No. 599, intended to be proposed by Mr. COBURN;

Amendment No. 600, intended to be proposed by Mr. SESSIONS;

Amendment No. 595, intended to be proposed by Ms. CANTWELL.

Ordered further, That there be a limitation of 5 hours for debate thereon; that 75 minutes therein be controlled by Mr. COBURN, or his designee; that 1 hour therein be controlled by Mr. SESSIONS, or his designee; that 45 minutes therein be controlled by Ms. CANTWELL, or her designee; that 1 hour be controlled by Mr. GRASSLEY, or his designee; that 1 hour be controlled by Mr. LEAHY, or his designee; and that, upon conclusion of debate, the Senate vote in “stacked” sequence in relation to the amendments in the following order: amendment No. 600, amendment No. 595, amendment No. 599.

Ordered further, That no amendment or point of order be in order to the amendments or bill prior to votes; and that, upon disposition of the amendments, the bill, as may be amended, be read the third time; and that the Senate then vote on passage of the bill, as may be amended.

PROVIDING FOR A JOINT SESSION OF CONGRESS

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the concurrent resolution (H. Con. Res. 74) providing for a joint session of Congress to receive a message from the President, received from the House of Representatives for concurrence on today, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING “NATIONAL CELIAC DISEASE AWARENESS DAY”

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 219) designating September 13, 2011, as “National Celiac Disease Awareness Day”.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING “NATIONAL ADULT EDUCATION AND FAMILY LITERACY WEEK”

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 258) supporting the designation of National Adult Education and Family Literacy Week, submitted today by Mrs. MURRAY (for herself, Mr. ALEXANDER, Mr. ENZI, Mr. WHITEHOUSE, Mr. WEBB, Mr. BEGICH, Mr. TIM JOHNSON, Ms. STABENOW, Mr. CARDIN, Mr. CASEY, Ms. MURKOWSKI, and Ms. MIKULSKI), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

JOINT RESOLUTION READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the joint resolution (S.J. Res. 26) expressing the sense of Congress that Secretary of the Treasury Timothy Geithner no longer holds the confidence of Congress or of the people of the United States, introduced today by Mr. PAUL, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the joint resolution be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

AUTHORITY FOR APPOINTMENT OF COMMITTEE OF ESCORT

By unanimous consent, on the request of Mr. REID,

Ordered, That the PRESIDENT of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort the President of the United States into the Chamber of the House of Representatives for a joint session at 7 p.m. on Thursday, September 8, 2011.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate resume consideration of bill H.R. 1249.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, SEPTEMBER 8, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the

Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, September 8, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

JOINT READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (S.J. Res. 26) expressing the sense of Congress that Secretary of the Treasury Timothy Geithner no longer holds the confidence of Congress or of the people of the United States, introduced on yesterday by Mr. PAUL, and read the first time on that day; which was read the second time.

Mr. REID objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would be placed on the calendar.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate:

PRESIDENT'S ADDRESS CONCERNING PROPOSALS TO CREATE JOBS AND IMPROVE THE ECONOMY -- PM 18

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with accompanying papers; which was ordered to lie on the table:

To the Congress of the United States:

Mr. Speaker, Mr. Vice President, Members of Congress, and fellow Americans:

Tonight we meet at an urgent time for our country. We continue to face an economic crisis that has left millions of our neighbors jobless, and a political crisis that has made things worse.

This past week, reporters have been asking "What will this speech mean for the President? What will it mean for Congress? How will it affect their polls, and the next election?"

But the millions of Americans who are watching right now: they don't care about politics. They have real life concerns. Many have spent months looking for work. Others are doing their best just to scrape by—giving up nights out with the family to save on gas or make the mortgage; postponing retirement to send a kid to college.

These men and women grew up with faith in an America where hard work and responsibility paid off. They believed in a country where everyone gets a fair shake and does their fair share—where if you stepped up, did your job, and were loyal to your company, that loyalty would be rewarded with a decent salary and good benefits; maybe a raise once in awhile. If you did the right thing, you could make it in America.

But for decades now, Americans have watched that compact erode. They have seen the deck too often stacked against them. And they know that Washington hasn't always put their interests first.

The people of this country work hard to meet their responsibilities. The question tonight is whether we'll meet ours. The question is whether, in the face of an ongoing national crisis, we can stop the political circus and actually do something to help the economy; whether we can restore some of the fairness and security that has defined this nation since our beginning.

Those of us here tonight can't solve all of our nation's woes. Ultimately, our recovery will be driven not by Washington, but by our businesses and our workers. But we can help. We can make a difference. There are steps we can take right now to improve people's lives.

I am sending this Congress a plan that you should pass right away. It's called the

American Jobs Act. There should be nothing controversial about this piece of legislation.

Everything in here is the kind of proposal that's been supported by both Democrats and Republicans—including many who sit here tonight. And everything in this bill will be paid for. Everything.

The purpose of the American Jobs Act is simple: to put more people back to work and more money in the pockets of those who are working. It will create more jobs for construction workers, more jobs for teachers, more jobs for veterans, and more jobs for the long-term unemployed. It will provide a tax break for companies who hire new workers, and it will cut payroll taxes in half for every working American and every small business. It will provide a jolt to an economy that has stalled, and give companies confidence that if they invest and hire, there will be customers for their products and services. You should pass this jobs plan right away.

Everyone here knows that small businesses are where most new jobs begin. And you know that while corporate profits have come roaring back, smaller companies haven't. So for everyone who speaks so passionately about making life easier for "job creators," this plan is for you.

Pass this jobs bill, and starting tomorrow, small businesses will get a tax cut if they hire new workers or raise workers' wages. Pass this jobs bill, and all small business owners will also see their payroll taxes cut in half next year. If you have 50 employees making an average salary, that's an \$80,000 tax cut. And all businesses will be able to continue writing off the investments they make in 2012.

It's not just Democrats who have supported this kind of proposal. Fifty House Republicans have proposed the same payroll tax cut that's in this plan. You should pass it right away.

Pass this jobs bill, and we can put people to work rebuilding America. Everyone here knows that we have badly decaying roads and bridges all over this country. Our highways are clogged with traffic. Our skies are the most congested in the world.

This is inexcusable. Building a world-class transportation system is part of what made us an economic superpower. And now we're going to sit back and watch China build newer airports and faster railroads? At a time when millions of unemployed construction workers could build them right here in America?

There are private construction companies all across America just waiting to get to work. There's a bridge that needs repair between Ohio and Kentucky that's on one of the busiest trucking routes in North America. A public transit project in Houston that will help clear up one of the worst areas of traffic in the country. And there are schools throughout this country that desperately need

renovating. How can we expect our kids to do their best in places that are literally falling apart? This is America. Every child deserves a great school—and we can give it to them, if we act now.

The American Jobs Act will repair and modernize at least 35,000 schools. It will put people to work right now fixing roofs and windows; installing science labs and high-speed internet in classrooms all across this country. It will rehabilitate homes and businesses in communities hit hardest by foreclosures. It will jumpstart thousands of transportation projects across the country. And to make sure the money is properly spent and for good purposes, we're building on reforms we've already put in place. No more earmarks. No more boondoggles. No more bridges to nowhere. We're cutting the red tape that prevents some of these projects from getting started as quickly as possible. And we'll set up an independent fund to attract private dollars and issue loans based on two criteria: how badly a construction project is needed and how much good it would do for the economy.

This idea came from a bill written by a Texas Republican and a Massachusetts Democrat. The idea for a big boost in construction is supported by America's largest business organization and America's largest labor organization. It's the kind of proposal that's been supported in the past by Democrats and Republicans alike. You should pass it right away.

Pass this jobs bill, and thousands of teachers in every state will go back to work. These are the men and women charged with preparing our children for a world where the competition has never been tougher. But while they're adding teachers in places like South Korea, we're laying them off in droves. It's unfair to our kids. It undermines their future and ours. And it has to stop. Pass this jobs bill, and put our teachers back in the classroom where they belong.

Pass this jobs bill, and companies will get extra tax credits if they hire America's veterans. We ask these men and women to leave their careers, leave their families, and risk their lives to fight for our country. The last thing they should have to do is fight for a job when they come home.

Pass this bill, and hundreds of thousands of disadvantaged young people will have the hope and dignity of a summer job next year. And their parents, low-income Americans who desperately want to work, will have more ladders out of poverty.

Pass this jobs bill, and companies will get a \$4,000 tax credit if they hire anyone who has spent more than six months looking for a job. We have to do more to help the long-term unemployed in their search for work. This jobs plan builds on a program in Georgia that several Republican leaders have highlighted, where people who collect unemployment

insurance participate in temporary work as a way to build their skills while they look for a permanent job. The plan also extends unemployment insurance for another year. If the millions of unemployed Americans stopped getting this insurance, and stopped using that money for basic necessities, it would be a devastating blow to this economy. Democrats and Republicans in this Chamber have supported unemployment insurance plenty of times in the past. At this time of prolonged hardship, you should pass it again—right away.

Pass this jobs bill, and the typical working family will get a fifteen hundred dollar tax cut next year. Fifteen hundred dollars that would have been taken out of your paycheck will go right into your pocket. This expands on the tax cut that Democrats and Republicans already passed for this year. If we allow that tax cut to expire—if we refuse to act—middle-class families will get hit with a tax increase at the worst possible time. We cannot let that happen. I know some of you have sworn oaths to never raise any taxes on anyone for as long as you live. Now is not the time to carve out an exception and raise middle-class taxes, which is why you should pass this bill right away.

This is the American Jobs Act. It will lead to new jobs for construction workers, teachers, veterans, first responders, young people and the long-term unemployed. It will provide tax credits to companies that hire new workers, tax relief for small business owners, and tax cuts for the middle-class. And here's the other thing I want the American people to know: the American Jobs Act will not add to the deficit. It will be paid for. And here's how:

The agreement we passed in July will cut government spending by about \$1 trillion over the next ten years. It also charges this Congress to come up with an additional \$1.5 trillion in savings by Christmas. Tonight, I'm asking you to increase that amount so that it covers the full cost of the American Jobs Act. And a week from Monday, I'll be releasing a more ambitious deficit plan—a plan that will not only allow us to boost jobs and growth in the short-term, but stabilize our debt in the long run.

This approach is basically the one I've been advocating for months. In addition to the trillion dollars of spending cuts I've already signed into law, it's a balanced plan that would reduce the deficit by making additional spending cuts; by making modest adjustments to health care programs like Medicare and Medicaid; and by reforming our tax code in a way that asks the wealthiest Americans and biggest corporations to pay their fair share. What's more, the spending cuts wouldn't happen so abruptly that they'd be a drag on our economy, or prevent us from helping small business and middle-class families get back on their feet right away.

Now, I realize there are some in my party who don't think we should make any changes at all to Medicare and Medicaid, and I understand their concerns. But here's the truth. Millions of Americans rely on Medicare in their retirement. And millions more will do so in the future. They pay for this benefit during their working years. They earn it. But with an aging population and rising health care costs, we are spending too fast to sustain the program. And if we don't gradually reform the system while protecting current beneficiaries, it won't be there when future retirees need it. We have to reform Medicare to strengthen it.

I'm also well aware that there are many Republicans who don't believe we should raise taxes on those who are most fortunate and can best afford it. But here is what every American knows. While most people in this country struggle to make ends meet, a few of the most affluent citizens and corporations enjoy tax breaks and loopholes that nobody else gets. Right now, Warren Buffett pays a lower tax rate than his secretary—an outrage he has asked us to fix. We need a tax code where everyone gets a fair shake, and everybody pays their fair share. And I believe the vast majority of wealthy Americans and CEOs are willing to do just that, if it helps the economy grow and gets our fiscal house in order.

I'll also offer ideas to reform a corporate tax code that stands as a monument to special interest influence in Washington. By eliminating pages of loopholes and deductions, we can lower one of the highest corporate tax rates in the world. Our tax code shouldn't give an advantage to companies that can afford the best-connected lobbyists. It should give an advantage to companies that invest and create jobs here in America.

So we can reduce this deficit, pay down our debt, and pay for this jobs plan in the process. But in order to do this, we have to decide what our priorities are. We have to ask ourselves, "What's the best way to grow the economy and create jobs?"

Should we keep tax loopholes for oil companies? Or should we use that money to give small business owners a tax credit when they hire new workers? Because we can't afford to do both. Should we keep tax breaks for millionaires and billionaires? Or should we put teachers back to work so our kids can graduate ready for college and good jobs? Right now, we can't afford to do both.

This isn't political grandstanding. This isn't class warfare. This is simple math. These are real choices that we have to make. And I'm pretty sure I know what most Americans would choose. It's not even close. And it's time for us to do what's right for our future.

The American Jobs Act answers the urgent need to create jobs right away. But we can't stop there. As I've argued since I ran for this office, we have to look beyond the immediate

crisis and start building an economy that lasts into the future—an economy that creates good, middle-class jobs that pay well and offer security. We now live in a world where technology has made it possible for companies to take their business anywhere. If we want them to start here and stay here and hire here, we have to be able to out-build, out-educate, and out-innovate every other country on Earth.

This task, of making America more competitive for the long haul, is a job for all of us. For government and for private companies. For states and for local communities—and for every American citizen. All of us will have to up our game. All of us will have to change the way we do business.

My administration can and will take some steps to improve our competitiveness on our own. For example, if you're a small business owner who has a contract with the federal government, we're going to make sure you get paid a lot faster than you do now. We're also planning to cut away the red tape that prevents too many rapidly-growing start-up companies from raising capital and going public. And to help responsible homeowners, we're going to work with Federal housing agencies to help more people refinance their mortgages at interest rates that are now near 4%—a step that can put more than \$2,000 a year in a family's pocket, and give a lift to an economy still burdened by the drop in housing prices.

Other steps will require Congressional action. Today you passed reform that will speed up the outdated patent process, so that entrepreneurs can turn a new idea into a new business as quickly as possible. That's the kind of action we need. Now it's time to clear the way for a series of trade agreements that would make it easier for American companies to sell their products in Panama, Colombia, and South Korea—while also helping the workers whose jobs have been affected by global competition. If Americans can buy Kias and Hyundais, I want to see folks in South Korea driving Fords and Chevys and Chryslers. I want to see more products sold around the world stamped with three proud words: "Made in America."

And on all of our efforts to strengthen competitiveness, we need to look for ways to work side-by-side with America's businesses. That's why I've brought together a Jobs Council of leaders from different industries who are developing a wide range of new ideas to help companies grow and create jobs.

Already, we've mobilized business leaders to train 10,000 American engineers a year, by providing company internships and training. Other businesses are covering tuition for workers who learn new skills at community colleges. And we're going to make sure the next generation of manufacturing takes root not in China or Europe, but right here, in the

United States of America. If we provide the right incentives and support—and if we make sure our trading partners play by the rules—we can be the ones to build everything from fuel-efficient cars to advanced biofuels to semiconductors that are sold all over the world. That's how America can be number one again. That's how America will be number one again.

Now, I realize that some of you have a different theory on how to grow the economy. Some of you sincerely believe that the only solution to our economic challenges is to simply cut most government spending and eliminate most government regulations.

Well, I agree that we can't afford wasteful spending, and I will continue to work with Congress to get rid of it. And I agree that there are some rules and regulations that put an unnecessary burden on businesses at a time when they can least afford it. That's why I ordered a review of all government regulations. So far, we've identified over 500 reforms, which will save billions of dollars over the next few years. We should have no more regulation than the health, safety, and security of the American people require. Every rule should meet that common sense test.

But what we can't do—what I won't do—is let this economic crisis be used as an excuse to wipe out the basic protections that Americans have counted on for decades. I reject the idea that we need to ask people to choose between their jobs and their safety. I reject the argument that says for the economy to grow, we have to roll back protections that ban hidden fees by credit card companies, or rules that keep our kids from being exposed to mercury, or laws that prevent the health insurance industry from shortchanging patients. I reject the idea that we have to strip away collective bargaining rights to compete in a global economy. We shouldn't be in a race to the bottom, where we try to offer the cheapest labor and the worst pollution standards. America should be in a race to the top. And I believe that's a race we can win.

In fact, this larger notion that the only thing we can do to restore prosperity is just dismantle government, refund everyone's money, let everyone write their own rules, and tell everyone they're on their own—that's not who we are. That's not the story of America.

Yes, we are rugged individualists. Yes, we are strong and self-reliant. And it has been the drive and initiative of our workers and entrepreneurs that has made this economy the engine and envy of the world.

But there has always been another thread running throughout our history—a belief that we are all connected; and that there are some things we can only do together, as a nation.

We all remember Abraham Lincoln as the leader who saved our Union. But in the middle of a Civil War, he was also a leader

who looked to the future—a Republican president who mobilized government to build the transcontinental railroad; launch the National Academy of Sciences; and set up the first land grant colleges. And leaders of both parties have followed the example he set.

Ask yourselves—where would we be right now if the people who sat here before us decided not to build our highways and our bridges; our dams and our airports? What would this country be like if we had chosen not to spend money on public high schools, or research universities, or community colleges? Millions of returning heroes, including my grandfather, had the opportunity to go to school because of the GI Bill. Where would we be if they hadn't had that chance?

How many jobs would it have cost us if past Congresses decided not to support the basic research that led to the Internet and the computer chip? What kind of country would this be if this Chamber had voted down Social Security or Medicare just because it violated some rigid idea about what government could or could not do? How many Americans would have suffered as a result?

No single individual built America on their own. We built it together. We have been, and always will be, one nation, under God, indivisible, with liberty and justice for all; a nation with responsibilities to ourselves and with responsibilities to one another. Members of Congress, it is time for us to meet our responsibilities.

Every proposal I've laid out tonight is the kind that's been supported by Democrats and Republicans in the past. Every proposal I've laid out tonight will be paid for. And every proposal is designed to meet the urgent needs of our people and our communities.

I know there's been a lot of skepticism about whether the politics of the moment will allow us to pass this jobs plan—or any jobs plan. Already, we're seeing the same old press releases and tweets flying back and forth. Already, the media has proclaimed that it's impossible to bridge our differences. And maybe some of you have decided that those differences are so great that we can only resolve them at the ballot box.

But know this: the next election is fourteen months away. And the people who sent us here—the people who hired us to work for them—they don't have the luxury of waiting fourteen months. Some of them are living week to week; paycheck to paycheck; even day to day. They need help, and they need it now.

I don't pretend that this plan will solve all our problems. It shouldn't be, nor will it be, the last plan of action we propose. What's guided us from the start of this crisis hasn't been the search for a silver bullet. It's been a commitment to stay at it—to be persistent—

to keep trying every new idea that works, and listen to every good proposal, no matter which party comes up with it.

Regardless of the arguments we've had in the past, regardless of the arguments we'll have in the future, this plan is the right thing to do right now. You should pass it. And I intend to take that message to every corner of this country. I also ask every American who agrees to lift your voice and tell the people who are gathered here tonight that you want action now. Tell Washington that doing nothing is not an option. Remind us that if we act as one nation, and one people, we have it within our power to meet this challenge.

President Kennedy once said, "Our problems are man-made—therefore they can be solved by man. And man can be as big as he wants."

These are difficult years for our country. But we are Americans. We are tougher than the times that we live in, and we are bigger than our politics have been. So let's meet the moment. Let's get to work, and show the world once again why the United States of America remains the greatest nation on Earth. Thank you, God bless you, and may God bless the United States of America.

BARACK OBAMA.

THE WHITE HOUSE, *September 8, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-2996. A communication from the Director of the Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the OMB Sequestration Update Report for Fiscal Year 2012, referred jointly, pursuant to the order of January 30, 1975 as modified by the order of April 11, 1986; to the Special Committee on Aging; Agriculture, Nutrition, and Forestry; Appropriations; Armed Services; Banking, Housing, and Urban Affairs; the Budget; Commerce, Science, and Transportation; Energy and Natural Resources; Environment and Public Works; Finance; Foreign Relations; Health, Education, Labor, and Pensions; Homeland Security and Governmental Affairs; Indian Affairs; Select Committee on Intelligence; the Judiciary; Rules and Administration; Small Business and Entrepreneurship; and Veterans' Affairs.

EC-2997. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Peppers from Panama" ((RIN0579-AD16)(Docket No. APHIS-2010-0002)) received in the Office of the President

of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2998. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Asian Longhorned Beetle; Quarantined Areas and Regulated Articles" (Docket No. APHIS-2010-0128) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2999. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "European Larch Canker; Expansion of Regulated Areas" (Docket No. APHIS-2011-0029) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3000. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "2-Propenoic acid, polymer with ethenylbenzene and (1-methylethenyl) benzene sodium acid; Tolerance Exemption" (FRL No. 8888-5) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3001. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pseudomonas fluorescens strain CL145A; Exemption from the Requirement of a Tolerance" (FRL No. 8884-6) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3002. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Horses from Contagious Equine Metritis-Affected Countries" ((RIN0579-AD31)(Docket No. APHIS-2008-0112)) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3003. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Tebuconazole; Pesticide Tolerances" (FRL No. 8885-4) received in the Office of the

President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3004. A communication from the Commission on Wartime Contracting in Iraq and Afghanistan, transmitting, pursuant to law, a report entitled "Transforming Wartime Contracting: Controlling Cost, Reducing Risk"; to the Committee on Armed Services.

EC-3005. A communication from the Secretary of Energy, transmitting, a legislative proposal relative to allowing the Department of Energy to restore certain information to the Restricted Data category; to the Committee on Armed Services.

EC-3006. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Increase the Use of Fixed-Price Incentive (Firm Target) Contracts" ((RIN0750-AH15)(DFARS Case 2011-D010)) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Armed Services.

EC-3007. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Export Administration Regulations: Netherlands Antilles, Curacao, Sint Maarten and Timor-Leste" (RIN0694-AF18) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3008. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Implementation of a Decision Adopted under the Australia Group (AG) Intersessional Silent Approval Procedures in 2010 and Related Editorial Amendments" (RIN0694-AF14) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3009. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the notification of the President's intent to exempt all military personnel accounts from sequester for fiscal year 2012, if a sequester is necessary; to the Committee on the Budget.

EC-3010. A communication from the Secretary of Energy, transmitting, pursuant to law, a report entitled "2011 Annual Plan: Ultra-Deepwater and Unconventional Natural Gas and Other Petroleum Resources Research and Development Program"; to the Committee on Energy and Natural Resources.

EC-3011. A communication from the Director, Office of Natural Resources

Revenue, Department of the Interior, transmitting, pursuant to law, a report entitled "Report to Congress: The Office of Natural Resources Revenue, Royalty in Kind Program" for fiscal year 2010; to the Committee on Energy and Natural Resources.

EC-3012. A communication from the Secretary of Energy, transmitting, pursuant to law, a report entitled "Department of Energy Activities Relating to the Defense Nuclear Facilities Safety Board Fiscal Year 2010"; to the Committee on Energy and Natural Resources.

EC-3013. A communication from the Senior Advisor, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Requiring Use of Electronic Services" (RIN0960-AH31) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Finance.

EC-3014. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0130 - 2011-0144); to the Committee on Foreign Relations.

EC-3015. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, status reports relative to Iraq for the period of April 21, 2011 through June 20, 2011; to the Committee on Foreign Relations.

EC-3016. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the manufacture of significant military equipment abroad and the export of defense articles, including, technical data, and defense services to Norway for the design, development and manufacture of the M72 Lightweight Anti-Armor Weapon system for several United States allies in Europe and Asia in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3017. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to support the Missile Firing Unit and Stunner Interceptor Subsystems of the David's Sling Weapon System for end-use by the Government of Israel in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3018. A communication from the Assistant Secretary, Bureau of Legislative

Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, certification for the export of defense articles, to include technical data related to the export of 5.56 mm rifles and accessories to the Critical National Infrastructure Security Force of the United Arab Emirates in the amount of \$1,000,000 or more; to the Committee on Foreign Relations.

EC-3019. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to U.S. military personnel and U.S. civilian contractors involved in the anti-narcotics campaign in Colombia (DCN OSS 2011-1395); to the Committee on Foreign Relations.

EC-3020. A communication from the Department of State, transmitting, pursuant to law, a report relative to a GAO Report entitled "Nuclear Nonproliferation: US Agencies Have Limited Ability to Account for, Monitor, and Evaluate the Security of US Nuclear Material Overseas" (DCN OSS 2011-1394); to the Committee on Foreign Relations.

EC-3021. A communication from the Department of Defense, transmitting, pursuant to law, a report relative to providing certain support to aid the government of Uzbekistan in its counter-terrorism activities in fiscal year 2011 (DCN OSS 2011-1396); to the Committee on Foreign Relations.

EC-3022. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to the United Kingdom in support of the sale of Hellfire II missiles in the amount of \$25,000,000 or more; to the Committee on Foreign Relations.

EC-3023. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services relative to the export of 5.56 mm rifles to the Ministry of Interior, General Directorate of Security, Turkish National Police in the amount of \$1,000,000 or more; to the Committee on Foreign Relations.

EC-3024. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to Singapore for the maintenance, repair, and overhaul of the F100 engines in the amount of \$50,000,000

or more; to the Committee on Foreign Relations.

EC-3025. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to Italy, Switzerland, and the United Kingdom for the support of mechanical, avionics, environmental and lighting systems for the Joint Cargo Aircraft C-27J and industrial baseline variants in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3026. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to support the design, manufacturing and delivery phases of the MEXSAT-3 Commercial Communications Satellite Program in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3027. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to the Republic of Korea for the sale of four C-130J-30 aircraft, related spares, and logistics support services in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3028. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to the United Kingdom and Singapore for the manufacture of and repair of Display Assembly Kits, Display Monitors, Display Unit Subassemblies and Control Panel Assemblies; to the Committee on Foreign Relations.

EC-3029. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to the support the manufacture of Communication and Navigation Equipment for end use by the Saudi Arabian Ministry of Defense and Aviation, Royal Saudi Air Force in the

amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3030. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Italy for the design, development and manufacture of F135 engine parts and components for the Joint Strike Fighter Aircraft in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3031. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Canada for the design, development and manufacture of the M72A5 Light Anti-Armor Weapon (LAW) system in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3032. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to South Korea for the manufacture, assembly and maintenance support of the XTG411 Series Transmission in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3033. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a proposed amendments to part 126 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-3034. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the Annual Report to Congress on the President's Emergency Plan for AIDS Relief; to the Committee on Foreign Relations.

EC-3035. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0121 - 2011-0129); to the Committee on Foreign Relations.

EC-3036. A communication from the Board Members, Railroad Retirement Board, transmitting, pursuant to law, the Board's

2011 report for the fiscal year ended September 30, 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-3037. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Food and Drug Administration's report relative to the Second Review of the Backlog of Postmarketing Requirements and Postmarketing Commitments; to the Committee on Health, Education, Labor, and Pensions.

EC-3038. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Sandia National Laboratories in Albuquerque, New Mexico, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3039. A communication from the Chairman, National Endowment for the Arts, transmitting, pursuant to law, a report relative to the Arts Endowment's inventory of commercial activities for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3040. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Performance Report of the Food and Drug Administration's Office of Combination Products for fiscal year 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-3041. A communication from the Deputy Director for Operations, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Part 4022) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3042. A communication from the Deputy Director for Policy, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Disclosure to Participants" (RIN1212-AB12) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3043. A communication from the Deputy Director for Policy, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Part 4022) received during recess of the Senate in the Office of the President of the Senate on

August 31, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3044. A communication from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Group Health Plans and Health Insurance Issuers Relating to Coverage of Preventive Services Under the Patient Protection and Affordable Care Act" (RIN1210-AB44) received during recess of the Senate in the Office of the President of the Senate on August 5, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3045. A communication from the Assistant Secretary for the Employment and Training Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Wage Methodology for the Temporary Non-Agricultural Employment H-2B Program; Amendment of Effective Date" (RIN1205-AB61) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3046. A communication from the Program Manager, National Institutes of Health, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Responsibility of Applicants for Promoting Objectivity in Research for which Public Health Service Funding is Sought and Responsible Prospective Contractors" (RIN0925-AA53) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3047. A communication from the Assistant General Counsel for Regulatory Services, Office of Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Office of Special Education and Rehabilitative Services -- Special Demonstration Programs -- National Technical Assistance Projects to Improve Employment Outcomes for Individuals with Disabilities -- Final Priority" (CFDA No. 84.235M) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3048. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; General and Plastic Surgery Devices; Classification of the Focused Ultrasound Stimulator System for Aesthetic Use" (Docket No. FDA-2011-N-0499) received during recess of the Senate in the Office of the President of the Senate on

August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3049. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Cardiovascular Devices; Classification of Electrocardiograph Electrodes" (Docket No. FDA-2007-N-0092) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3050. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Labeling for Bronchodilators to Treat Asthma; Cold, Cough, Allergy, Bronchodilator, and Antiasthmatic Drug Products for Over-the-Counter Human Use" (Docket No. FDA-1995-N-0031) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3051. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Neurological Devices; Classification of Repetitive Transcranial Magnetic Stimulation System" (Docket No. FDA-2011-N-0466) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3052. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Immunology and Microbiology Devices; Reclassification of the Herpes Simplex Virus Serological Assay Device" (Docket No. FDA-2010-N-0429) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3053. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Effective Date of Requirement for Premarket Approval for Three Class III Preamendments Devices" (Docket No. FDA-2010-N-0412) received during recess of the Senate in the Office of

the President of the Senate on August 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3054. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Rate Increase Disclosure and Review: Definitions of 'Individual Market' and 'Small Group Market'" (RIN0938-AR26) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3055. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Advisory Committee; Medical Imaging Drugs Advisory Committee; Re-Establishment" (Docket No. FDA-2010-N-0002) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3056. A communication from the Director, Office of Government Relations, Corporation for National and Community Service, transmitting, pursuant to law, the final report by the Office of the Inspector General on the Evaluation of the 2010 Social Innovation Fund Grant Application Review Process; to the Committee on Health, Education, Labor, and Pensions.

EC-3057. A communication from the Associate General Counsel for General Law, Office of General Counsel, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the position of Inspector General, Department of Homeland Security, received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3058. A communication from the Acting Executive Director, Commodity Futures Trading Commission, transmitting, pursuant to law, the Commission's fiscal year 2011 FAIR Act inventory; to the Committee on Homeland Security and Governmental Affairs.

EC-3059. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-152 "Healthy Schools Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3060. A communication from the Chairman of the National Transportation Safety Board, transmitting, pursuant to law, a report relative to the activities performed by the agency that are not inherently governmental functions; to the Committee on

Homeland Security and Governmental Affairs.

EC-3061. A communication from the Chairman of the National Transportation Safety Board, transmitting, pursuant to law, the Board's Fiscal Year 2010 Annual Report on The Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-3062. A communication from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Major System Acquisition; Earned Value Management" (RIN2700-AD29) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3063. A communication from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "NASA Implementation of Federal Acquisition Regulation (FAR) Award Fee Language Revision" (RIN2700-AD69) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3064. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Prevailing Rate Systems: Redefinition of the Northeastern Arizona and Southern Colorado Appropriated Fund Federal Wage System Wage Areas" (RIN3206-AM33) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3065. A communication from the Executive Secretary, National Labor Relations Board, transmitting, pursuant to law, the report of a rule entitled "Notification of Employee Rights under the National Labor Relations Act" (RIN3142-AA07) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3066. A communication from the General Counsel, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the report of a rule entitled "Cost Accounting Standards: Change to the CAS Applicability Threshold for the Inflation Adjustment to the Truth in Negotiations Act Threshold" (48 CFR Parts 9901 and 9903) received during recess of the Senate in the Office of the President of the Senate on August 29, 2011; to the Committee

on Homeland Security and Governmental Affairs.

EC-3067. A communication from the General Counsel, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the report of a rule entitled "Elimination of the Exemption from Cost Accounting Standards for Contracts and Subcontracts Executed and Performed Entirely Outside the United States, Its Territories, and Possessions" (48 CFR part 9903) received during recess of the Senate in the Office of the President of the Senate on August 29, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3068. A communication from the Acting District of Columbia Auditor, transmitting, pursuant to law, a report entitled "Audit of Funding Agreements Including Contracts, Loans, Grants, and Sub-grants Issued By the District of Columbia to Peaceoholics, Inc. From Fiscal Year (FY) 2006 to FY 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-3069. A communication from the Deputy General Counsel, Office of the General Counsel, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Boards and Committees" (RIN2700-AD50) received during recess of the Senate in the Office of the President of the Senate on August 5, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3070. A communication from the Director of Regulations and Disclosure Law, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Courtesy Notice of Liquidation" (RIN1515-AD67) received during recess of the Senate in the Office of the President of the Senate on August 12, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3071. A communication from the Senior Procurement Analyst, Office of the Secretary, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Acquisition Regulation Rewrite" (RIN1093-AA11) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3072. A communication from the Senior Procurement Analyst, Office of the Secretary, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Acquisition Regulation Miscellaneous Changes" (RIN1093-AA13) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3073. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-99 "Athletic Concussion Protection Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3074. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-100 "Southeast Federal Center/Yards Non-Discriminatory Grocery Store Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3075. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-101 "Closing of Streets and Alleys in and adjacent to Squares 4533, 4534, and 4535, S.O. 09-10850, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3076. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-102 "Brewery Manufacturer's Tasting Permit Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3077. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-103 "Closing of a Public Alley in Square 514, S.O. 09-9099, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3078. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-104 "Closing of a Public Alley in Square 451, S.O. 11-03672, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3079. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-105 "Closing of a Portion of Bryant Street, N.E., and a Portion of 22nd Street, N.E., S.O. 06-1262 Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3080. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-106 "Closing of a Portion of the Public Alley in Square 5148, S.O. 10-01784, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3081. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-107 "Arthur Capper/Carrollburg Public Improvements Revenue Bonds Temporary Amendment Act

of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3082. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-108 "Heights on Georgia Avenue Development Extension Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3083. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-109 "KIPP DC - Shaw Campus Property Tax Exemption Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3084. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-111 "District Department of Transportation Capital Project Review and Reconciliation Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3085. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-119 "Heat Wave Safety Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3086. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-151 "Distributed Generation Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3087. A communication from the Director, Congressional Affairs, Federal Election Commission, transmitting, pursuant to law, a report relative to revisions of two disclosure forms used by political committees to report campaign finance activity; to the Committee on Rules and Administration.

EC-3088. A communication from the Management and Program Analyst, Citizenship and Immigration Services, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Immigration Benefits Business Transformation, Increment I" (RIN1615-AB83) received during recess of the Senate in the Office of the President of the Senate on August 29, 2011; to the Committee on the Judiciary.

EC-3089. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Time for Payment of Certain Excise Taxes, and Quarterly Excise Tax Payments for Small Alcohol Excise Taxpayers" (RIN1513-AB43) received in the Office of the President of the

Senate on September 6, 2011; to the Committee on the Judiciary.

EC-3090. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report entitled "Report of the Proceedings of the Judicial Conference of the United States" for the March 2011 session; to the Committee on the Judiciary.

EC-3091. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Oklahoma Advisory Committee; to the Committee on the Judiciary.

EC-3092. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "Report of the Attorney General to the Congress of the United States on the Administration of the Foreign Agents Registration Act of 1938, as amended for the six months ending December 31, 2010"; to the Committee on the Judiciary.

EC-3093. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Per Diem Payments for the Care Provided to Eligible Veterans Evacuated from a State Home as a Result of an Emergency" (RIN2900-AN63) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Veterans' Affairs.

EC-3094. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Health Care for Homeless Veterans Program" (RIN2900-AN73) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Veterans' Affairs.

EC-3095. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Expansion of State Home Care for Parents of a Child Who Died While Serving in the Armed Forces" (RIN2900-AN96) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Veterans' Affairs.

EC-3096. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Technical Revisions to Conform to the Caregivers and Veterans

Omnibus Health Services Act of 2010" (RIN2900-AN85) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Veterans' Affairs.

EC-3097. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Rules Governing Hearings Before the Agency of Original Jurisdiction and the Board of Veterans' Appeals; Clarification" (RIN2900-AO06) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Veterans' Affairs.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. INOUE, from the Committee on Appropriations:

Special Report entitled "Allocation to Subcommittees of Budget Totals for Fiscal Year 2012" (Rept. No. 112-76).

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 657. A bill to encourage, enhance, and integrate Blue Alert plans throughout the United States in order to disseminate information when a law enforcement officer is seriously injured or killed in the line of duty.

By Mrs. BOXER, from the Committee on Environment and Public Works, without amendment:

S. 1525. An original bill to extend the authority of Federal-aid highway programs.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. GRAHAM:

S. 1523. A bill to prohibit the National Labor Relations Board from ordering any employers to close, relocate, or transfer employment under any circumstance; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HATCH:

S. 1524. A bill to authorize Western States to make selections of public land within their borders in lieu of receiving 5 percent of the proceeds of the sale of public land lying within said States as provided by their respective enabling Acts; to the Committee on Energy and Natural Resources.

By Mrs. BOXER:

S. 1525. An original bill to extend the authority of Federal-aid highway programs; from the Committee on Environment and Public Works; placed on the calendar.

By Mrs. GILLIBRAND (for herself and Mr. JOHANNIS):

S. 1526. A bill to amend the Internal Revenue Code of 1986 to provide a tax incentive for the installation and maintenance of mechanical insulation property; to the Committee on Finance.

By Mrs. HAGAN (for herself, Mr. BURR, Mr. BLUMENTHAL, Mr. ROBERTS, Mr. SCHUMER, Mr. LIEBERMAN, Mrs. FEINSTEIN, Mrs. MCCASKILL, Mr. UDALL of Colorado, Ms. LANDRIEU, Mr. BROWN of Ohio, Mr. NELSON of Florida, Mrs. BOXER, and Mr. GRAHAM):

S. 1527. A bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. JOHANNIS (for himself, Mr. GRASSLEY, Mr. LUGAR, Mr. BOOZMAN, Mr. ROBERTS, Mr. VITTER, Mr. KIRK, Mr. INHOFE, Mr. PAUL, Mr. JOHNSON of Wisconsin, Mr. SESSIONS, Mr. THUNE, Mr. ENZI, Mr. MORAN, Mr. ISAKSON, Mr. BLUNT, Mr. HOEVEN, Mr. CHAMBLISS, Mr. NELSON of Nebraska, and Mrs. MCCASKILL):

S. 1528. A bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, and for other purposes; to the Committee on Environment and Public Works.

By Mrs. GILLIBRAND:

S. 1529. A bill to require the Secretary of Agriculture to protect against foodborne illnesses, provide enhanced notification of recalled meat, poultry, eggs, and related food products, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. JOHANNIS (for himself, Mr. BARRASSO, Ms. COLLINS, Mr. INHOFE, Ms. SNOWE, Mr. PAUL, Mr. JOHNSON of Wisconsin, Mr. GRASSLEY, and Mr. ENZI):

S. 1530. A bill to amend chapter 8 of title 15, United States Code, to provide for congressional review of agency guidance documents; to the Committee on Homeland Security and Governmental Affairs.

By Mr. JOHANNIS (for himself, Mr. MCCAIN, Mr. INHOFE, Mr. PAUL, Mr. JOHNSON of Wisconsin, Mr. GRASSLEY, Mr. THUNE, Mr. BARRASSO, and Mr. ENZI):

S. 1531. A bill to provide a Federal regulatory moratorium, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BLUMENTHAL (for himself and Mr. BEGICH):

S. 1532. A bill to amend the Budget Control Act of 2011 to require the joint select committee of Congress to report findings and propose legislation to restore the Nation's workforce to full employment over the period of fiscal years 2012 and 2013; to the Committee on the Budget.

By Mr. BLUMENTHAL (for himself and Mr. BEGICH):

S. 1533. A bill to amend the Budget Control Act of 2011 to require the joint select committee of Congress to report findings and propose legislation to restore the Nation's workforce to full employment over the period of fiscal years 2012 and 2013; to the Committee on the Budget.

By Mr. NELSON of Florida:

S. 1534. A bill to prevent identity theft and tax fraud; to the Committee on Finance.

By Mr. BLUMENTHAL:

S. 1535. A bill to protect consumers by mitigating the vulnerability of personally identifiable information to theft through a security breach, providing notice and remedies to consumers in the wake of such a breach, holding companies accountable for preventable breaches, facilitating the sharing of post-breach technical information between companies, and enhancing criminal and civil penalties and other protections against the unauthorized collection or use of personally identifiable information; to the Committee on the Judiciary.

By Mr. PAUL:

S.J. Res. 27. A joint resolution disapproving a rule submitted by the Environmental Protection Agency relating to the mitigation by States of cross-border air pollution under the Clean Air Act; to the Committee on Environment and Public Works.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. MURKOWSKI (for herself, Mr. JOHNSON of South Dakota, and Mr. BEGICH):

S. Res. 259. A resolution designating September 9, 2011, as "National Fetal Alcohol Spectrum Disorders Awareness Day"; considered and agreed to.

By Mr. WEBB (for himself and Mr. WARNER):

S. Res. 260. A resolution commemorating the 75th anniversary of the dedication of Shenandoah National Park; considered and agreed to.

ADDITIONAL COSPONSORS

S. 217

At the request of Mr. DEMINT, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 217, a bill to amend the National Labor Relations Act to ensure the right of employees to a secret ballot election conducted by the National Labor Relations Board.

S. 260

At the request of Mr. NELSON of Florida, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 341

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 341, a bill to require the rescission or termination of Federal contracts and subcontracts with enemies of the United States.

S. 387

At the request of Mrs. BOXER, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from Virginia [Mr. WARNER] were added as cosponsors of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 598

At the request of Mrs. FEINSTEIN, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 603

At the request of Mr. NELSON of Florida, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 603, a bill to modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names.

S. 657

At the request of Mr. CARDIN, the names of the Senator from California [Mrs. FEINSTEIN] and the Senator from New York [Mr. SCHUMER] were added as cosponsors of S. 657, a bill to encourage, enhance, and integrate Blue Alert plans throughout the United States in order to disseminate information when a law enforcement officer is seriously injured or killed in the line of duty.

S. 815

At the request of Ms. SNOWE, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 933

At the request of Mr. SCHUMER, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 933, a bill to amend the Internal Revenue Code of 1986 to extend and increase the exclusion for benefits provided to volunteer firefighters and emergency medical responders.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1239

At the request of Mr. CASEY, the names of the Senator from New York [Mrs. GILLIBRAND], the Senator from New Jersey [Mr. MENENDEZ], the Senator from Connecticut [Mr. LIEBERMAN] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 1239, a bill to provide for a medal of appropriate design to be awarded by the President to the memorials established at the 3 sites honoring the men and women who perished as a result of the terrorist attacks on the United States on September 11, 2001.

S. 1248

At the request of Mr. CORNYN, his name was added as a cosponsor of S. 1248, a bill to prohibit the consideration of any bill by Congress unless the authority provided by the Constitution of the United States for the legislation can be determined and is clearly specified.

S. 1263

At the request of Mr. KOHL, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1263, a bill to encourage, enhance, and integrate Silver Alert plans throughout the United States and for other purposes.

S. 1288

At the request of Mr. ROBERTS, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 1288, a bill to exempt certain class A CDL drivers from the requirement to obtain a hazardous material endorsement while operating a service vehicle with a fuel tank containing 3,785 liters (1,000 gallons) or less of diesel fuel.

S. 1335

At the request of Mr. INHOFE, the names of the Senator from New Hampshire [Ms. AYOTTE], the Senator from South Carolina [Mr. DEMINT] and the Senator from Nevada [Mr. HELLER] were added as cosponsors of

S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1438

At the request of Mr. JOHNSON of Wisconsin, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1438, a bill to provide that no agency may take any significant regulatory action until the unemployment rate is equal to or less than 7.7 percent.

S. 1440

At the request of Mr. ALEXANDER, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1468

At the request of Mrs. SHAHEEN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1468, a bill to amend title XVIII of the Social Security Act to improve access to diabetes self-management training by authorizing certified diabetes educators to provide diabetes self-management training services, including as part of telehealth services, under part B of the Medicare program.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Arizona [Mr. MCCAIN] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

S. 1477

At the request of Mr. ROBERTS, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1477, a bill to require the Administrator of the Federal Aviation Administration to prevent the dissemination to the public of certain information with respect to noncommercial flights of private aircraft owners and operators.

S. 1493

At the request of Ms. MIKULSKI, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 1493, a bill to provide compensation to relatives of Foreign Service members killed in the line of duty and the relatives of United States citizens

who were killed as a result of the bombing of the United States Embassy in Kenya on August 7, 1998, and for other purposes.

S. 1521

At the request of Mrs. GILLIBRAND, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1521, a bill to provide assistance for agricultural producers adversely affected by damaging weather and other conditions relating to Hurricane Irene.

S. 1522

At the request of Mr. BLUMENTHAL, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1522, a bill to establish a joint select committee of Congress to report findings and propose legislation to restore the Nation's workforce to full employment over the period of fiscal years 2012 and 2013, and to provide for expedited consideration of such legislation by both the House of Representatives and the Senate.

SENATE JOINT RESOLUTION 25

At the request of Mr. CRAPO, his name was added as a cosponsor of Senate Joint Resolution 25, a joint resolution relating to the disapproval of the President's exercise of authority to increase the debt limit, as submitted under section 3101A of title 31, United States Code, on August 2, 2011.

SENATE RESOLUTION 251

At the request of Mr. CARPER, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of Senate Resolution 251, a resolution expressing support for improvement in the collection, processing, and consumption of recyclable materials throughout the United States.

SENATE RESOLUTION 253

At the request of Mr. HOEVEN, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of Senate Resolution 253, a resolution designating October 26, 2011, as "Day of the Deployed".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on September 8, 2011, at 10 a.m.

COMMITTEE ON ENVIRONMENT AND
PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on September 8, 2011, at 10 a.m. in room 406 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on September 8, 2011, at 9:30 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Tax Reform Options: International Issues."

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Examining Quality and Safety in Child Care: Giving Working Families Security, Confidence, and Peace of Mind" on September 8, 2011, at 10:15 a.m., in room 216 of the Hart Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on September 8, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SUBCOMMITTEE ON THE
CONSTITUTION, CIVIL RIGHTS AND
HUMAN RIGHTS

The Committee on the Judiciary, Subcommittee on the Constitution, Civil Rights and Human Rights, be authorized to meet during the session of the Senate on September 8, 2011, at 2 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "New State Voting Laws: Barriers to the Ballot?"

INTERNATIONAL DEVELOPMENT AND
FOREIGN ASSISTANCE, ECONOMIC
AFFAIRS, AND INTERNATIONAL
ENVIRONMENTAL PROTECTION
SUBCOMMITTEE

The Committee on Foreign Relations be authorized to meet during the session of the Senate on September 8, 2011, at 2:30 p.m., to hold a International Development and Foreign Assistance, Economic Affairs and International Environmental Protection subcommittee hearing entitled, "Afghanistan: Right Sizing the Development Footprint."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 11:52 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2832. An act to extend the Generalized System of Preferences, and for other purposes.

The message also announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 67. Concurrent resolution authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run.

LEAHY-SMITH AMERICA INVENTS
ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mr. SHERROD BROWN in the chair) laid before the Senate its pending business, viz, the bill (H.R. 1249) to amend title 35, United States Code, to provide for patent reform; and

The Senate resumed consideration of the bill.

The question being on passage of the bill.

Pending debate,

Pursuant to the order of yesterday,

On motion by Mr. SESSIONS (for himself, Mr. MANCHIN, Mr. COBURN, Mr. LEE, and Mrs. BOXER) to amend the bill on page 149, by striking all beginning on line 20 through line 16, on page 150 (being amendment No. 600).

Pending debate,

The pending amendment was laid aside, by unanimous consent.

The question being on passage of the bill.

Pursuant to the order of yesterday,

On motion by Ms. CANTWELL to amend the bill on page 119, by striking line all beginning 21 through line 11, on page 125, and inserting in lieu thereof other words (being amendment No. 595).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill.

Pursuant to the order of yesterday,

On motion by Mr. COBURN (for himself, Mr. DEMINT, Mrs. FEINSTEIN, Mrs. BOXER, Mr. MARK UDALL, Mr. ENZI, and Mr. BURR) to amend the bill on page 137, by striking all beginning on line 1 through line 9, on page 138, and inserting in lieu thereof other words (being amendment No. 599).

Mr. COBURN modified his pending amendment.

The question then being on agreeing to amendment No. 599, as modified, to the bill.

Pending debate,

By unanimous consent, on the request of Mr. KERRY,

Ordered, That, at 4 p.m., the Senate vote in "stacked" sequence in relation to the amendments and bill; that other provisions of the order of yesterday remain in effect; that the final 10 minutes prior thereto be equally divided and controlled for debate between the chairman and ranking member of the Committee on the Judiciary, or their designees; that the chairman control the final 5 minutes; and that there be 4 minutes, equally divided and controlled, for debate between the proponents and opponents between the votes.

The question being on agreeing to amendment No. 599, as modified, to the bill.

Pending debate,

The hour of 4 p.m. having passed,

Pursuant to the order of yesterday, as modified,

The question recurring on agreeing to amendment No. 600 to the bill.

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That each vote following the first be 10 minutes in duration.

The question being on agreeing to amendment No. 600 to the bill.

On motion by Mr. SESSIONS,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 47, nays... 51

[Rollcall Vote No. 126 Leg.]

YEAS --- 47

Alexander, Ayotte, Barrasso, Baucus, Boozman, Boxer, Cantwell, Casey, Chambliss, Coburn, Conrad, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Lee, Manchin, McCain, McCaskill, McConnell, Moran, Murkowski, Paul, Portman, Risch, Rubio, Sessions, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Vitter, Wicker.

NAYS --- 51

Akaka, Begich, Bennet, Bingaman, Blumenthal, Blunt, Brown (MA), Brown (OH), Burr, Cardin, Carper, Cochran, Collins, Coons, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Sanders, Schumer, Shaheen, Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

On motion by Mr. LEVIN to reconsider the vote disagreeing to the amendment.

On motion by Mr. KERRY,

The motion to reconsider was laid on the table.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 595 to the bill.

After debate,

On motion by Ms. CANTWELL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 13, nays... 85

[Rollcall Vote No. 127 Leg.]

YEAS --- 13

Boxer, Cantwell, Coburn, DeMint, Hatch, Johnson (WI), Lee, McCaskill, Murray, Pryor, Sessions, Udall (CO), Vitter.

NAYS --- 85

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Brown (MA), Brown (OH), Burr, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Nelson (NE), Nelson (FL), Portman, Reed, Reid, Risch, Roberts, Rubio, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

Mr. PAUL, when his name was called, answered "present".

So the amendment was not agreed to.

The question recurring on agreeing to amendment No. 599, as modified, to the bill.

After debate,

On motion by Mr. LEAHY to lay the pending amendment, as modified, on the table.

On motion by Mr. LEAHY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative--- yeas... 50, nays... 48

[Rollcall Vote No. 128 Leg.]

YEAS --- 50

Akaka, Baucus, Bennet, Bingaman, Blumenthal, Brown (MA), Brown (OH), Cardin, Carper, Casey, Cochran, Collins, Coons, Durbin, Franken, Gillibrand, Grassley, Hagan, Harkin, Hoeven, Inouye, Johnson (SD), Kerry, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Udall (NM), Webb, Whitehouse.

NAYS --- 48

Alexander, Ayotte, Barrasso, Begich, Blunt, Boozman, Boxer, Burr, Cantwell, Chambliss, Coats, Coburn, Conrad, Corker, Cornyn, Crapo, DeMint, Enzi, Feinstein, Graham, Hatch, Heller, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Klobuchar, Lee, McCain, McCaskill, McConnell, Moran, Paul, Portman, Risch, Roberts, Sessions, Snowe, Tester, Thune, Toomey, Udall (CO), Vitter, Warner, Wicker, Wyden.

So the motion was agreed to.

On motion by Mr. REID to reconsider the vote agreeing to the motion.

On motion by Mr. KERRY,

The motion to reconsider was laid on the table.

The question being on passage of the bill.

After debate,

On motion by Mr. LEAHY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill.

The bill was read the third time.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 89, nays... 9

[Rollcall Vote No. 129 Leg.]

YEAS --- 89

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Brown (MA), Brown (OH), Burr, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 9

Boxer, Cantwell, Coburn, DeMint, Johnson (WI), Lee, McCain, McCaskill, Paul.

So it was

Resolved, That the bill do pass.

On motion by Mr. REID to reconsider the vote on passage of the bill.

On motion by Mr. REID,

The motion to reconsider was laid on the table.

AUTHORITY FOR RECESS ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That, upon dissolution of the joint session, the Senate stand in recess subject to the call of the chair.

AUTHORIZING THE USE OF THE CAPITOL GROUNDS

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the concurrent resolution (H. Con. Res. 67) authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run, received from the House of Representatives for concurrence on today, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING THE USE OF EMANCIPATION HALL IN THE CAPITOL VISITOR CENTER

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the Committee on Rules and Administration be discharged from the further consideration of the concurrent resolution (S. Con. Res. 28) authorizing the use of Emancipation Hall in the Capitol Visitor Center for an event to award the Congressional Gold Medal, collectively, to the 100th Infantry Battalion, 442nd Regimental Combat Team, and the Military Intelligence Service, United States Army, in recognition of their dedicated service during World War II.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL FETAL ALCOHOL SPECTRUM DISORDERS AWARENESS DAY"

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 259) designating September 9, 2011, as "National Fetal Alcohol Spectrum Disorders Awareness Day", submitted today by Ms. MURKOWSKI (for herself, Mr. TIM JOHNSON, and Mr. BEGICH), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMEMORATING THE 75TH ANNIVERSARY OF THE DEDICATION OF SHENANDOAH NATIONAL PARK

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 260) commemorating the 75th anniversary of the dedication of Shenandoah National Park, submitted today by Mr. WEBB (for himself and Mr. WARNER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR RECESS ON TODAY

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the Senate recess until 6:30 p.m.

RECESS

Pursuant to the foregoing order,

At 6:12 p.m.,

The Senate recessed until 6:30 p.m.

AT 6:30 P.M.

The PRESIDING OFFICER called the Senate to order.

JOINT SESSION FOR ADDRESS BY THE PRESIDENT OF THE UNITED STATES

At 6:38 p.m.,

The Senate proceeded in a body to the Hall of the House of Representatives to hear an address by the President of the United States, the Honorable Barack H. Obama.

The VICE PRESIDENT appointed the following committee of Senators to join with a like committee on the part of the House of Representatives to escort the President of the United States into the Chamber of the House of Representatives: Mr. REID, Mr. DURBIN, Mr. SCHUMER, Mrs. MURRAY, Ms. STABENOW, Mr. BEGICH, Mr. MCCONNELL, Mr. KYL, Mr. ALEXANDER, Mr. BARRASSO, Mr. THUNE, Mr. CORNYN.

The two Houses being assembled,

The President of the United States addressed them, as follows:

“Mr. Speaker, Mr. Vice President, Members of Congress, and fellow Americans:

Tonight we meet at an urgent time for our country. We continue to face an economic crisis that has left millions of our neighbors jobless, and a political crisis that has made things worse.

This past week, reporters have been asking, What will this speech mean for the President? What will it mean for Congress? How will it affect their polls, and the next election?

But the millions of Americans who are watching right now don’t care about politics. They have real-life concerns. Many have spent months looking for work. Others are doing their best just to scrape by—giving up nights out with the family to save on gas or

make the mortgage, postponing retirement to send a kid to college.

These men and women grew up with faith in an America where hard work and responsibility paid off. They believed in a country where everyone gets a fair shake and does their fair share—where if you stepped up, did your job, and were loyal to your company, that loyalty would be rewarded with a decent salary and good benefits; maybe a raise once in a while. If you did the right thing, you could make it, anybody could make it in America.

But for decades now, Americans have watched that compact erode. They have seen the deck too often stacked against them. And they know that Washington has not always put their interests first.

The people of this country work hard to meet their responsibilities. The question tonight is whether we’ll meet ours. The question is whether, in the face of an ongoing national crisis, we can stop the political circus and actually do something to help the economy; whether we can restore some of the fairness and security that has defined this Nation since our beginning.

Those of us here tonight can’t solve all of our Nation’s woes. Ultimately, our recovery will be driven not by Washington, but by our businesses and our workers. But we can help. We can make a difference. There are steps we can take right now to improve people’s lives.

I am sending this Congress a plan that you should pass right away. It’s called the American Jobs Act. There should be nothing controversial about this piece of legislation. Everything in here is the kind of proposal that’s been supported by both Democrats and Republicans—including many who sit here tonight. And everything in this bill will be paid for. Everything.

The purpose of the American Jobs Act is simple: to put more people back to work and more money in the pockets of those who are working. It will create more jobs for construction workers, more jobs for teachers, more jobs for veterans, and more jobs for the long-term unemployed. It will provide a tax break for companies who hire new workers, and it will cut payroll taxes in half for every working American and every small business. It will provide a jolt to an economy that has stalled, and give companies confidence that if they invest and hire, there will be customers for their products and services. You should pass this jobs plan right away.

Everyone here knows that small businesses are where most new jobs begin. And you know that while corporate profits have come roaring back, smaller companies haven’t. So for everyone who speaks so passionately about making life easier for “job creators,” this plan’s for you.

Pass this jobs bill, and starting tomorrow, small businesses will get a tax cut if they hire

new workers or if they raise workers’ wages. Pass this jobs bill, and all small business owners will also see their payroll taxes cut in half next year. If you have 50 employees making an average salary, that’s an \$80,000 tax cut. And all businesses will be able to continue writing off the investments they make in 2012.

It’s not just Democrats who have supported this kind of proposal. Fifty House Republicans have proposed the same payroll tax cut that’s in this plan. You should pass it right away.

Pass this jobs bill, and we can put people to work rebuilding America. Everyone here knows that we have badly decaying roads and bridges all over this country. Our highways are clogged with traffic. Our skies are the most congested in the world. It’s an outrage.

Building a world-class transportation system is part of what made us an economic superpower. And now we’re going to sit back and watch China build newer airports and faster railroads? At a time when millions of unemployed construction workers could build them right here in America?

There are private construction companies all across America just waiting to get to work. There’s a bridge that needs repair between Ohio and Kentucky that’s on one of the busiest trucking routes in North America. There’s a public transit project in Houston that will help clear up one of the worst areas of traffic in the country. And there are schools throughout this country that desperately need renovating. How can we expect our kids to do their best in places that are literally falling apart? This is America. Every child deserves a great school—and we can give it to them, if we act now.

The American Jobs Act will repair and modernize at least 35,000 schools. It will put people to work right now fixing roofs and windows; installing science labs and high-speed Internet in classrooms all across this country. It will rehabilitate homes and businesses in communities hit hardest by foreclosures. It will jump-start thousands of transportation projects all across the country. And to make sure the money is properly spent, we’re building on reforms we’ve already put in place. No more earmarks. No more boondoggles. No more bridges to nowhere. We’re cutting the red tape that prevents some of these projects from getting started as quickly as possible. And we’ll set up an independent fund to attract private dollars and issue loans based on two criteria: how badly a construction project is needed and how much good it will do for the economy.

This idea came from a bill written by a Texas Republican and a Massachusetts Democrat. The idea for a big boost in construction is supported by America’s largest business organization and America’s largest labor organization. It’s the kind of

proposal that's been supported in the past by Democrats and Republicans alike. You should pass it right away.

Pass this jobs bill, and thousands of teachers in every State will go back to work. These are the men and women charged with preparing our children for a world where the competition has never been tougher. But while they're adding teachers in places like South Korea, we're laying them off in droves. It's unfair to our kids. It undermines their future and ours. And it has to stop. Pass this bill, and put our teachers back in the classroom where they belong.

Pass this jobs bill, and companies will get extra tax credits if they hire America's veterans. We ask these men and women to leave their careers, leave their families, and risk their lives to fight for our country. The last thing they should have to do is fight for a job when they come home.

Pass this bill, and hundreds of thousands of disadvantaged young people will have the hope and the dignity of a summer job next year; and their parents, low-income Americans who desperately want to work, will have more ladders out of poverty.

Pass this jobs bill, and companies will get a \$4,000 tax credit if they hire anyone who has spent more than 6 months looking for a job.

We have to do more to help the long-term unemployed in their search for work. This jobs plan builds on a program in Georgia that several Republican leaders have highlighted, where people who collect unemployment insurance participate in temporary work as a way of building their skills while they look for a permanent job. The plan also extends unemployment insurance for another year. If the millions of unemployed Americans stopped getting this insurance and stopped using that money for basic necessities, it would be a devastating blow to this economy. Democrats and Republicans in this Chamber have supported unemployment insurance plenty of times in the past. At this time of prolonged hardship, you should pass it again—right away.

Pass this jobs bill, and the typical working family will get a \$1,500 tax cut next year; \$1,500 that would have been taken out of your paycheck will go right into your pocket. This expands on the tax cut that Democrats and Republicans already passed for this year. If we allow that tax cut to expire—if we refuse to act—middle class families will get hit with a tax increase at the worst possible time. We can't let that happen. I know that some of you have sworn oaths to never raise any taxes on anyone for as long as you live. Now is not the time to carve out an exception and raise middle class taxes, which is why you should pass this bill right away.

This is the American Jobs Act. It will lead to new jobs for construction workers, for teachers, for veterans, for first responders, young people, and the long-term

unemployed. It will provide tax credits to companies that hire new workers, tax relief for small business owners, and tax cuts for the middle class. And here is the other thing I want the American people to know: The American Jobs Act will not add to the deficit. It will be paid for, and here's how:

The agreement we passed in July will cut government spending by about \$1 trillion over the next 10 years. It also charges this Congress to come up with an additional \$1.5 trillion in savings by Christmas. Tonight, I am asking you to increase that amount so that it covers the full cost of the American Jobs Act; and a week from Monday, I'll be releasing a more ambitious deficit plan, a plan that will not only cover the cost of this jobs bill but stabilize our debt in the long run.

This approach is basically the one I've been advocating for months. In addition to the trillion dollars of spending cuts I've already signed into law, it is a balanced plan that would reduce the deficit by making additional spending cuts, by making modest adjustments to health care programs like Medicare and Medicaid, and by reforming our Tax Code in a way that asks the wealthiest Americans and biggest corporations to pay their fair share. What's more, the spending cuts wouldn't happen so abruptly that they'd be a drag on our economy or prevent us from helping small businesses and middle class families get back on their feet right away.

Now, I realize there are some in our party who don't think we should make any changes at all to Medicare and Medicaid, and I understand their concerns, but here is the truth: millions of Americans rely on Medicare in their retirement, and millions more will do so in the future. They pay for this benefit during their working years. They earn it. But with an aging population and rising health care costs, we are spending too fast to sustain the program; and if we don't gradually reform the system while protecting current beneficiaries, it won't be there when future retirees need it. We have to reform Medicare to strengthen it.

I'm also well aware that there are many Republicans who don't believe we should raise taxes on those who are most fortunate and who can best afford it, but here is what every American knows: While most people in this country struggle to make ends meet, a few of the most affluent citizens and most profitable corporations enjoy tax breaks and loopholes that nobody else gets. Right now, Warren Buffett pays a lower tax rate than his secretary—an outrage he has asked us to fix. We need a Tax Code where everyone gets a fair shake and where everybody pays their fair share—and by the way, I believe the vast majority of wealthy Americans and CEOs are willing to do just that if it helps the economy grow and gets our fiscal house in order.

I'll also offer ideas to reform a corporate Tax Code that stands as a monument to special interest influence in Washington. By eliminating pages of loopholes and deductions, we can lower one of the highest corporate tax rates in the world. Our Tax Code should not give an advantage to companies that can afford the best-connected lobbyists. It should give an advantage to companies that invest and create jobs right here in the United States of America.

So we can reduce this deficit, pay down our debt, and pay for this jobs plan in the process, but in order to do this, we have to decide what our priorities are. We have to ask ourselves, What's the best way to grow the economy and create jobs?

Should we keep tax loopholes for oil companies or should we use that money to give small business owners a tax credit when they hire new workers? Because we can't afford to do both.

Should we keep tax breaks for millionaires and billionaires or should we put teachers back to work so our kids can graduate, ready for college and good jobs? Right now, we can't afford to do both.

This isn't political grandstanding. This isn't class warfare. This is simple math. These are real choices. These are real choices that we've got to make, and I'm pretty sure I know what most Americans would choose—it's not even close—and it's time for us to do what's right for our future.

The American Jobs Act answers the urgent need to create jobs right away, but we can't stop there. As I've argued since I ran for this office, we have to look beyond the immediate crisis and start building an economy that lasts into the future—an economy that creates good, middle class jobs that pay well and offer security. We now live in a world where technology has made it possible for companies to take their business anywhere. If we want them to start here and stay here and hire here, we have to be able to out-build and out-educate and out-innovate every other country on Earth.

This task of making America more competitive for the long haul, that's a job for all of us—for government and for private companies, for States and for local communities, and for every American citizen. All of us will have to up our game. All of us will have to change the way we do business.

My administration can and will take some steps to improve our competitiveness on our own. For example, if you're a small business owner who has a contract with the Federal Government, we're going to make sure you get paid a lot faster than you do right now. We're also planning to cut away the red tape that prevents too many rapidly growing start-up companies from raising capital and going public. And to help responsible homeowners, we're going to work with Federal housing agencies to help more people refinance their

mortgages at interest rates that are now near 4 percent. I know you guys must be for this because that's a step that can put more than \$2,000 a year in a family's pocket and give a lift to an economy still burdened by the drop in housing prices.

So some things we can do on our own. Other steps will require congressional action. Today, you passed reform that will speed up the outdated patent process so that entrepreneurs can turn a new idea into a new business as quickly as possible. That's the kind of action we need. Now it's time to clear the way for a series of trade agreements that would make it easier for American companies to sell their products in Panama, Colombia and South Korea while also helping the workers whose jobs have been affected by global competition.

If Americans can buy Kias and Hyundais, I want to see folks in South Korea driving Fords and Chevys and Chryslers. I want to see more products sold around the world stamped with three proud words: "Made in America." That's what we need to get done.

And on all of our efforts to strengthen competitiveness, we need to look for ways to work side by side with America's businesses. That's why I've brought together a jobs council of leaders from different industries who are developing a wide range of new ideas to help companies grow and create jobs.

Already, we've mobilized business leaders to train 10,000 American engineers a year by providing company internships and training. Other businesses are covering tuition for workers who learn new skills at community colleges, and we're going to make sure the next generation of manufacturing takes root, not in China or in Europe, but right here in the United States of America. If we provide the right incentives, the right support and if we make sure that our trading partners play by the rules, we can be the ones to build everything from fuel-efficient cars to advanced biofuels to semiconductors that we sell all around the world. That's how America can be number one again, and that's how America will be number one again.

Now, I realize that some of you have a different theory on how to grow the economy. Some of you sincerely believe that the only solution to our economic challenges is to simply cut most government spending and eliminate most government regulations.

I agree that we can't afford wasteful spending, and I'll work with you, with Congress, to root it out; and I agree that there are some rules and regulations that do put an unnecessary burden on businesses at a time when they can least afford it. That's why I ordered a review of all government regulations. So far, we've identified over 500 reforms which will save billions of dollars over the next few years. We should have no more regulation than the health, safety and security of the American people require.

Every rule should meet that commonsense test.

But what we can't do—what I will not do—is let this economic crisis be used as an excuse to wipe out the basic protections that Americans have counted on for decades. I reject the idea that we need to ask people to choose between their jobs and their safety. I reject the argument that says, for the economy to grow, we have to roll back protections that ban hidden fees by credit card companies or rules that keep our kids from being exposed to mercury or laws that prevent the health insurance industry from shortchanging patients. I reject the idea that we have to strip away collective bargaining rights to compete in a global economy.

We shouldn't be in a race to the bottom where we try to offer the cheapest labor and the worst pollution standards. America should be in a race to the top, and I believe we can win that race.

In fact, this larger notion that the only thing we can do to restore prosperity is just dismantle government, refund everyone's money, let everyone write their own rules, and tell everyone they're on their own—that's not who we are. That's not the story of America.

Yes, we are rugged individuals. Yes, we are strong and self-reliant. And it has been the drive and initiative of our workers and entrepreneurs that has made this economy the engine and envy of the world. But there has always been another thread running throughout our history—a belief that we are all connected and that there are some things we can only do together as a Nation.

We all remember Abraham Lincoln as the leader who saved our Union—the founder of the Republican Party—but in the middle of a Civil War, he was also a leader who looked to the future—a Republican President who mobilized government to build the Transcontinental Railroad, launch the National Academy of Sciences, set up the first land grant colleges; and leaders of both parties have followed the example he set.

Ask yourselves: Where would we be right now if the people who sat here before us decided not to build our highways, not to build our bridges, our dams, our airports? What would this country be like if we had chosen not to spend money on public high schools or research universities or community colleges? Millions of returning heroes, including my grandfather, had the opportunity to go to school because of the GI Bill. Where would we be if they hadn't had that chance?

How many jobs would it have cost us if past Congresses decided not to support the basic research that led to the Internet and the computer chip? What kind of country would this be if this Chamber had voted down Social Security or Medicare just because it violated some rigid idea about what

government could or could not do? How many Americans would have suffered as a result?

No single individual built America on their own. We built it together. We have been and always will be one Nation under God, indivisible, with liberty and justice for all—a Nation with responsibilities to ourselves and with responsibilities to one another.

Members of Congress, it is time for us to meet our responsibilities.

Every proposal I've laid out tonight is the kind that has been supported by Democrats and Republicans in the past. Every proposal I've laid out tonight will be paid for, and every proposal is designed to meet the urgent needs of our people and our communities.

Now, I know there has been a lot of skepticism about whether the politics of the moment will allow us to pass this jobs plan or any jobs plan. Already, we're seeing the same old press releases and tweets flying back and forth. Already, the media has proclaimed that it's impossible to bridge our differences, and maybe some of you have decided that those differences are so great that we can only resolve them at the ballot box.

But know this: the next election is 14 months away. And the people who sent us here—the people who hired us to work for them—they don't have the luxury of waiting 14 months. Some of them are living week to week, paycheck to paycheck, even day to day. They need help, and they need it now.

I don't pretend that this plan will solve all our problems. It should not be, nor will it be, the last plan of action we propose. What's guided us from the start of this crisis hasn't been the search for a silver bullet. It's been a commitment to stay at it, to be persistent, to keep trying every new idea that works and listen to every good proposal, no matter which party comes up with it.

Regardless of the arguments we've had in the past, regardless of the arguments we will have in the future, this plan is the right thing to do right now. You should pass it. And I intend to take that message to every corner of this country. And I ask every American who agrees to lift your voice. Tell the people who are gathered here tonight that you want action now. Tell Washington that doing nothing is not an option. Remind us that if we act as one Nation and one people, we have it within our power to meet this challenge.

President Kennedy once said, "Our problems are manmade. Therefore, they can be solved by man. And man can be as big as he wants."

These are difficult years for our country. But we are Americans. We are tougher than the times we live in, and we are bigger than our politics have been. So let's meet the moment. Let's get to work. And let's show the world once again why the United States

of America remains the greatest Nation on Earth.

Thank you very much. God bless you, and God bless the United States of America."

Upon conclusion of the address,

At 7:46 p.m.,

The Joint Session was dissolved; and

RECESS

At 7:46 p.m.,

Pursuant to the order of today,

The Senate recessed, subject to the call of the chair.

AT 7:49 P.M.

The ACTING PRESIDENT pro tempore called the Senate to order.

MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION S.J. RES. 25

On motion by Mr. REID that the Senate proceed to consider the joint resolution (S.J. Res. 25) relating to the disapproval of the President's exercise of authority to increase the debt limit, as submitted under section 3101A of title 31, United States Code, on August 2, 2011.

The question being on agreeing to the motion.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

The question being taken.

It was determined in the negative---

yeas... 45, nays... 52

[Rollcall Vote No. 130 Leg.]

YEAS --- 45

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Collins, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Risch, Roberts, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 52

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Corker, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Whitehouse, Wyden.

So the motion was not agreed to.

ORDERS FOR ADJOURNMENT UNTIL 9:45 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. CARDIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:45 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. CARDIN,

At 8:30 p.m.,

The Senate adjourned, under its order of today, until 9:45 a.m. on tomorrow.

FRIDAY, SEPTEMBER 9, 2011

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 9:45 a.m., the Chaplain offered a prayer, and Mr. WARNER led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, September 9, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WARNER took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

REPORT ON CONTINUATION OF THE NATIONAL EMERGENCY WITH RESPECT TO THE TERRORIST ATTACKS ON THE UNITED STATES OF SEPTEMBER 11, 2001 -- PM 19

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act, 50 U.S.C. 1622(d), provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. Consistent with this provision, I have sent to the *Federal Register* the enclosed notice, stating that the emergency declared with respect to the terrorist attacks on the United States of September 11, 2001, is to continue in effect for an additional year.

The terrorist threat that led to the declaration on September 14, 2001, of a national emergency continues. For this reason, I have determined that it is necessary to continue in effect after September 14, 2011, the national emergency with respect to the terrorist threat.

BARACK OBAMA.

THE WHITE HOUSE, *September 9, 2011.*

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. SCHUMER (for himself, Mr. CASEY, and Mrs. MCCASKILL):

S. 1536. A bill to require disclosure of the physical location of business agents engaging

in customer service communications, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. INOUE (for himself, Mr. SCHUMER, and Mrs. GILLIBRAND):

S. 1537. A bill to authorize the Secretary of the Interior to accept from the Board of Directors of the National September 11 Memorial and Museum at the World Trade Center Foundation, Inc., the donation of title to The National September 11 Memorial and Museum at the World Trade Center, and for other purposes; to the Committee on Energy and Natural Resources

ADDITIONAL COSPONSORS

S. 431

At the request of Mr. PRYOR, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 707

At the request of Mr. DURBIN, the names of the Senator from Louisiana [Ms. LANDRIEU], the Senator from Colorado [Mr. UDALL] and the Senator from Washington [Ms. CANTWELL] were added as cosponsors of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1239

At the request of Mr. CASEY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1239, a bill to provide for a medal of appropriate design to be awarded by the President to the memorials established at the 3 sites honoring the men and women who perished as a result of the terrorist attacks on the United States on September 11, 2001.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Missouri [Mrs. McCASKILL] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1467

At the request of Mr. BLUNT, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION

H.J. RES. 66

On motion by Mr. REID that the Senate proceed to consider the joint resolution (H.J. Res. 66) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider joint resolution H.J. Res. 66:

HARRY REID, DICK DURBIN, BARBARA BOXER, MARK R. WARNER, JEFF BINGAMAN, D. K. INOUE, E. BENJAMIN NELSON, PATTY MURRAY, FRANK R. LAUTENBERG, DANIEL K. AKAKA, JOHN KERRY, RON WYDEN, BILL NELSON, J. A. MERKLEY, S. WHITEHOUSE, MAX BAUCUS, CHUCK SCHUMER.

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 5:30 p.m., on Monday, September 12, 2011, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider joint resolution H.J. Res. 66.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to the motion to proceed.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, SEPTEMBER 12, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, September 12, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two

leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that, at 4:30 p.m., the Senate resume consideration of the motion to proceed to consider joint resolution H.J. Res. 66.

AUTHORITY FOR ADJOURNMENT ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate adjourn, following the remarks of Mr. WARNER.

Pending debate,

FALLEN HEROES OF 9/11 ACT

By unanimous consent, on the request of Mr. WARNER,

Ordered, That the Committee on Banking, Housing, and Urban Affairs be discharged from the further consideration of the bill (S. 1239) to provide for a medal of appropriate design to be awarded by the President to the memorials established at the 3 sites honoring the men and women who perished as a result of the terrorist attacks on the United States on September 11, 2001.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

After debate,

ADJOURNMENT

Under the authority of the order of today,

At 12:30 p.m.,

The PRESIDING OFFICER (Mr. MANCHIN in the chair) declared the Senate adjourned, under its order of today, until 2 p.m. on Monday, September 12, 2011.

MONDAY, SEPTEMBER 12, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

*Washington, DC, September 12, 2011.
To the Senate:*

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Friday, September 9, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Friday, September 9, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Friday, September 9, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mrs. Neiman, one of his secretaries:

LEGISLATIVE PROPOSAL ENTITLED THE "AMERICAN JOBS ACT" -- PM 20

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Finance:

To the Congress of the United States:

Today, I am pleased to submit to the Congress the enclosed legislative proposal, the "American Jobs Act of 2011," together with a section-by-section analysis of the legislation.

The American people understand that the economic crisis and the deep recession were not created overnight and will not be solved overnight. The economic security of the

middle class has been under attack for decades. That is why I believe we need to do more than just recover from this economic crisis—we need to rebuild the economy the American way, based on balance, fairness, and the same set of rules for everyone from Wall Street to Main Street. We can work together to create the jobs of the future by helping small business entrepreneurs, by investing in education, and by making things the world buys.

To create jobs, I am submitting the American Jobs Act of 2011—nearly all of which is made up of the kinds of proposals supported by both Republicans and Democrats, and that the Congress should pass right away to get the economy moving now. The purpose of the American Jobs Act of 2011 is simple: put more people back to work and put more money in the pockets of working Americans. And it will do so without adding a dime to the deficit.

First, the American Jobs Act of 2011 provides a tax cut for small businesses, to help them hire and expand now, and an additional tax cut to any business that hires or increases wages. In addition, the American Jobs Act of 2011 puts more money in the pockets of working and middle class Americans by cutting in half the payroll tax that comes out of the paycheck of every worker, saving typical families an average of \$1,500 a year.

Second, the American Jobs Act of 2011 puts more people back to work, including teachers laid off by State budget cuts, first responders and veterans coming back from Iraq and Afghanistan, and construction workers repairing crumbling bridges, roads and more than 35,000 schools, with projects chosen by need and impact, not earmarks and politics. It will repair and refurbish hundreds of thousands of foreclosed homes and businesses in communities across the country.

Third, the American Jobs Act of 2011 helps out-of-work Americans by extending unemployment benefits to help them support their families while looking for work, and by reforming the system with training programs that build real skills, connect to real jobs, and help the long-term unemployed. It bans employers from discriminating against the unemployed when hiring, and provides a new tax credit to employers hiring workers who have been out of a job for over 6 months. And, it expands job opportunities for hundreds of thousands of low-income youth and adults through a new Pathways Back to Work Fund that supports summer and year round jobs for youth; innovative new job training programs to connect low-income workers to jobs quickly; and successful programs to encourage employers to bring on disadvantaged workers.

Lastly, this legislation is fully paid for. The legislation includes specific offsets to close

corporate tax loopholes and asks the wealthiest Americans to pay their fair share that more than cover the cost of the jobs measures. The legislation also increases the deficit reduction target for the Joint Committee by the amount of the cost of the jobs package and specifies that, if the Committee reaches that higher target, then their measures would replace and turn off the specific offsets in this legislation.

I urge the prompt and favorable consideration of this proposal.

BARACK OBAMA.

THE WHITE HOUSE, *September 12, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3098. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "2,4-D; Pesticide Tolerances" (FRL No. 8881-7) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3099. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mandipropamid; Pesticide Tolerances for Emergency Exemptions" (FRL No. 8886-8) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3100. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Novaluron; Pesticide Tolerances" (FRL No. 8882-1) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3101. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Dicamba; Pesticide Tolerances" (FRL No. 8881-6) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3102. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to

law, the report of a rule entitled "Lipase, triacylglycerol; Exemption from the Requirement of a Tolerance" (FRL No. 8882-4) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3103. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Chromobacterium subtsugae strain PRAA4-1t; Exemption from the Requirement of a Tolerance" (FRL No. 8887-4) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3104. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Flubendiamide; Pesticide Tolerances; Technical Amendment" (FRL No. 8870-8) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3105. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Findings and Failure to Submit a Complete State Implementation Plan for Section 110(a) Pertaining to the 2006 Fine Particulate Matter (PM_{2.5}) NAAQS" (FRL No. 9460-4) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Environment and Public Works.

EC-3106. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Interim Final Determination to Stay and Defer Sanctions, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9462-1) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Environment and Public Works.

EC-3107. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plan; Utah; Maintenance Plan for the 1-Hour Ozone Standard for Salt Lake County and Davis County" (FRL No. 9460-6) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Environment and Public Works.

EC-3108. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Revised Motor Vehicle Emission Budgets for the Charleston, Huntington, Parkersburg, Weirton, and Wheeling 8-Hour Ozone Maintenance Areas" (FRL No. 9462-6) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Environment and Public Works.

EC-3109. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revision to the California State Implementation Plan; Yolo-Solano Air Quality Management District" (FRL No. 9456-6) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Environment and Public Works.

EC-3110. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Designation of Hazardous Substances; Designation, Reportable Quantities, and Notification" (FRL No. 9460-9) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Environment and Public Works.

EC-3111. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Interim Final Determination to Stay and Defer Sanctions, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9462-5) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Environment and Public Works.

EC-3112. A communication from the Secretary of Energy, transmitting, a legislative proposal relative to eliminating the requirement that the Department of Energy annually update workforce restructuring plans for defense nuclear facilities, and submitting these updates to Congress; to the Committee on Armed Services.

EC-3113. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the General Electric Co. in Evendale, Ohio, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3114. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a

report on D.C. Act 19-110 "Campaign Finance Reporting Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3115. A communication from the Secretary to the Council of the District of Columbia, transmitting, pursuant to law, a report on Council Resolution 19-144 "Transfers of Jurisdiction over Portions of Reservation 470 and Lot 811 in Square 1759 Approval Resolution of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3116. A communication from the Secretary to the Council of the District of Columbia, transmitting, pursuant to law, a report on Council Resolution 19-143 "Transfers of Jurisdiction over Portions of U.S. Reservation 542 and Lot 09 in Square 1772 Approval Resolution of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3117. A communication from the Executive Director, Christopher Columbus Fellowship Foundation, transmitting, pursuant to law, the General/Trust Fund Financial Statements for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3118. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "Report of the Attorney General to the Congress of the United States on the Administration of the Foreign Agents Registration Act of 1938, as amended for the six months ending December 31, 2010"; to the Committee on the Judiciary.

EC-3119. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (180); Amdt. No. 3434" (RIN2120-AA65) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3120. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (25); Amdt. No. 3435" (RIN2120-AA65) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3121. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Amdt. No.

3439" (RIN2120-AA65) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3122. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Amdt. No. 3438" (RIN2120-AA65) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3123. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (253); Amdt. No. 3436" (RIN2120-AA65) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3124. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class D and E Airspace; Fort Huachuca" ((RIN2120-AA66)(Docket No. FAA-2011-0359)) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3125. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Hearne, TX" ((RIN2120-AA66)(Docket No. FAA-2011-0214)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3126. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Ranger, TX" ((RIN2120-AA66)(Docket No. FAA-2010-1240)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3127. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Nephi, UT" ((RIN2120-AA66)(Docket No. FAA-2011-0184)) received during recess of the Senate in the Office of the President of the Senate on

August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3128. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Kayenta, AZ" ((RIN2120-AA66)(Docket No. FAA-2011-0393)) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3129. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Grand Marais, MN" ((RIN2120-AA66)(Docket No. FAA-2011-0047)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3130. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Hannibal, MO" ((RIN2120-AA66)(Docket No. FAA-2011-0046)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3131. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Staunton, VA" ((RIN2120-AA66)(Docket No. FAA-2010-1285)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3132. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Fulton, MO" ((RIN2120-AA66)(Docket No. FAA-2011-0121)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3133. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Ava, MO" ((RIN2120-AA66)(Docket No. FAA-2011-0122)) received during recess of the Senate in the Office of the President of the Senate on

August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3134. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Lakeland, FL" ((RIN2120-AA66)(Docket No. FAA-2011-0005)) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3135. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Alturas, CA" ((RIN2120-AA66)(Docket No. FAA-2011-0403)) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3136. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Glasgow, MT" ((RIN2120-AA66)(Docket No. FAA-2011-0362)) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3137. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Forsyth, MT" ((RIN2120-AA66)(Docket No. FAA-2011-0516)) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3138. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Talkeetna, AK" ((RIN2120-AA66)(Docket No. FAA-2011-0444)) received during recess of the Senate in the Office of the President of the Senate on August 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3139. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Yakutat, AK" ((RIN2120-AA66)(Docket No. FAA-2011-0244)) received during recess of the Senate in the Office of the President of the Senate on

August 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3140. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Aviation Fuel and Oil Operating Limitations: Policy Memorandum" ((RIN2120-AA64)(ANE-2010-33.7-5A)) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3141. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Houma Navigation Canal, from Waterway Mile Markers 19.0 to 20.0, Southwest of Bayou Plat, bank to bank, Terrebonne Parish, LA" ((RIN1625-AA00)-(Docket No. USCG-2011-0523)) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3142. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; San Diego POPS Fireworks, San Diego, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0567)) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3143. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Raritan River, Arthur Kill and their Tributaries, Staten Island, NY and Elizabeth, NJ" ((RIN1625-AA09)(Docket No. USCG-2010-1117)) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3144. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; July Fireworks Displays and Swim Events in the Captain of the Port New York Zone" ((RIN1625-AA00)-(Docket No. USCG-2011-0565)) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3145. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Fireworks within the Sector Boston Captain of the Port Zone" ((RIN1625-AA00)(Docket No. USCG-2011-

0507)) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3146. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Truman-Hobbs Alteration of the Elgin Joliet and Eastern Railroad Drawbridge; Illinois River, Morris, Illinois" ((RIN1625-AA00)(Docket No. USCG-2011-0584)) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3147. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (6); Amdt. No. 3437" (RIN2120-AA65) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3148. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Policy Clarifying Definition of 'Actively Engaged' for Purposes of Inspector Authorization" ((RIN2120-AA64)(Docket No. FAA-2010-1060)) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3149. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0718)) received in the Office of the President of the Senate on August 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3150. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0257)) received during recess of the Senate in the Office of the President of the Senate on August 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3151. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747 Airplanes and Model 767 Airplanes Equipped with General Electric Model CF6-80C2 or CF6-80A Series Engines" ((RIN2120-AA64)(Docket No. FAA-2008-0402)) received in the Office of the President of the Senate on August 2, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3152. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; SOCATA Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0530)) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3153. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Dassault Aviation Model FALCON 7X Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0631)) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3154. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Cessna Aircraft Company (Cessna) Models 337, 337A (USAF 02B), 337B, 337C, 337D, 337E, T337E, 337F, T337F, 337G, T337G, M337B, F337E, FT337E, F337F, FT337F, F337G, and FT337GP Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0450)) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3155. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Superior Air Parts and Lycoming Engines (Formerly Textron Lycoming) Fuel-Injected Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0547)) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3156. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of

Class D and Class E Airspace; Columbus Lawson AAF, GA" ((RIN2120-AA66)-(Docket No. FAA-2011-0012)) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3157. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Part 95 Instrument Flight Rules (30); Amdt. No. 495" (RIN2120-AA63) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3158. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Part 121 - Activation of Ice Protection" ((RIN2120-AJ43)(Docket No. FAA-2009-0675)) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3159. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Restrictions on Operators Employing Former Flight Standards Service Aviation Safety Inspectors" ((RIN2120-AJ36)(Docket No. FAA-2008-1154)) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3160. A communication from the Chief of Revenues and Receivables Group, Office of Managing Director - Financial Operations, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "In the Matter of Assessment and Collection of Regulatory Fees for Fiscal Year 2011" (MB Docket No. 11-76, FCC 11-114) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3161. A communication from the Deputy Bureau Chief of Staff, Public Safety and Homeland Security Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Implementing a Nationwide, Broadband, Interoperable Public Safety Network in the 700 MHz Band" (FCC 11-113) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3162. A communication from the Chief, Broadband Division, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Facilitating the Use of Microwave for Wireless Backhaul and Other Uses and to Provide Additional Flexibility to Broadcast Auxiliary Service and Operational Fixed Microwave Licenses" (WT Docket No. 10-153, FCC 11-120) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3163. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Leased Commercial Access; Development of Competition and Diversity in Video Programming Distribution and Carriage" (WT Docket No. 07-42, FCC 11-119) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3164. A communication from the Satellite Division Chief, International Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "The Establishment of Policies and Service Rules for the Broadcasting Satellite Service at the 17.3-17.7 GHz Frequency Band and at the 17.7-17.8 GHz Frequency Band and at the 124.75-25.25 GHz Frequency Band Internationally...for the Satellite Services Operating Bi-directionally in the 17.3-17.8 GHz Frequency Band" (IB Docket No. 06-123) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3165. A communication from the Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Structure and Practices of the Video Relay Service Program" (CG Docket No. 10-51) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3166. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Gearhart, Madras, and Manzanita, Oregon)" (MB Docket No. 10-118) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3167. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; Eau Claire, Wisconsin" (MB Docket No. 11-100) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to the Committee on Commerce, Science, and Transportation.

REPORTS OF A COMMITTEE

The following reports of a committee were submitted:

By Mr. HARKIN, from the Committee on Health, Education, Labor, and Pensions, without amendment:

S. 958. A bill to amend the Public Health Service Act to reauthorize the program of payments to children's hospitals that operate graduate medical education programs.

S. 1094. A bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. COLLINS (for herself, Mr. ALEXANDER, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. CORNYN, Mr. HOEVEN, Mrs. HUTCHISON, Mr. ISAKSON, Mr. KYL, Mr. MORAN, Mr. THUNE, Mr. KIRK, and Mr. ROBERTS):

S. 1538. A bill to provide for a time-out on certain regulations, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CORNYN (for himself and Mr. MENENDEZ):

S. 1539. A bill to provide Taiwan with critically needed United States-built multirole fighter aircraft to strengthen its self-defense capability against the increasing military threat from China; to the Committee on Foreign Relations.

By Mr. CASEY:

S. 1540. A bill to amend the Internal Revenue Code of 1986 to allow credits for the purchase of franchises by veterans; to the Committee on Finance.

By Mr. BENNET (for himself and Ms. AYOTTE):

S. 1541. A bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership; to the Committee on the Judiciary.

By Mr. BAUCUS (for himself and Mr. HATCH):

S. 1542. A bill to amend part B of title IV of the Social Security Act to extend the child and family services program through fiscal year 2016, and for other purposes; to the Committee on Finance.

By Mr. AKAKA:

S. 1543. A bill to amend chapters 83 and 84 of title 5, United States Code, to address retirement for Pentagon Force Protection Agency officers; to the Committee on Homeland Security and Governmental Affairs.

By Mr. TESTER (for himself and Mr. TOOMEY):

S. 1544. A bill to amend the Securities Act of 1933 to require the Securities and Exchange Commission to exempt a certain class of securities from such Act; to the Committee on Banking, Housing, and Urban Affairs.

ADDITIONAL COSPONSORS

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 227

At the request of Ms. COLLINS, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 265

At the request of Mr. COCHRAN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 265, a bill to authorize the acquisition of core battlefield land at Champion Hill, Port Gibson, and Raymond for addition to Vicksburg National Military Park.

S. 504

At the request of Mr. DEMINT, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 560

At the request of Mr. DURBIN, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 560, a bill to amend title XVIII of the Social Security Act to deliver a meaningful benefit and lower prescription drug prices under the Medicare program.

S. 576

At the request of Mr. HARKIN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 576, a bill to

amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education.

S. 633

At the request of Ms. SNOWE, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 633, a bill to prevent fraud in small business contracting, and for other purposes.

S. 722

At the request of Mr. WYDEN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 722, a bill to strengthen and protect Medicare hospice programs.

S. 743

At the request of Mr. AKAKA, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 743, a bill to amend chapter 23 of title 5, United States Code, to clarify the disclosures of information protected from prohibited personnel practices, require a statement in nondisclosure policies, forms, and agreements that such policies, forms, and agreements conform with certain disclosure protections, provide certain authority for the Special Counsel, and for other purposes.

S. 805

At the request of Mr. BAUCUS, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 805, a bill to amend the Consolidated Farm and Rural Development Act to improve the business and industry direct and guaranteed loan program of the Department of Agriculture.

S. 847

At the request of Mr. LAUTENBERG, the names of the Senator from Vermont [Mr. LEAHY] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 847, a bill to amend the Toxic Substances Control Act to ensure that risks from chemicals are adequately understood and managed, and for other purposes.

S. 866

At the request of Mr. TESTER, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 866, a bill to amend title 10, United States Code, to modify the per-fiscal year calculation of days of certain active duty or active service used to reduce the minimum age at which a member of a reserve component of the uniformed services may retire for non-regular service.

S. 1239

At the request of Mr. CASEY, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1239, a bill to provide for a medal of appropriate design to be awarded by the President to the memorials established at the 3 sites honoring the men and women who perished as a result of the terrorist attacks on the United States on September 11, 2001.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in person, and for other purposes.

S. 1392

At the request of Ms. COLLINS, the names of the Senator from Illinois [Mr. KIRK] and the Senator from Missouri [Mrs. MCCASKILL] were added as cosponsors of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1438

At the request of Mr. JOHNSON of Wisconsin, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1438, a bill to provide that no agency may take any significant regulatory action until the unemployment rate is equal to or less than 7.7 percent.

S. 1454

At the request of Mr. DURBIN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1454, a bill to amend title XVIII of the Social Security Act to provide for extended months of Medicare coverage of immunosuppressive drugs for kidney transplant patients and other renal dialysis provisions.

S. 1465

At the request of Mr. REED, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1465, a bill to authorize a pilot program on enhancements of Department of Defense efforts on mental health in the National Guard and Reserves through community partnerships, and for other purposes.

S. 1467

At the request of Mr. BLUNT, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1506

At the request of Mr. RUBIO, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1506, a bill to prevent the Secretary of the Treasury from expanding United States bank reporting requirements with respect to interest on deposits paid to nonresident aliens.

S. 1507

At the request of Mr. HATCH, the names of the Senator from Kansas [Mr. ROBERTS] and the Senator from Texas [Mr. CORNYN] were added as cosponsors of S. 1507, a bill to

provide protections from workers with respect to their right to select or refrain from selecting representation by a labor organization.

S. 1508

At the request of Mr. MENENDEZ, the names of the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from California [Mrs. BOXER], the Senator from Hawaii [Mr. INOUE], the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 1508, a bill to extend loan limits for programs of the Federal Housing Administration, the government-sponsored enterprises, and the Department of Veterans Affairs, and for other purposes.

S. 1527

At the request of Mrs. HAGAN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1528

At the request of Mr. JOHANNIS, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 1528, a bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, and for other purposes.

S. 1530

At the request of Mr. JOHANNIS, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 1530, a bill to amend chapter 8 of title 15, United States Code, to provide for congressional review of agency guidance documents.

S. 1531

At the request of Mr. JOHANNIS, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 1531, a bill to provide a Federal regulatory moratorium, and for other purposes.

SENATE RESOLUTION 248

At the request of Mr. KERRY, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of Senate Resolution 248, a resolution supporting the goals and ideals of National Brain Aneurysm Awareness Month.

SENATE RESOLUTION 253

At the request of Mr. HOEVEN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of Senate Resolution 253, a resolution designating October 26, 2011, as "Day of the Deployed".

AUTHORITY FOR COMMITTEE TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the following committee be authorized to meet during the session of the Senate:

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on September 12, 2011, at 4 p.m., in room 215 of the Dirksen Senate Office Building.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 2:50 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1892. An act to authorize appropriations for fiscal year 2012 for intelligence and intelligence-related activities of the United States Government, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

At 4:08 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 1249. An act to amend title 35, United States Code, to provide for patent reform.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

HOUSE BILL PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 1892. An act to authorize appropriations for fiscal year 2012 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION

H.J. RES. 66

The hour of 4:30 p.m. having passed, Pursuant to the order of Friday, September 9, 2011, as modified,

The PRESIDING OFFICER laid before the Senate its pending business, viz, the motion, made by Mr. REID on Friday, September 9, 2011, that the Senate proceed to consider the joint resolution (H.J. Res. 66) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. CONRAD,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; that, following morning business, the Senate resume consideration of the motion to proceed to consider joint resolution H.J. Res. 66; that, if the motion to bring to a close debate on the motion to proceed is agreed to, the time during morning business, recess, or adjournment be counted against the time for debate pursuant to rule XXII of the Standing Rules of the Senate; and that, if the motion is not agreed to, a motion to reconsider the vote by which the motion to proceed was not agreed to, be considered entered.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

AUTHORITY FOR ADJOURNMENT ON TODAY

By unanimous consent, on the request of Mr. CONRAD,

Ordered, That the Senate adjourn, upon conclusion of the vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider joint resolution H.J. Res. 66.

After debate,

MOTION TO BRING TO A CLOSE DEBATE ON THE MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION H.J. RES. 66

Pursuant to the order of Friday, September 9, 2011,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the motion, presented by Mr. REID on that day, to bring to a close debate on the motion to

proceed to consider joint resolution H.J. Res. 66.

Pursuant to the order of Friday, September 9, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the negative---
yeas... 53, nays... 33

[Rollcall Vote No. 131 Leg.]

YEAS --- 53

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Coats, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Heller, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Schumer, Shaheen, Snowe, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse.

NAYS --- 33

Alexander, Ayotte, Barrasso, Boozman, Burr, Chambliss, Coburn, Cochran, Corker, Cornyn, Crapo, Enzi, Graham, Grassley, Hatch, Isakson, Johanns, Johnson (WI), Kyl, Lee, Lugar, McCain, McConnell, Moran, Paul, Portman, Risch, Roberts, Sessions, Shelby, Thune, Toomey, Wicker.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

Pursuant to the order of today,

A motion to reconsider the foregoing vote was considered entered.

ADJOURNMENT

Under the authority of the order of today,

At 5:58 p.m.,

The PRESIDING OFFICER declared the Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, SEPTEMBER 13, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, September 13, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3168. A communication from the Administrator, Rural Housing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Intergovernmental Review" (7 CFR Parts 1778, 1942, 1944, 1948, 1951, 1980, 3560, 3565, 3570, 4274) received in the Office of the President of the Senate on September 8, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3169. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Commercial Transportation of Equines to Slaughter" ((RIN0579-AC49)(Docket No. APHIS-2006-0168)) received in the Office of the President of the Senate on September 8,

2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3170. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Atrazine, Chloroneb, Chlorthrifos, Clofencet, Endosulfan, et al; Tolerance Actions" (FRL No. 8883-9) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3171. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Sulfur Dioxide; Pesticide Tolerances for Emergency Exemptions" (FRL No. 8887-2) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3172. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Passive Radio Frequency Identification" ((RIN0750-AH05)(DFARS Case 2010-D014)) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Armed Services.

EC-3173. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Discussions Prior to Contract Award" ((RIN0750-AG82)(DFARS Case 2010-D013)) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Armed Services.

EC-3174. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Alternative Line Item Structure" ((RIN0750-AH02)(DFARS Case 2010-D017)) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Armed Services.

EC-3175. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Material Inspection and Receiving Report" (DFARS Case 2009-D023) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Armed Services.

EC-3176. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Construction and Architect-Engineer Services Performance Evaluation" ((RIN0750-AG91)(DFARS Case 2010-D024)) received in the Office of the President

of the Senate on September 12, 2011; to the Committee on Armed Services.

EC-3177. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Designation of a Contracting Officer's Representative" ((RIN0750-AH35)-(DFARS Case 2011-D037)) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Armed Services.

EC-3178. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Positive Law Codification of Title 41 U.S.C." ((RIN0750-AG38)(DFARS Case 2011-D036)) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Armed Services.

EC-3179. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Award Fee Reduction or Denial for Health or Safety Issues" ((RIN0750-AH37)(DFARS Case 2011-D033)) received in the Office of the President of the Senate on September 9, 2011; to the Committee on Armed Services.

EC-3180. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on September 8, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3181. A communication from the Acting Assistant Secretary for Housing-Federal Housing Commissioner, transmitting, pursuant to law, a report relative to the Federal Housing Administration's (FHA) General and Special Risk Insurance (GI/SRI) Fund and the FHA's Mutual Mortgage Insurance Fund; to the Committee on Banking, Housing, and Urban Affairs

EC-3182. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Ohio and West Virginia; Determinations of Attainment of the 1997 Annual Fine Particle Standard for Four Nonattainment Areas" (FRL No. 9463-1) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Energy and Natural Resources.

EC-3183. A communication from the Chief of the Recovery and Delisting Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the

report of a rule entitled "Endangered and Threatened Wildlife and Plants; Removal of *Echinacea tennesseensis* (Tennessee Purple Coneflower) from the Federal List of Endangered and Threatened Plants" (RIN1018-AW26) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Environment and Public Works.

EC-3184. A communication from the Acting Chair of the Federal Subsistence Board, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Subsistence Management Regulations for Public Lands in Alaska - Subpart B, Federal Subsistence Board" (RIN1018-AX52) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Environment and Public Works.

EC-3185. A communication from the Acting Chief of the Foreign Species Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Listing Six Foreign Birds as Endangered Throughout Their Range" (RIN1018-AW39) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Environment and Public Works.

EC-3186. A communication from the Wildlife Biologist, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Migratory Bird Hunting; Migratory Bird Hunting Regulations on Certain Federal Indian Reservations and Ceded Lands for the 2011-12 Early Season" (RIN1018-AX34) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Environment and Public Works.

EC-3187. A communication from the Wildlife Biologist, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Migratory Bird Hunting; Early Seasons and Bag and Possession Limits for Certain Migratory Game Birds in the Contiguous United States, Alaska, Hawaii, Puerto Rico, and the Virgin Islands" (RIN1018-AX34) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Environment and Public Works.

EC-3188. A communication from the Wildlife Biologist, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Migratory Bird Hunting; Final Frameworks for Early-Season Migratory Bird Hunting Regulations" (RIN1018-AX34) received in the Office of the President of the Senate on September 12, 2011; to the

Committee on Environment and Public Works.

EC-3189. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Ohio and West Virginia; Determinations of Attainment of the 1997 Annual Fine Particulate Standard for Four Nonattainment Areas" (FRL No. 9463-1) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Environment and Public Works.

EC-3190. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Texas; Revisions to Permits by Rule and Regulations for Control of Air Pollution by Permits for New Construction or Modification" (FRL No. 9463-6) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Environment and Public Works.

EC-3191. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Priorities List, Final Rule No. 52" (FRL No. 9464-6) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Environment and Public Works.

EC-3192. A communication from the Director of Human Resources, Office of Administration and Resources Management, Environmental Protection Agency, transmitting, pursuant to law, a report relative to a vacancy in the position of Assistant Administrator for Water, received in the Office of the President of the Senate on September 8, 2011; to the Committee on Environment and Public Works.

EC-3193. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Advisory Committee; Change of Name and Function; Technical Amendment" (Docket No. FDA-2011-N-0002) received in the Office of the President of the Senate on September 8, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3194. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Department's Fiscal Year 2008 Low Income Home Energy Assistance Program (LIHEAP)

Report; to the Committee on Health, Education, Labor, and Pensions.

EC-3195. A communication from the Inspector General, Railroad Retirement Board, transmitting, pursuant to law, a report relative to the Office of Inspector General's budget request for the fiscal year 2013; to the Committee on Health, Education, Labor, and Pensions.

EC-3196. A communication from the Board Members, Railroad Retirement Board, transmitting, pursuant to law, a report relative to the Board's budget request for the fiscal year 2013; to the Committee on Health, Education, Labor, and Pensions.

EC-3197. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to Canada for development, testing, and manufacture of the Improved Drive System transmission system and parts thereof, for the AH-64D Apache helicopter Block III upgrade for end-use by the U.S. Army in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3198. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the manufacture of significant military equipment abroad involving the export of defense articles, including technical data, and defense services to Mexico for the pre-cast and post-cast finishing operations of military aircraft, tank, and naval engine components to include engine hot-section blades for end use by United States military engine manufacturers in the amount of \$29,500,000; to the Committee on Foreign Relations.

EC-3199. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Prevailing Rate Systems; Abolishment of Monmouth, New Jersey, as a Nonappropriated Fund Federal Wage System Wage Area" (RIN3206-AM49) received in the Office of the President of the Senate on September 8, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3200. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Pay for Sunday Work" (RIN3206-AM08) received in the Office of the President of the Senate on September 8, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3201. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Personnel Records" (RIN3206-AM05) received in the Office of the President of the Senate on September 8, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3202. A communication from the Director, Retirement Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Federal Employees' Retirement System; Present Value Conversion Factors for Spouses of Deceased Separated Employees" (RIN3206-AM29) received in the Office of the President of the Senate on September 8, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3203. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA) Quarterly Report to Congress; Third Quarter of Fiscal Year 2011"; to the Committee on Veterans' Affairs.

EC-3204. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Side Impact Protection" (RIN2127-AK82) received in the Office of the President of the Senate on September 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3205. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Uniform Criteria for State Observational Surveys of Seat Belt Use" (RIN2127-AK41) received in the Office of the President of the Senate on September 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3206. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Occupant Crash Protection" (RIN2127-AK25) received in the Office of the President of the Senate on September 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3207. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Lamps, Reflective Devices, and Associated Equipment" (RIN2127-AL00) received in the Office of

the President of the Senate on September 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3208. A communication from the Assistant Chief Counsel for General Law, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials: Minor Editorial Corrections and Clarifications" (RIN2137-AE77) received in the Office of the President of the Senate on September 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3209. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Certification; Importation of Vehicles and Equipment Subject to Federal Safety, Bumper, and Theft Prevention Standards; Registered Importers of Vehicles Not Originally Manufactured to Conform to the Federal Motor Vehicle Safety Standards" (RIN2127-AK32) received in the Office of the President of the Senate on September 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3210. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Inseason Action To Close the Commercial Non-Sandbar Large Coastal Shark Research Fishery" (RIN0648-XA580) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3211. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries; Northern Area Trophy Fishery" (RIN0648-XA550) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3212. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Northern Rockfish for Catcher/Processors Participating in the Rockfish Limited Access Fishery in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA594) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3213. A communication from the Acting Director, Office of Sustainable

Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pelagic Shelf Rockfish for Catcher/Processors Participating in the Rockfish Limited Access Fishery in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA588) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3214. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Western Aleutian District of the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA589) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3215. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch for Catcher/Processors Participating in the Rockfish Limited Access Fishery in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA587) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3216. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod for American Fisheries Act Catcher/Processors Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA616) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3217. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch for Catcher Vessels Participating in the Rockfish Entry Level Trawl Fishery in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA612) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3218. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a

rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Northern Rockfish in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA547) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-61. A resolution adopted by the Commission of Wayne County of the State of Michigan relative to support of an integrated network of high-speed trains and expanded Amtrak service as a key to economic development, job creation and fuel consumption reduction; to the Committee on Commerce, Science, and Transportation.

POM-62. A joint resolution adopted by the Senate of the State of California urging Congress to enact federal legislation to modernize the federal Toxic Substances Control Act of 1976 by strengthening chemical management through specified policy reforms; to the Committee on Environment and Public Works.

SENATE JOINT RESOLUTION NO. 3

Whereas, children and pregnant women are uniquely vulnerable to the health threats of toxic chemicals, and early life chemical exposures have been linked to chronic disease later in life; and

Whereas, a growing body of peer-reviewed scientific evidence links exposure to toxic chemicals to many diseases and health conditions that are rising in incidence, including childhood cancers, prostate cancer, breast cancer, learning and developmental disabilities, infertility, and obesity; and

Whereas, the President's Cancer Panel report released in May 2010 states "the true burden of environmentally induced cancers has been grossly underestimated," and the panel advised the President of the United States "to use the power of your office to remove the carcinogens and other toxins from our food, water, and air that needlessly increase health care costs, cripple our nation's productivity, and devastate American lives"; and

Whereas, workers in a range of industries are exposed to toxic chemicals which pose threats to their health, increasing worker absenteeism, workers' compensation claims, and health care costs that burden the economy; and

Whereas, a recent national poll found that 78 percent of American voters were seriously concerned about the threat to children's health from exposure to toxic chemicals in day-to-day life; and

Whereas, states bear an undue burden from toxic chemicals, including health care costs and environmental damages, disadvantaging businesses that lack information on chemicals in their supply chain, and increasing demands for state regulation; and

Whereas, the federal Toxic Substances Control Act of 1976 (TSCA; 15 U.S.C. Sec. 2601 et seq.), the primary governing federal statute, was intended to authorize the federal Environmental Protection Agency (EPA) to protect public health and the environment from toxic chemicals; and

Whereas, when TSCA was passed, about 62,000 chemicals in commerce were "grandfathered in" without any required testing for health and safety hazards or any restrictions on usage; and

Whereas, in the 35 years since the enactment of TSCA, the EPA has required chemical companies to test only about 200 of those chemicals for health hazards and has issued partial restrictions on only five chemicals; and

Whereas, TSCA has been widely recognized as ineffective and obsolete due to legal and procedural hurdles that prevent the EPA from taking quick and effective regulatory action to protect the public against well-known chemical threats; and

Whereas, a strong uniform federal standard would be beneficial to both consumers and businesses; and

Whereas, in January 2009, the United States General Accounting Office (GAO) added the EPA's regulatory program for assessing and controlling toxic chemicals to its list of "high risk" government programs that are not working as intended, finding that the EPA has been unable to complete assessments of chemicals of the highest concern. The EPA requires additional authority to obtain health and safety information from the chemical industry and to shift more of the burden to chemical companies to demonstrate the safety of their products. TSCA does not provide sufficient chemical safety data for public use by consumers, businesses, and workers and fails to create incentives to develop safer alternatives; and

Whereas, the National Conference of State Legislatures unanimously adopted a resolution in July 2009 that articulated principles for the reform of TSCA and called on Congress to act to update the law; and

Whereas, in August 2010, the Environmental Council of the States (ECOS), the national association of state environmental agency directors, unanimously adopted a resolution entitled "Reforming the Toxic Substances Control Act," which endorsed specific policy reforms; and

Whereas, ten states have come together to launch the Interstate Chemicals Clearinghouse (IC2) to coordinate state chemical information management programs,

and a coalition of 13 states issued guiding principles for TSCA reform; and

Whereas, seventy-one state laws on chemical safety have been enacted and signed into law in 18 states with broad bipartisan support over the last eight years; and

Whereas, California's policy leadership on chemical management, although outstanding, cannot substitute for congressional leadership to reform TSCA, a reform which all parties agree is urgently needed; and

Whereas, TSCA is the only major federal environmental statute that has never been updated or reauthorized; and

Whereas, legislation to substantially reform TSCA was introduced during the 109th Congress in 2005, the 110th Congress in 2008, and again in the 111th Congress in 2010; Now, therefore, be it

Resolved by the Senate and the Assembly of the State of California, jointly, That the California State Legislature urges the President and the 112th Congress of the United States to enact federal legislation to modernize the federal Toxic Substances Control Act of 1976 by strengthening chemical management through policy reforms that would do all of the following:

(a) Require producers and importers to perform comprehensive toxicity testing on their products and to fully disclose the results of their testing.

(b) Require producers and importers to disclose the identities of chemicals in their products.

(c) Require immediate action to reduce or eliminate the worst chemicals, including persistent, bioaccumulative, and toxic chemicals, which are known as PBTs, and other priority toxic chemicals, to which there is already widespread exposure.

(d) Preserve the authority of state and tribal governments to operate chemical management programs that are more protective than the programs established by the federal government.

(e) Establish health safety standards for chemicals that rely on the best available science to protect the most vulnerable, including children and the developing fetus.

(f) Support those chemical manufacturers that are striving to establish that all existing and new chemicals are not harmful to human health, and to provide essential health and safety information on chemicals to inform the market, consumers, and the public.

(g) Reward innovation by fast-tracking the approval of new, demonstrably safer chemicals, and invest in green chemistry research and workforce development to boost American business and spur jobs making safer alternatives.

(h) Promote environmental justice by developing action plans to reduce disproportionate exposure to toxic chemicals in "hot spots" communities;

Resolved, That the Secretary of the Senate transmit copies of this resolution to the President and Vice President of the United States, to the President pro Tempore of the United States Senate, to the Speaker of the House of Representatives, to each Senator and Representative from California in the Congress of the United States, and to the author for appropriate distribution.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. JOHNSON, of South Dakota, from the Committee on Banking, Housing, and Urban Affairs, without amendment:

S. 1547. A bill to reauthorize the Export-Import Bank of the United States, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. INHOFE:

S. 1545. A bill to designate Taiwan as a visa waiver program country under section 217(c) of the Immigration and Nationality Act; to the Committee on the Judiciary.

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

S. 1546. A bill to authorize certain programs of the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. JOHNSON of South Dakota:

S. 1547. A bill to reauthorize the Export-Import Bank of the United States, and for other purposes; from the Committee on Banking, Housing, and Urban Affairs; placed on the calendar.

By Mr. JOHNSON of South Dakota:

S. 1548. A bill to extend the National Flood Insurance Program until December 31, 2011; to the Committee on Banking, Housing, and Urban Affairs

By Mr. REID (by request):

S. 1549. A bill to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs; read the first time.

By Mr. BROWN of Ohio (for himself and Mr. REED):

S. 1550. A bill to establish the National Infrastructure Bank to provide financial assistance for qualified infrastructure projects selected by the Bank, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. KIRK (for himself, Mr. ALEXANDER, Mr. RUBIO, and Mr. WYDEN):

S. 1551. A bill to establish a smart card pilot program under the Medicare program; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. FEINSTEIN (for herself, Mr. GRASSLEY, Mr. BLUMENTHAL, Mr. WHITEHOUSE, Mr. DURBIN, Mr. ROCKEFELLER, Mr. MANCHIN, and Mr. PORTMAN):

S. Res. 261. A resolution designating the month of October 2011 as "National Medicine Abuse Awareness Month"; to the Committee on the Judiciary.

By Ms. STABENOW (for herself and Ms. SNOWE):

S. Res. 262. A resolution designating the week beginning on September 12, 2011, and ending on September 16, 2011, as "National Health Information Technology Week" to recognize the value of health information technology in improving health quality; considered and agreed to.

By Mr. NELSON of Nebraska (for himself and Ms. COLLINS):

S. Res. 263. A resolution designating the week beginning September 11, 2011, as "National Direct Support Professionals Recognition Week"; considered and agreed to.

By Mr. PRYOR (for himself and Mr. BOOZMAN):

S. Res. 264. A resolution designating September 12, 2011, as "National Day of Encouragement."; considered and agreed to.

By Mr. NELSON of Florida (for himself and Mr. RUBIO):

S. Res. 265. A resolution honoring the lifetime achievements of E. Thom Rumberger; considered and agreed to.

ADDITIONAL COSPONSORS

S. 20

At the request of Mr. HATCH, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 274

At the request of Mrs. HAGAN, the names of the Senator from New York [Mrs. GILLIBRAND] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 274, a bill to amend title XVIII of the Social Security Act to expand access to medication therapy management services under the Medicare prescription drug program.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1002

At the request of Mr. SCHUMER, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1009

At the request of Mr. RUBIO, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1009, a bill to rescind certain Federal funds identified by States as unwanted and use the funds to reduce the Federal debt.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1060

At the request of Mr. BLUMENTHAL, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1060, a bill to improve education, employment, independent living services, and health care for veterans, to improve assistance for homeless veterans, and to improve the administration of the Department of Veterans Affairs, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the names of the Senator from Delaware [Mr. CARPER] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1299

At the request of Mr. MORAN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1368

At the request of Mr. NELSON of Nebraska, the name of the Senator from Virginia [Mr.

WEBB] was added as a cosponsor of S. 1368, a bill to amend the Patient Protection and Affordable Care Act to repeal distributions for medicine qualified only if for prescribed drug or insulin.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1425

At the request of Mr. DEMINT, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 1425, a bill to amend the National Labor Relations Act to ensure fairness in election procedures with respect to collective bargaining representatives.

S. 1438

At the request of Mr. JOHNSON of Wisconsin, the names of the Senator from Alabama [Mr. SESSIONS] and the Senator from Wyoming [Mr. BARRASSO] were added as cosponsors of S. 1438, a bill to provide that no agency may take any significant regulatory action until the unemployment rate is equal to or less than 7.7 percent.

At the request of Mr. MCCONNELL, his name was added as a cosponsor of S. 1438, *supra*.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

S. 1501

At the request of Mr. HELLER, the names of the Senator from Maine [Ms. SNOWE] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of S. 1501, a bill to require the Joint Select Committee on Deficit Reduction to conduct the business of the Committee in a manner that is open to the public.

S. 1507

At the request of Mr. HATCH, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1507, a bill to provide protections from workers with respect to their right to select or refrain from selecting representation by a labor organization.

S. 1512

At the request of Mr. CARDIN, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1512, a bill to amend the Internal Revenue Code of 1986 and the Small Business Act to expand the availability of employee stock ownership

plans in S corporations, and for other purposes.

S. 1523

At the request of Mr. GRAHAM, the names of the Senator from Tennessee [Mr. ALEXANDER], the Senator from South Carolina [Mr. DEMINT], the Senator from Wyoming [Mr. ENZI], the Senator from Nebraska [Mr. JOHANNIS], the Senator from Utah [Mr. LEE], the Senator from Kansas [Mr. MORAN] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 1523, a bill to prohibit the National Labor Relations Board from ordering any employers to close, relocate, or transfer employment under any circumstance.

S. 1527

At the request of Mrs. HAGAN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1531

At the request of Mr. MCCONNELL, his name was added as a cosponsor of S. 1531, a bill to provide a Federal regulatory moratorium, and for other purposes.

S. 1538

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1538, a bill to provide for a time-out on certain regulations, and for other purposes.

At the request of Mr. MCCONNELL, his name was added as a cosponsor of S. 1538, *supra*.

S. 1542

At the request of Mr. BAUCUS, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1542, a bill to amend part B of title IV of the Social Security Act to extend the child and family services program through fiscal year 2016, and for other purposes.

SENATE JOINT RESOLUTION 27

At the request of Mr. JOHANNIS, his name was added as a cosponsor of Senate Joint Resolution 27, a joint resolution disapproving a rule submitted by the Environmental Protection Agency relating to the mitigation by States of cross-border air pollution under the Clean Air Act.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on September 13, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on September 13, 2011, at 10 a.m. to conduct a hearing entitled "Housing Finance Reform: Should There Be a Government Guarantee?"

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on September 13, 2011, at 2:15 p.m.

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate to conduct a hearing entitled "Is Poverty a Death Sentence?" on September 13, 2011, at 10 a.m., in room 430 of the Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY
AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on September 13, 2011, at 10 a.m. to conduct a hearing entitled "Ten Years After 9/11: Are We Safer?"

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on September 13, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Civil Rights Division Oversight."

SELECT COMMITTEE ON
INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on September 13, 2011, at 9:30 a.m.

SUBCOMMITTEE ON FISCAL
RESPONSIBILITY AND ECONOMIC
GROWTH

The Subcommittee on Fiscal Responsibility and Economic Growth of the Committee on Finance be authorized to meet during the session of the Senate on September 13, 2011, at 2 p.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Role of Tax Reform in Comprehensive Deficit Reduction and U.S. Fiscal Policy."

SUBCOMMITTEE ON OVERSIGHT OF
GOVERNMENT MANAGEMENT, THE
FEDERAL WORKFORCE, AND THE
DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on September 13, 2011, at 2:30 p.m. to conduct a hearing entitled, "Agro-Defense: Responding to Threats Against America's Agriculture and Food System."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 11:45 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1059. An act to protect the safety of judges by extending the authority of the Judicial Conference to redact sensitive information contained in their financial disclosure reports, and for other purposes.

H.R. 2076. An act to amend title 28, United States Code, to clarify the statutory authority for the longstanding practice of the Department of Justice of providing investigatory assistance on request of State and local authorities with respect to certain serious violent crimes, and for other purposes.

H.R. 2633. An act to amend title 28, United States Code, to clarify the time limits for appeals in civil cases to which United States officers or employees are parties.

At 2:22 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2887. An act to provide an extension of surface and air transportation programs, and for other purposes.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1059. An act to protect the safety of judges by extending the authority of the Judicial Conference to redact sensitive information contained in their financial disclosure reports, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2076. An act to amend title 28, United States Code, to clarify the statutory authority for the longstanding practice of the Department of Justice of providing investigatory assistance on request of State and local authorities with respect to certain serious violent crimes, and for other purposes; to the Committee on the Judiciary.

H.R. 2633. An act to amend title 28, United States Code, to clarify the time limits for appeals in civil cases to which United States officers or employees are parties; to the Committee on the Judiciary.

MOTION TO PROCEED TO
CONSIDER JOINT RESOLUTION
H.J. RES. 66

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mr. TESTER in the chair) laid before the Senate its pending business, viz, the motion, made by Mr. REID on Friday, September 9, 2011, that the Senate proceed to consider the joint resolution (H.J. Res. 66) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:41 p.m.,

The PRESIDING OFFICER declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

MOTION TO PROCEED TO
CONSIDER JOINT RESOLUTION
H.J. RES. 66

The Senate resumed consideration of the motion to proceed to consider joint resolution H.J. Res. 66.

The question being on agreeing to the motion.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That the motion to proceed to consider the motion to reconsider the vote disagreeing to the motion to bring to a close debate on the motion to proceed to consider joint resolution H.J. Res. 66 be agreed to; that the motion to reconsider be agreed to; that the time until 4:15 p.m. be equally divided and controlled for debate between the two leaders, or their designees; and that, at 4:15 p.m., the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider said joint resolution.

The question being on agreeing to the motion.

Pending debate,

The hour of 4:15 p.m. having passed,

Pursuant to the order of today,

The ACTING PRESIDENT pro tempore laid before the Senate the motion, presented by Mr. REID, on Friday, September 9, 2011, to bring to a close debate on the motion to proceed to consider joint resolution H.J. Res. 66.

Pursuant to the order of Friday, September 9, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The ACTING PRESIDENT pro tempore stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative---
yeas... 61, nays... 38

[Rollcall Vote No. 132 Leg.]

YEAS --- 61

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Heller, Hoeven, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wyden.

NAYS --- 38

Alexander, Ayotte, Barrasso, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Sessions, Shelby, Thune, Wicker.

So, upon reconsideration, the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to proceed to consider joint resolution H.J. Res. 66.

Pending debate,

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. DURBIN,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. DURBIN,

The Senate resumed its legislative session.

DESIGNATING "NATIONAL NURSE-MANAGED HEALTH CLINIC WEEK"

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 256) designating the week of October 2 through October 8, 2011, as "National Nurse-Managed Health Clinic Week".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL HEALTH INFORMATION TECHNOLOGY WEEK"

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. PRYOR in the chair) laid before the Senate the resolution (S. Res. 262) designating the week beginning on September 12, 2011, and ending on September 16, 2011, as "National Health Information Technology Week" to recognize the value of health information technology in improving health quality, submitted today by Ms. STABENOW (for herself and Ms. SNOWE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL DIRECT SUPPORT PROFESSIONALS RECOGNITION WEEK"

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 263) designating the week beginning September 11, 2011, as "National Direct Support Professionals Recognition Week", submitted today by Mr. BEN NELSON (for himself and Ms. COLLINS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL DAY OF ENCOURAGEMENT"

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 264) designating September 12, 2011, as "National Day of Encouragement", submitted today by Mr. PRYOR (for himself and Mr. BOOZMAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING THE LIFETIME ACHIEVEMENTS OF E. THOM RUMBERGER

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 265) honoring the lifetime achievements of E. Thom Rumberger, submitted today by Mr. BILL NELSON (for himself and Mr. RUBIO), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (S. 1549) to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs, introduced today by Mr. REID, and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2832) to extend the Generalized System of Preferences, and for other purposes, received from the House of Representatives for concurrence on Thursday, September 8, 2011, and remaining undisposed of; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2887) to provide an extension of surface and air transportation programs, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; that, following morning business, the Senate resume consideration of the motion to proceed to consider joint resolution H.J. Res. 66; and that the time during morning business, recess, or adjournment be counted against the time for debate pursuant to rule XXII of the Standing Rules of the Senate.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 5:59 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, SEPTEMBER 14,
2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, September 14, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3219. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; Closure of the 2011 Trimester 2 Directed Loligo Squid Fishery" (RIN0648-XA617) received in the Office of the President of the Senate on September 6,

2011; to the Committee on Commerce, Science, and Transportation.

EC-3220. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Spiny Dogfish Fishery; Commercial Period 1 Quota Harvested" (RIN0648-XA632) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3221. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Gulf of Mexico Reef Fish Fishery; 2011 Commercial Quota and 2011 Commercial Fishing Season for Greater Amberjack" (RIN0648-XA592) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3222. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Scup Fishery; Adjustment to the 2011 Winter II Quota" (RIN0648-XA555) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3223. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Modification of the Retention of Incidentally-Caught Highly Migratory Species in Atlantic Trawl Fisheries" (RIN0648-BA45) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3224. A communication from the Assistant Administrator for Fisheries, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fishery; Emergency Rule Extension, Revision of 2011 Butterfish Specifications" (RIN0648-BA86) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3225. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a

rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the West Yakutat District of the Gulf of Alaska" (RIN0648-XA610) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3226. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; 'Other Rockfish' in the Western Regulatory Area of the Gulf of Alaska" (RIN0648-XA613) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3227. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch, Northern Rockfish, and Pelagic Shelf Rockfish in the Western Regulatory Area and the West Yakutat District of the Gulf of Alaska" (RIN0648-XA544) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3228. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Amendment 15 to the Atlantic Sea Scallop Fishery Management Plan" (RIN0648-BA71) received during recess in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3229. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Amendment 16, Framework Adjustment 44, and Framework Adjustment 45" (RIN0648-AY95) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3230. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a

rule entitled "Addition of Persons Acting Contrary to the National Security or Foreign Policy Interests of the United States; and Implementation of Additional Changes from the Annual Review of the Entity List" (RIN0694-AF22) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3231. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Event Data Recorders" (RIN2127-AK71) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3232. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Make Inoperative Exemptions; Vehicle Modifications to Accommodate People with Disabilities, Head Restraints" (RIN2127-AK22) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3233. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "New Car Assessment Program; Safety Labeling" (RIN2127-AK51) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3234. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Electric-Powered Vehicles; Electrolyte Spillage and Electrical Shock Protection" (RIN2127-AK80) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3235. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Air Brake Systems" (RIN2127-AK84) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3236. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hours of Service: Passenger Train Employees" (RIN2130-AC15) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3237. A communication from the Chairman of the Office of Proceedings, Surface Transportation Board, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Regulations Governing Fees for Services Performed in Connection with Licensing and Related Services-2011 Update" (RIN2140-AB08) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3238. A communication from the Deputy Chief Counsel for Regulations and Security Standards, Transportation Security Administration, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Air Cargo Screening" (RIN1652-AA64) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3239. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Substantial Product Safety List: Hand-Supported Hair Dryers" (16 CFR Part 1120) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3240. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Substantial Product Safety List: Children's Upper Outerwear in Sizes 2T to 12 with Neck or Hood Drawstrings and Children's Upper Outerwear in Sizes 2T to 16 with Certain Waist or Bottom Drawstrings" (16 CFR Part 1120) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3241. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Poison Prevention Packaging Requirements; Exemption of Powder Formulations of Colesevelam Hydrochloride and Sevelamer Carbonate" (16 CFR Part 1700) received in

the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3242. A communication from the Deputy General Counsel, Office of the General Counsel, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Claims for Patent and Copyright Infringement" (RIN2700-AD63) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3243. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a report providing a statement of actions with respect to the Government Accountability Office report entitled "Reimbursable Space Act Agreements: NASA Generally Adhering to Fair Reimbursement Controls, but Guidance on Waived Cost Justifications Needs Refinement"; to the Committee on Commerce, Science, and Transportation.

EC-3244. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a report providing a statement of actions with respect to the Government Accountability Office report entitled "Training Necessary to Address Data Reliability Issues in NASA Agreement Database and to Minimize Potential Competition with Commercial Sector"; to the Committee on Commerce, Science, and Transportation.

EC-3245. A communication from the Acting Chief of the Division of Habitat and Resource Conservation, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Marine Mammal; Incidental Take During Specified Activities (Beaufort Sea)" (RIN1018-AX32) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CRAPO (for himself and Mr. RISCH):

S. 1552. A bill to amend the Endangered Species Act of 1973 to provide an exception to that Act for actions carried out against grizzly bears in self-defense, defense of others, or a reasonable belief of imminent danger; to the Committee on Environment and Public Works.

By Ms. KLOBUCHAR (for herself and Mr. ENZI):

S. 1553. A bill to amend the Public Health Service Act to facilitate emergency medical services personnel training and certification curriculums for military veterans; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HELLER:

S. 1554. A bill to prohibit the further extension or establishment of national monuments in the State of Nevada except by express authorization of Congress, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. VITTER:

S. 1555. A bill to authorize the use of certain offshore oil and gas platforms in the Gulf of Mexico for artificial reefs, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. VITTER (for himself and Mr. JOHNSON of Wisconsin):

S. 1556. A bill to require an accounting for financial support made to promote the production or use of renewable energy, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BINGAMAN (for himself and Mr. KERRY):

S. 1557. A bill to amend the Internal Revenue Code of 1986 to expand personal savings and retirement savings coverage by allowing employees not covered by qualified retirement plans to save for retirement through automatic IRAs, and for other purposes; to the Committee on Finance.

By Mr. SANDERS (for himself, Mrs. BOXER, Mr. WHITEHOUSE, Mr. AKAKA, Mr. LEAHY, Mrs. MCCASKILL, Mr. FRANKEN, Mr. BLUMENTHAL, and Ms. MIKULSKI):

S. 1558. A bill to amend the Internal Revenue Code of 1986 to apply payroll taxes to remuneration and earnings from self-employment up to the contribution and benefit base and to remuneration in excess of \$250,000; to the Committee on Finance.

By Ms. CANTWELL (for herself and Mrs. MURRAY):

S. 1559. A bill to establish the San Juan Islands National Conservation Area in the San Juan Islands, Washington, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. KOHL:

S. 1560. A bill to enhance access to controlled substances for residents of institutional long-term care facilities, and for other purposes; to the Committee on the Judiciary.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. CONRAD (for himself, Mr. ENZI, and Mr. CARDIN):

S. Res. 266. A resolution supporting the goals and ideals of "National Save for Retirement Week", including raising public awareness of the various tax-preferred retirement vehicles and increasing personal financial literacy; to the Committee on Finance.

By Mr. MENENDEZ (for himself, Mr. CORNYN, Mr. REID, Mr. WHITEHOUSE, Mr. UDALL of New Mexico, Mrs. BOXER, Mr. BEGICH, Mr. LAUTENBERG, Mr. NELSON of Florida, Mr. SCHUMER, Ms. MIKULSKI, Mr. BINGAMAN, Mr. BENNET, Mr. INOUE, Mr. REED, Mr. BROWN of Ohio, Mr. DURBIN, Mr. UDALL of Colorado, Mr. WYDEN, Mr. MERKLEY, Mr. AKAKA, Mrs. HAGAN, Mr. CASEY, and Mr. CRAPO):

S. Res. 267. A resolution recognizing the Hispanic Heritage Month and celebrating the heritage and culture of Latinos in the United States and the immense contributions of Latinos to the United States; considered and agreed to.

ADDITIONAL COSPONSORS

S. 170

At the request of Mrs. BOXER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 170, a bill to provide for the affordable refinancing of mortgages held by Fannie Mae and Freddie Mac.

S. 309

At the request of Mr. LUGAR, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 309, a bill to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Moldova.

S. 676

At the request of Mr. AKAKA, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 676, a bill to amend the Act of June 18, 1934, to reaffirm the authority of the Secretary of the Interior to take land into trust for Indian tribes.

S. 805

At the request of Mr. BAUCUS, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 805, a bill to amend the Consolidated Farm and Rural Development Act to improve the business and industry direct and guaranteed loan program of the Department of Agriculture.

S. 829

At the request of Mr. CARDIN, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 829, a bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps.

S. 920

At the request of Mr. BLUNT, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 920, a bill to create clean energy jobs and set efficiency standards for small-duct high-velocity air conditioning and heat pump systems, and for other purposes.

S. 967

At the request of Mr. MERKLEY, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 967, a bill to establish clear regulatory standards for mortgage servicers, and for other purposes.

S. 1030

At the request of Ms. SNOWE, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1030, a bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes.

S. 1224

At the request of Mr. BINGAMAN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1224, a bill to amend Public Law 106-392 to maintain annual base funding for the Upper Colorado and San Juan fish recovery program through fiscal year 2023.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1467

At the request of Mr. BLUNT, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

S. 1523

At the request of Mr. MCCONNELL, his name was added as a cosponsor of S. 1523, a bill to prohibit the National Labor Relations Board from ordering any employers to close, relocate, or transfer employment under any circumstance.

S. 1527

At the request of Mrs. HAGAN, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1538

At the request of Ms. COLLINS, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 1538, a bill to provide for a time-out on certain regulations, and for other purposes.

S. 1539

At the request of Mr. CORNYN, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 1539, a bill to provide Taiwan with critically needed United States-built multirole fighter aircraft to strengthen its self-defense capability against the increasing military threat from China.

SENATE JOINT RESOLUTION 17

At the request of Mrs. FEINSTEIN, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of Senate Joint Resolution 17, a joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003.

SENATE JOINT RESOLUTION 27

At the request of Mr. PAUL, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of Senate Joint Resolution 27, a joint resolution disapproving a rule submitted by the Environmental Protection Agency relating to the mitigation by States of cross-border air pollution under the Clean Air Act.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CARDIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on September 14, 2011, at 10 a.m., in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "Moving Intercity Passenger Rail into the Future."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on September 14, 2011, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Tax Reform Options: Marginal Rates on High-Income Taxpayers, Capital Gains and Dividends."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Securing the Pharmaceutical Supply Chain," on September 14, 2011, at 10 a.m., in room 430 of the Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on September 14, 2011, at 10 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on September 14, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Trafficking Victims Protection Reauthorization Act: Renewing the Commitment to Victims of Human Trafficking."

SUBCOMMITTEE ON HOUSING, TRANSPORTATION, AND COMMUNITY DEVELOPMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Housing, Transportation, and Community Development be authorized to meet during the session of the Senate on September 14, 2011, at 2 p.m., to conduct a hearing entitled "New Ideas for Refinancing and Restructuring Mortgage Loans."

SUBCOMMITTEE ON PERSONNEL

The Subcommittee on Personnel of the Committee on Armed Services be authorized to meet during the session of the Senate on Wednesday, September 14, 2011, at 2 p.m.

SUBCOMMITTEE ON SECURITIES,
INSURANCE, AND INVESTMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Securities, Insurance, and Investment, be authorized to meet during the session of the Senate on September 14, 2011, at 9:30 a.m., to conduct a hearing entitled "Emerging Issues in Insurance Regulation."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 1:23 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2218. An act to amend the charter school program under the Elementary and Secondary Education Act of 1965.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2218. An act to amend the charter school program under the Elementary and Secondary Education Act of 1965; to the Committee on Health, Education, Labor, and Pensions.

BILL READ THE SECOND TIME AND
PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1549) to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs, introduced on yesterday by Mr. REID, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE SECOND
TIME AND PLACED ON THE
CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2832) to extend the Generalized System of Preferences, and for other purposes, received from the House of Representatives for

concurrence on Thursday, September 8, 2011, and read the first time on yesterday; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE SECOND
TIME AND PLACED ON THE
CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2887) to provide an extension of surface and air transportation programs, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

MOTION TO PROCEED TO
CONSIDER JOINT RESOLUTION
H.J. RES. 66

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its unfinished business, viz, the motion, made by Mr. REID on Friday, September 9, 2011, that the Senate proceed to consider the joint resolution (H.J. Res. 66) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That time for debate on the motion to proceed to consider joint resolution H.J. Res. 66, pursuant to rule XXII of the Standing Rules of the Senate, be concluded; and that the Senate proceed to consider the joint resolution.

APPROVING THE RENEWAL OF
IMPORT RESTRICTIONS
CONTAINED IN THE BURMESE
FREEDOM AND DEMOCRACY ACT
OF 2003

Pursuant to the foregoing order,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the joint resolution (H.J. Res. 66) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003; and

The Senate proceeded to consider the joint resolution.

The question being on passage of the joint resolution.

On motion by Mr. REID to strike all after the resolving clause and insert in lieu thereof other words (being amendment No. 602, in the nature of a substitute).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment (in the nature of a substitute).

On motion by Mr. REID to amend the pending amendment (in the nature of a substitute), at the end thereof, by adding certain words (being amendment No. 603).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment by striking "2 days", and inserting "1 day" (being amendment No. 604).

On motion by Mr. REID to amend the language of the joint resolution proposed to be stricken by amendment No. 602 (in the nature of a substitute) on page 2, by striking "on" on line 17, and inserting in lieu thereof "3 days after" (being amendment No. 605).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment by striking "3 days" and inserting in lieu thereof "2 days" (being amendment No. 606).

Mr. REID presented a motion to bring to a close debate on the pending amendment No. 602 (in the nature of a substitute); which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on amendment No. 602 (in the nature of a substitute) to joint resolution H.J. Res. 66:

HARRY REID, PAT LEAHY, JOHN KERRY, BARBARA BOXER, PATTY MURRAY, DEBBIE STABENOW, CARL LEVIN, KENT CONRAD, DIANNE FEINSTEIN, TOM HARKIN, JEFF BINGAMAN, TIM JOHNSON, D. K. INOUE, DICK DURBIN, J. LIEBERMAN, MARY LANDRIEU, BEN CARDIN.

Mr. REID presented a motion to bring to a close debate on the pending joint resolution; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on joint resolution H.J. Res. 66:

HARRY REID, PATRICK J. LEAHY, JOHN KERRY, BARBARA BOXER, PATTY MURRAY, DEBBIE STABENOW, CARL LEVIN, KENT CONRAD, DIANNE FEINSTEIN, TOM HARKIN, JEFF BINGAMAN, TIM JOHNSON, D.K. INOUE, DICK DURBIN, J. LIEBERMAN, MARY LANDRIEU, BEN CARDIN.

On motion by Mr. REID to commit the joint resolution to the Committee on Finance with instructions to report back forthwith with an amendment (Numbered 607).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

On motion by Mr. REID to amend the instructions (designated No. 607) contained in the motion to commit by striking "July 26" and inserting in lieu thereof "July 25" (being amendment No. 608).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment by striking "July 25" and inserting in lieu thereof "July 24" (being amendment No. 609).

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorums under the rule be waived.

The question being on agreeing to amendment No. 609 to amendment No. 608 to the instructions (designated No. 607) contained in the motion to commit.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

RECOGNIZING THE HISPANIC HERITAGE MONTH AND CELEBRATING THE HERITAGE AND CULTURE OF LATINOS IN THE UNITED STATES

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution

(S. Res. 267) recognizing the Hispanic Heritage Month and celebrating the heritage and culture of Latinos in the United States and the immense contributions of Latinos to the United States, submitted today by Mr. MENENDEZ (for himself, Mr. CORNYN, Mr. REID, Mr. WHITEHOUSE, Mr. TOM UDALL, Mrs. BOXER, Mr. BEGICH, Mr. LAUTENBERG, Mr. BILL NELSON, Mr. SCHUMER, Ms. MIKULSKI, Mr. BINGAMAN, Mr. BENNET, Mr. INOUE, Mr. REED, Mr. SHERROD BROWN, Mr. DURBIN, Mr. MARK UDALL, Mr. WYDEN, Mr. MERKLEY, Mr. AKAKA, Mrs. HAGAN, Mr. CASEY, and Mr. CRAPO), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn, as a further mark of respect to the memory of the late Senator Malcolm Wallop, former Senator from the State of Wyoming, until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of joint resolution H.J. Res. 66.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:12 p.m.,

The Senate adjourned, under its order of today, as a further mark of respect to the late Senator Malcolm Wallop, until 9:30 a.m. on tomorrow.

THURSDAY, SEPTEMBER 15, 2011

Mr. SHELDON WHITEHOUSE, from the State of Rhode Island and Providence Plantations, called the Senate to order at 9:30 a.m., the Rabbi Leslie Gutterman, from Temple Beth-El, Providence, Rhode Island, offered a prayer, and Mr. WHITEHOUSE led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, September 15, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable SHELDON WHITEHOUSE, a Senator from the State of Rhode Island and Providence Plantations, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WHITEHOUSE took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

REPORT TO CONGRESS RELATIVE TO CERTIFICATION THAT WHALING ACTIVITIES BY ICELANDERS DIMINISHES THE INTERNATIONAL WHALING COMMISSION (IWC) CONSERVATION PROGRAM -- PM 21

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States which was

referred to the Committee on Commerce, Science, and Transportation:

To the Congress of the United States:

On July 19, 2011, Secretary of Commerce Gary Locke certified under section 8 of the Fisherman's Protective Act of 1967, as amended (the "Pelly Amendment") (22 U.S.C. 1978), that nationals of Iceland are conducting whaling activities that diminish the effectiveness of the International Whaling Commission (IWC) conservation program. This message constitutes my report to the Congress consistent with subsection (b) of the Pelly Amendment.

In 1982, the IWC set catch limits for all commercial whaling at zero. This decision, known as the commercial whaling moratorium, is in effect today. Iceland abided by the moratorium until 1992, when it withdrew from the IWC. In 2002, Iceland rejoined the IWC with a reservation to the moratorium on commercial whaling. In 2003, Iceland began a lethal scientific research whaling program. In 2004, Secretary of Commerce Donald L. Evans certified Iceland under the Pelly Amendment for lethal scientific research whaling. When Iceland resumed commercial whaling in 2006, Secretary Carlos M. Gutierrez retained Iceland's certification, which remains in effect today.

Iceland's commercial harvest of fin whales escalated dramatically over the past few years. In addition, Iceland recently resumed exporting whale products. Of particular concern to the United States, Iceland harvested 125 endangered fin whales in 2009 and 148 in 2010, a significant increase from the total of 7 fin whales it commercially harvested between 1987 and 2007.

Iceland's sole fin whaling company, Hvalur hf, suspended its fin whaling due to the earthquake and tsunami in Japan, where it exports its whale meat. Despite this suspension, Iceland continues to permit whaling and has a government issued fin whale quota in effect for the 2011 season that continues to exceed catch levels that the IWC's scientific body advised would be sustainable if the moratorium was removed. This continues to present a threat to the conservation of fin whales. Further, Icelandic nationals continue to hunt minke whales commercially and Iceland's exports of whale meat to Japan reportedly increased significantly in both March and April 2011.

Iceland's actions threaten the conservation status of an endangered species and undermine multilateral efforts to ensure greater worldwide protection for whales. Iceland's increased commercial whaling and recent trade in whale products diminish the effectiveness of the IWC's conservation program because: (1) Iceland's commercial harvest of whales undermines the moratorium on commercial whaling put in place by the IWC to protect plummeting whale stocks; (2)

the fin whale harvest greatly exceeds catch levels that the IWC's scientific body advised would be sustainable if the moratorium were removed; and (3) Iceland's harvests are not likely to be brought under IWC management and control at sustainable levels through multilateral efforts at the IWC.

In his letter of July 19, 2011, Secretary Locke expressed his concern for these actions, and I share these concerns. To ensure that this issue continues to receive the highest level of attention, I direct: (1) relevant U.S. delegations attending meetings with Icelandic officials and senior Administration officials visiting Iceland to raise U.S. concerns regarding commercial whaling by Icelandic companies and seek ways to halt such action; (2) Cabinet secretaries to evaluate the appropriateness of visits to Iceland depending on continuation of the current suspension of fin whaling; (3) the Department of State to examine Arctic cooperation projects, and where appropriate, link U.S. cooperation to the Icelandic government changing its whaling policy and abiding by the IWC moratorium on commercial whaling; (4) the Departments of Commerce and State to consult with other international actors on efforts to end Icelandic commercial whaling and have Iceland abide by the IWC moratorium on commercial whaling; (5) the Department of State to inform the Government of Iceland that the United States will continue to monitor the activities of Icelandic companies that engage in commercial whaling; and (6) relevant U.S. agencies to continue to examine other options for responding to continued whaling by Iceland.

I concur with the Secretary of Commerce's recommendation to pursue the use of non-trade measures and that the actions outlined above are the appropriate course of action to address this issue. Accordingly, I am not directing the Secretary of the Treasury to impose trade measures on Icelandic products for the whaling activities that led to the certification by the Secretary of Commerce. However, to ensure that this issue continues to receive the highest level of attention, I am directing the Departments of State and Commerce to continue to keep the situation under review and continue to urge Iceland to cease its commercial whaling activities. Further, within 6 months, or immediately upon the resumption of fin whaling by Icelandic nationals, I have directed relevant departments and agencies to report to me through the Departments of State and Commerce on their actions. I believe these actions hold the most promise of effecting a reduction in Iceland's commercial whaling activities.

BARACK OBAMA.

THE WHITE HOUSE, *September 15, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3247. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Tuberculosis in Cattle and Bison; State and Zone Designations; Michigan" (Docket No. APHIS-2011-0075) received in the Office of the President of the Senate on September 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3248. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to violations of the Antideficiency Act that occurred within the Operation and Maintenance, Navy account 17* 1804, during Fiscal Year (FY) 2004 and FY 2006 at the Bureau of Naval Personnel and was assigned Navy case number 07-10; to the Committee on Appropriations.

EC-3249. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-069, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-3250. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Admiral Gary Roughead, United States Navy, and his advancement to the grade of admiral on the retired list; to the Committee on Armed Services.

EC-3251. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Allen G. Peck, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-3252. A communication from the Acting Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report entitled "The Fiscal Year 2010 Inventory of Contracts for Services"; to the Committee on Armed Services.

EC-3253. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Ships Bunkers Easy

Acquisitions (SEA) Card and Aircraft Ground Services" ((RIN0750-AH07)-(DFARS Case 2009-D019)) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Armed Services.

EC-3254. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Presumption of Development Exclusively at Private Expense" ((RIN0750-AF84)(DFARS Case 2007-D003)) received in the Office of the President of the Senate on September 14, 2011; to the Committee on Armed Services.

EC-3255. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Multiyear Contracting" ((RIN0750-AG89)(DFARS Case 2009-D026)) received in the Office of the President of the Senate on September 14, 2011; to the Committee on Armed Services.

EC-3256. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Annual Representations and Certifications" ((RIN0750-AG39)(DFARS Case 2009-D011)) received in the Office of the President of the Senate on September 14, 2011; to the Committee on Armed Services.

EC-3257. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-8195)) received in the Office of the President of the Senate on September 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3258. A communication from the Federal Register Certifying Officer, Financial Management Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Indorsement and Payment of Checks Drawn on the United States Treasury" (RIN1510-AB25) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3259. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Retail Foreign Exchange Transactions" (RIN1557-AD42) received in the Office of the President of the Senate on September 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3260. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report

relative to transactions involving U.S. exports to Ireland; to the Committee on Banking, Housing, and Urban Affairs.

EC-3261. A communication from the Secretary of the Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Privacy Act of 1974; Implementation and Amendment of Exemptions" (17 CFR Part 200) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3262. A communication from the Federal Register Certifying Officer, Financial Management Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Federal Government Participation in the Automated Clearing House" (RIN1510-AB24) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Finance.

EC-3263. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Air Transportation and Aviation Fuels Excise Taxes" (Notice 2011-69) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Finance.

EC-3264. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update of Weighted Average Interest Rates, Yield Curves, and Segment Rates" (Notice 2011-75) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Finance.

EC-3265. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "List of Nonbank Trustees and Custodians" (Announcement 2011-59) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Finance.

EC-3266. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Announcement of the Results of the 2010-2011 Allocation Round of the Qualifying Advanced Coal Project Program" (Announcement 2011-62) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Finance.

EC-3267. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Examination of Returns and Claims for Refund, Credit, or

Abatement; Determination of Tax Liability" (Rev. Proc. 2011-45) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Finance.

EC-3268. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Section 6707A and the Failure to Include on Any Return or Statement Any Information Required to be Disclosed under Section 6011 with Respect to a Reportable Transaction" ((RIN1545-BF61)(TD 9550)) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Finance.

EC-3269. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Implementation of Form 990" ((RIN1545-BH28)(TD 9549)) received in the Office of the President of the Senate on September 13, 2011; to the Committee on Finance.

EC-3270. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the justification for the President's waiver of the restrictions on the provision of funds to the Palestinian Authority; to the Committee on Foreign Relations.

EC-3271. A communication from the Secretary of the Department of Homeland Security, transmitting, a legislative proposal relative to implementing a pay reform initiative referenced in the Department of Homeland Security's Fiscal Year 2012 Congressional Budget Justification; to the Committee on Homeland Security and Governmental Affairs.

EC-3272. A communication from the Register of Copyrights, United States Copyright Office, Library of Congress, transmitting, pursuant to law, a report entitled "Satellite Television Extension and Localism Act"; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. INOUE, from the Committee on Appropriations, with an amendment in the nature of a substitute:

H.R. 2219. A bill making appropriations for the Department of Defense for the fiscal year ending September 30, 2012, and for other purposes (Rept. No. 112-77).

By Ms. MIKULSKI, from the Committee on Appropriations, without amendment:

S. 1572. An original bill making appropriations for Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending

September 30, 2012, and for other purposes (Rept. No. 112-78).

By Mr. DURBIN, from the Committee on Appropriations, without amendment:

S. 1573. An original bill making appropriations for financial services and general government for the fiscal year ending September 30, 2010, and for other purposes (Rept. No. 112-79).

By Mr. NELSON, of Nebraska, from the Committee on Appropriations, with an amendment in the nature of a substitute:

H.R. 2551. A bill making appropriations for the Legislative Branch for the fiscal year ending September 30, 2012, and for other purposes (Rept. No. 112-80).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. STABENOW (for herself, Mr. THUNE, Mr. BROWN of Ohio, Mr. BENNET, Mr. WYDEN, Mr. COONS, Mr. BLUNT, Mr. COCHRAN, and Mr. INHOFE):

S. 1561. A bill to amend the Internal Revenue Code of 1986 to provide for the deductibility of charitable contributions to agricultural research organizations, and for other purposes; to the Committee on Finance.

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

S. 1562. A bill to amend section 1502 of title 5, United States Code, to permit law enforcement officers to be candidates for sheriff, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Ms. SNOWE (for herself and Mr. BROWN of Massachusetts):

S. 1563. A bill to require the President's budget to include, at a minimum, a request for disaster funding based on the 10 year average; to the Committee on the Budget.

By Mr. UDALL of New Mexico (for himself and Mr. CRAPO):

S. 1564. A bill to amend the Clean Air Act to improve the renewable fuel program by combining the categories of "cellulosic biofuel" and "advance biofuel" into 1 technology- and feedstock-neutral category of "advanced biofuel", and for other purposes; to the Committee on Environment and Public Works.

By Mr. CASEY:

S. 1565. A bill to establish the National Competition for Community Renewal to encourage communities to adopt innovative strategies and design principles to programs related to poverty prevention, recovery and response, and for other purposes; to the Committee on Finance.

By Mr. KIRK (for himself, Mr. ALEXANDER, Mr. BURR, Mr.

ISAKSON, Mr. MCCAIN, Mr. ROBERTS, Mr. RUBIO, and Mr. WICKER):

S. 1566. A bill to amend the Elementary and Secondary Education Act of 1965 regarding public charter schools; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ALEXANDER (for himself, Mr. ISAKSON, Mr. KIRK, Mr. ROBERTS, and Mr. WICKER):

S. 1567. A bill to amend title II of the Elementary and Secondary Education Act of 1965, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ALEXANDER (for himself, Mr. BURR, Mr. RUBIO, Mr. GRASSLEY, Mr. ROBERTS, Mr. WICKER, and Mr. CORNYN):

S. 1568. A bill to amend section 9401 of the Elementary and Secondary Education Act of 1965 with regard to waivers of statutory and regulatory requirements; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BURR (for himself, Mr. ALEXANDER, Mr. ISAKSON, Mr. ROBERTS, Mr. RUBIO, and Mr. WICKER):

S. 1569. A bill to amend the Elementary and Secondary Education Act of 1965 to provide State educational agencies and local educational agencies with flexible Federal education funding that will allow such State and local educational agencies to fund locally determined programs and initiatives that meet the varied and unique needs of individual States and localities; to the Committee on Health, Education, Labor, and Pensions

By Mr. MCCAIN:

S. 1570. A bill to provide for high-quality academic tutoring for low-income students, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ISAKSON (for himself, Mr. ALEXANDER, Mr. KIRK, Mr. RUBIO, Mr. ROBERTS, and Mr. WICKER):

S. 1571. A bill to amend title I of the Elementary and Secondary Education Act of 1965, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. MIKULSKI:

S. 1572. An original bill making appropriations for Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2012, and for other purposes; from the Committee on Appropriations; placed on the calendar.

By Mr. DURBIN:

S. 1573. An original bill making appropriations for financial services and general government for the fiscal year ending September 30, 2010, and for other purposes;

from the Committee on Appropriations; placed on the calendar.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. ENZI (for himself, Mr. BARRASSO, Mr. MCCONNELL, Mr. REID, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN):

S. Res. 268. A resolution relative to the death of the Honorable Malcolm Wallop, former Senator for the State of Wyoming; considered and agreed to.

By Mr. GRAHAM (for himself, Mrs. HAGAN, Mr. ALEXANDER, Mr. BURR, Mr. BROWN of Ohio, Mr. CARDIN, Mr. CHAMBLISS, Mr. COBURN, Mr. COCHRAN, Mr. COONS, Mr. CORNYN, Mr. DEMINT, Mr. DURBIN, Mrs. HUTCHISON, Mrs. MCCASKILL, Ms.

LANDRIEU, Ms. MIKULSKI, Mr. NELSON of Florida, Mr. CARPER, and Mr. LEVIN):

S. Res. 269. A resolution designating the week beginning September 19, 2011, as "National Historically Black Colleges and Universities Week"; considered and agreed to.

By Mr. NELSON of Nebraska (for himself, Mr. CHAMBLISS, Mr. NELSON of Florida, and Mr. ISAKSON):

S. Res. 270. A resolution supporting the goals and ideals of "National Life Insurance Awareness Month"; to the Committee on Banking, Housing, and Urban Affairs.

ADDITIONAL COSPONSORS

S. 228

At the request of Mr. JOHNSON of Wisconsin, his name was added as a cosponsor of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

S. 366

At the request of Mrs. GILLIBRAND, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 412

At the request of Mr. LEVIN, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 434

At the request of Mr. COCHRAN, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 434, a bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education.

S. 484

At the request of Mr. BENNET, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 484, a bill to direct the Secretary of Education to pay to Fort Lewis College in the State of Colorado

an amount equal to the tuition charges for Indian students who are not residents of the State of Colorado.

S. 497

At the request of Ms. MIKULSKI, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 497, a bill to amend the Immigration and Nationality Act to modify the requirements of the visa waiver program and for other purposes.

S. 506

At the request of Mr. CASEY, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 641

At the request of Mr. DURBIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 693

At the request of Mr. JOHNSON of Wisconsin, his name was added as a cosponsor of S. 693, a bill to establish a term certain for the conservatorships of Fannie Mae and Freddie Mac, to provide conditions for continued operation of such enterprises, and to provide for the wind down of such operations and dissolution of such enterprises.

S. 742

At the request of Mr. BROWN of Ohio, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 742, a bill to amend chapters 83 and 84 of title 5, United States Code, to set the age at which Members of Congress are eligible for an annuity to the same age as the retirement age under the Social Security Act.

S. 821

At the request of Mr. LEAHY, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 821, a bill to amend the Immigration and Nationality Act to eliminate discrimination in the immigration laws by permitting permanent partners of United States citizens and lawful permanent residents to obtain lawful permanent resident status in the same manner as spouses of citizens and lawful permanent residents and to penalize immigration fraud in connection with permanent partnerships.

S. 1002

At the request of Mr. SCHUMER, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of

S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1039

At the request of Mr. CARDIN, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1039, a bill to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1151

At the request of Mr. LEAHY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1151, a bill to prevent and mitigate identity theft, to ensure privacy, to provide notice of security breaches, and to enhance criminal penalties, law enforcement assistance, and other protections against security breaches, fraudulent access, and misuse of personally identifiable information.

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1280

At the request of Mr. ISAKSON, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

S. 1301

At the request of Mr. LEAHY, the names of the Senator from Ohio [Mr. BROWN] and the Senator from North Carolina [Mr. BURR] were added as cosponsors of S. 1301, a bill to authorize appropriations for fiscal years 2012

to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1335

At the request of Mr. INHOFE, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1366

At the request of Ms. CANTWELL, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1366, a bill to amend the Internal Revenue Code of 1986 to broaden the special rules for certain governmental plans under section 105(j) to include plans established by political subdivisions.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1399

At the request of Mr. FRANKEN, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 1399, a bill to protect children affected by immigration enforcement actions, and for other purposes.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

S. 1514

At the request of Mr. TESTER, the names of the Senator from Nevada [Mr. REID], the Senator from Oregon [Mr. MERKLEY], the Senator from New York [Mr. SCHUMER] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 1514, a bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1523

At the request of Mr. GRAHAM, the names of the Senator from Georgia [Mr. CHAMBLISS], the Senator from Mississippi [Mr. COCHRAN], the Senator from Texas [Mrs. HUTCHISON], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Florida [Mr. RUBIO] and the Senator from Kentucky [Mr. PAUL] were added as cosponsors of S. 1523, a bill to prohibit the National Labor Relations Board from ordering any employers to close, relocate, or transfer employment under any circumstance.

S. 1528

At the request of Mr. JOHANNES, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1528, a bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, and for other purposes.

S. 1538

At the request of Ms. COLLINS, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1538, a bill to provide for a time-out on certain regulations, and for other purposes.

S. 1540

At the request of Mr. CASEY, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1540, a bill to amend the Internal Revenue Code of 1986 to allow credits for the purchase of franchises by veterans.

S. 1552

At the request of Mr. CRAPO, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1552, a bill to amend the Endangered Species Act of 1973 to provide an exception to that Act for actions carried out against grizzly bears in self-defense, defense of others, or a reasonable belief of imminent danger.

S. 1558

At the request of Mr. SANDERS, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1558, a bill to amend the Internal Revenue Code of 1986 to apply payroll taxes to remuneration and earnings from self-employment up to the contribution and benefit base and to remuneration in excess of \$250,000.

SENATE RESOLUTION 232

At the request of Mr. MENENDEZ, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of Senate Resolution 232, a resolution recognizing the continued persecution of Falun Gong practitioners in China on the 12th anniversary of the campaign by the Chinese Communist Party to suppress the Falun Gong movement, recognizing the Tuidang movement whereby

Chinese citizens renounce their ties to the Chinese Communist Party and its affiliates, and calling for an immediate end to the campaign to persecute Falun Gong practitioners.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. BOXER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on September 15, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on September 15, 2011, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Tax Reform Options: Promoting Retirement Security."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate, to conduct a hearing entitled "The Future of Employment for People with the Most Significant Disabilities" on September 15, 2011, at 10 a.m., in room 106 of the Dirksen Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on September 15, 2011, at 2:15 p.m., in room 628 of the Dirksen Senate Office Building, to conduct a hearing entitled "Tribal Transportation: Paving the Way for Jobs, Infrastructure, and Safety in Native Communities."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on September 15, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on September 15, 2011, at 10 a.m., to conduct a hearing entitled "Disaster Recovery: Evaluating the Role of America's Small Business in Rebuilding Their Communities."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on September 15, 2011, at 2:30 p.m.

SUBCOMMITTEE ON FEDERAL
FINANCIAL MANAGEMENT,
GOVERNMENT INFORMATION,
FEDERAL SERVICES, AND
INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on September 15, 2011, at 2:30 p.m., to conduct a hearing entitled, "Improving Financial Accountability at the Department of Defense."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 9:40 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following joint resolution, in which it requests the concurrence of the Senate:

H.J. Res. 77. Joint resolution relating to the disapproval of the President's exercise of authority to increase the debt limit, as submitted under section 3101A of title 31, United States Code, on August 2, 2011.

At 2:44 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 2587. An act to prohibit the National Labor Relations Board from ordering any employer to close, relocate, or transfer employment under any circumstances.

H.R. 2867. An act to reauthorize the International Religious Freedom Act of 1998, and for other purposes.

The message also announced that pursuant to 22 U.S.C. 276d and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Canada-United States Interparliamentary Group: Mr. DREIER of California, Mr. LUNGREN of California, Mrs. MILLER of Michigan, Mr. SMITH of Nebraska, Mr. HUIZENGA of Michigan, Mr. HIGGINS of New York, Mr. MEEKS of New York, Ms. SLAUGHTER of New York, Mr. WELCH of Vermont, and Mr. LARSEN of Washington.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2867. An act to reauthorize the International Religious Freedom Act of 1998, and for other purposes; to the Committee on Foreign Relations.

HOUSE JOINT RESOLUTION
PLACED ON THE CALENDAR

The following joint resolution was read the first and second times by unanimous consent, and placed on the calendar:

The following joint resolution was read the first and second times by unanimous consent, and placed on the calendar pursuant to Public Law 112-25, section 301(a)(2):

H.J. Res. 77. Joint resolution relating to the disapproval of the President's exercise of authority to increase the debt limit, as submitted under section 3101A of title 31, United States Code, on August 2, 2011.

APPROVING THE RENEWAL OF
IMPORT RESTRICTIONS
CONTAINED IN THE BURMESE
FREEDOM AND DEMOCRACY ACT
OF 2003

The PRESIDING OFFICER (Mr. LEVIN in the chair) laid before the Senate its pending business, viz, the joint resolution (H.J. Res. 66) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003; and

The Senate resumed consideration of the joint resolution.

The question being on agreeing to amendment No. 609, proposed by Mr. REID, to amendment No. 608, proposed by Mr. REID, to the instructions (designated No. 607) contained in the motion, by Mr. REID, that the Senate commit the pending joint resolution to the Committee on Finance with instructions to report back forthwith.

By unanimous consent, on the request of Mr. REID,

Ordered, That, except for amendment No. 602 (in the nature of a substitute), the pending amendments and motion to commit be withdrawn; and that the following be the only amendments in order to be proposed to amendment No. 602 (in the nature of a substitute):

Amendment No. 610, intended to be proposed by Mr. COBURN;

Amendment No. 613, intended to be proposed by Mr. PAUL.

Ordered further, That the time until 4 p.m. be equally divided and controlled between the two leaders, or their designees, for debate on the amendments and joint resolution; that Mr. COBURN control 30 minutes of the time of the minority therein; that Mr. PAUL control 15 minutes of the time of the minority therein; and that, at 4 p.m., the Senate vote on the question of agreeing to the amendments in the following order: Amendment No. 610, amendment No. 613, amendment No. 602 (in the nature of a substitute), as may be amended.

Ordered further, That budget points of order, and motions to waive in relation thereto, be in order; that no amendment, point of order, or motion be in order prior to votes;

that amendments not be divided; that each amendment receive a minimum of 60 yeas votes to be agreed to; that motions to reconsider be considered made and laid on the table; that, if amendment No. 602 (in the nature of a substitute), as may be amended, so receives a minimum of 60 yeas votes, the joint resolution be read the third time, and passed; and that, if said amendment (in the nature of a substitute) fails to receive a minimum of 60 yeas votes, motions to bring to a close debate, presented on yesterday, be withdrawn, and the joint resolution be returned to the calendar.

Pursuant to the foregoing order,

The question being on agreeing to amendment No. 602 (in the nature of a substitute) to the joint resolution.

Pending debate,

Pursuant to the order of today,

On motion by Mr. COBURN to amend the pending amendment (in the nature of a substitute), at the appropriate place, by inserting certain words (being amendment No. 610).

Pending debate,

The pending amendment was laid aside, by unanimous consent.

The question being on agreeing to amendment No. 602 (in the nature of a substitute) to the joint resolution.

Pursuant to the order of today,

On motion by Mr. PAUL to amend the pending amendment (in the nature of a substitute), on page 12, after line 11, by inserting certain words (being amendment No. 613).

Pending debate,

OBJECTIONS TO CONSIDERATION
OF BILL H.R. 2887

Mr. COBURN asked unanimous consent that the Senate proceed to consider the bill (H.R. 2887) to provide an extension of surface and air transportation programs, and for other purposes; that an amendment, relative to a four-month extension, be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. REID objected.

Mr. COBURN asked unanimous consent that the Senate proceed to consider bill H.R. 2887; that an amendment, relative to a repeal, be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. REID objected.

Mr. COBURN asked unanimous consent that the Senate proceed to consider bill H.R. 2887; that an amendment, relative to a six-month surface transportation extension, be proposed by him, and agreed to; that the bill, as thus amended, be read the third time,

and passed; and that a motion to reconsider be made and laid on the table.

Mr. REID objected.

Mr. REID asked unanimous consent that, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to consider bill H.R. 2887; that the following be the only first-degree amendments in order:

An amendment, intended to be proposed by Mr. COBURN, relative to transportation enhancements;

An amendment, intended to be proposed by Mr. PAUL, relative to a limitation on highway trust funds; and

An amendment, intended to be proposed by Mr. PAUL, relative to FAA funding levels.

Mr. REID further asked unanimous consent, that there be two hours, equally divided and controlled, for debate between the two leaders, or their designees, prior to votes in relation to the amendments; that no amendment be in order to the amendments prior to a vote; that each amendment receive a minimum of 60 yeas votes to be agreed to; that, upon disposition of the amendments, the Senate vote on passage of the bill, as may be amended; that Budget points of order, and motions to waive in relation thereto, be in order; that no other points of order or motions be in order; and that motions to reconsider be considered made and laid on the table.

Mr. COBURN objected.

APPROVING THE RENEWAL OF IMPORT RESTRICTIONS CONTAINED IN THE BURMESE FREEDOM AND DEMOCRACY ACT OF 2003

The Senate resumed consideration of joint resolution H.J. Res. 66.

The question being on agreeing to amendment No. 613 to amendment No. 602 (in the nature of a substitute) to the joint resolution.

Pending debate,

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That there be 2 minutes, equally divided and controlled, for debate prior to the votes on amendments Numbered 610 and 613; and that there be 4 minutes, equally divided and controlled, for debate prior to the vote on the question of agreeing to amendment No. 602 (in the nature of a substitute).

The question being on agreeing to amendment No. 613 to amendment No. 602 (in the nature of a substitute) to the joint resolution.

Pursuant to the order of today,

After debate,

The question recurring on agreeing to amendment No. 610 to amendment No. 602 (in the nature of a substitute) to the joint resolution.

On motion by Ms. LANDRIEU,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The hour of 4 p.m. having passed,

Pursuant to the order of today, as modified,

The question being taken.

It was determined in the negative---

yeas... 54, nays... 45

[Rollcall Vote No. 133 Leg.]

YEAS --- 54

Alexander, Ayotte, Barrasso, Baucus, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Klobuchar, Kyl, Lee, Lugar, Manchin, McCain, McCaskill, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Tester, Thune, Toomey, Vitter, Webb, Wicker.

NAYS --- 45

Akaka, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Udall (CO), Udall (NM), Warner, Whitehouse, Wyden.

So the amendment was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of today).

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 613 to amendment No. 602 (in the nature of a substitute) to the joint resolution.

After debate,

On motion by Mr. MCCAIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

Pursuant to the order of today,

The question being taken.

It was determined in the negative---

yeas... 20, nays... 78

[Rollcall Vote No. 134 Leg.]

YEAS --- 20

Barrasso, Burr, Coburn, DeMint, Enzi, Grassley, Hutchison, Inhofe, Johnson (WI), Lee, Moran, Nelson (NE), Paul, Roberts, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 78

Akaka, Alexander, Ayotte, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hatch, Hoeven, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar,

Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

The question being on agreeing to amendment No. 602 (in the nature of a substitute) to the joint resolution.

ORDER FOR CONSIDERATION OF BILL H.R. 2887

By unanimous consent, on the request of Mr. REID,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to consider the bill (H.R. 2887) to provide an extension of surface and air transportation programs, and for other purposes; that the following be the only first-degree amendments in order to be proposed to the bill:

An amendment intended to be proposed by Mr. PAUL, relative to limitation on highway trust funds;

An amendment intended to be proposed by Mr. PAUL, relative to FAA funding levels.

Ordered further, That there be 10 minutes for debate on the amendments and the bill, equally divided and controlled, between Mr. PAUL and Mr. REID, prior to a vote on the amendments in the order listed; that no amendments be in order to the amendments prior to votes thereon; that each amendment receive a minimum of 60 yeas votes to be agreed to; that, upon disposition of the amendments, the bill, as may be amended, be read the third time; that the Senate then vote on passage of the bill as may be amended; that no other amendment or point of order be in order to the bill, other than budget points of order and applicable motions to waive; and that motions to reconsider be considered made and laid on the table.

APPROVING THE RENEWAL OF IMPORT RESTRICTIONS CONTAINED IN THE BURMESE FREEDOM AND DEMOCRACY ACT OF 2003

The Senate resumed consideration of joint resolution H.J. Res. 66.

The question being on agreeing to amendment No. 602 (in the nature of a substitute) to the joint resolution.

After debate,

On motion by Mr. DURBIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment (in the nature of a substitute).

Pursuant to the order of today,
The question being taken.
It was determined in the affirmative---
yeas... 62, nays... 37

[Rollcall Vote No. 135 Leg.]

YEAS --- 62

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Heller, Hoeven, Inouye, Johnson (SD), Kerry, Klobuchar, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wyden.

NAYS --- 37

Alexander, Ayotte, Barrasso, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Paul, Portman, Risch, Roberts, Sessions, Shelby, Thune, Wicker.

So the amendment (in the nature of a substitute) was agreed to.

The question being on passage of the joint resolution, as amended.

Pursuant to the order of today,

The joint resolution, as amended, was read the third time.

Pursuant to the order of today,

Resolved, That it pass.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

SURFACE AND AIR TRANSPORTATION PROGRAMS EXTENSION ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (H.R. 2887) to provide an extension of surface and air transportation programs, and for other purposes.

The question being on the passage of the bill.

By unanimous consent, on the request of Mr. REID,

Ordered, That votes to be ordered in "stacked" sequence each be 10 minutes in duration.

The question being on passage of the bill.

Pursuant to the order of today,

On motion by Mr. PAUL to amend the pending bill on page 38, by striking "(d)" on line 24, and inserting other words (being amendment No. 621).

The pending amendment was laid aside.

The question being on passage of the bill.

Pursuant to the order of today,

On motion by Mr. PAUL to amend the pending bill in title II, at the end thereof, by adding certain words (being amendment No. 622).

Pending debate,

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 621 to the bill.

On motion by Mr. PAUL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---

yeas... 14, nays... 84

[Rollcall Vote No. 136 Leg.]

YEAS --- 14

Burr, Chambliss, Coats, Coburn, Corker, Crapo, DeMint, Johnson (WI), Kyl, Lee, McCain, Paul, Risch, Toomey.

NAYS --- 84

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Cornyn, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was not agreed to.

The question recurring on agreeing to amendment No. 622 to the bill.

On motion by Mr. PAUL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---

yeas... 36, nays... 61

[Rollcall Vote No. 137 Leg.]

YEAS --- 36

Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, McCain, McConnell, Moran, Paul, Portman, Risch, Roberts, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 61

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Coats, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Hoeven, Hutchison, Inouye, Johnson (SD), Kerry,

Klobuchar, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

The question being on passage of the bill.

Pursuant to the order of today,

The bill was read the third time.

The question being on passage of the bill.

On motion by Mr. PAUL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill.

On the question, Shall it pass?

It was determined in the affirmative---

yeas... 92, nays... 6

[Rollcall Vote No. 138 Leg.]

YEAS --- 92

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 6

Coburn, DeMint, Johnson (WI), Lee, Paul, Toomey.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RELATIVE TO THE DEATH OF THE HONORABLE MALCOLM WALLOP, FORMER SENATOR FOR THE STATE OF WYOMING

On the request of Mr. ENZI,

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) laid before the Senate the resolution (S. Res. 268) relative to the death of the Honorable Malcolm Wallop, former Senator for the State of Wyoming, submitted today by Mr. ENZI (for himself, Mr. BARRASSO, Mr. MCCONNELL, Mr. REID, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr.

COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

Pending debate,

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. BENNET,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. BENNET,

The Senate resumed its legislative session.

DESIGNATING "NATIONAL HISTORICALLY BLACK COLLEGES AND UNIVERSITIES WEEK"

On the request of Mr. BENNET,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 269) designating the week beginning September 19, 2011, as "National Historically Black Colleges and Universities Week", submitted today by Mr. GRAHAM (for himself, Mrs. HAGAN, Mr. ALEXANDER, Mr. BURR, Mr. SHERROD BROWN, Mr. CARDIN, Mr. CHAMBLISS, Mr. COBURN, Mr. COCHRAN, Mr. COONS, Mr. CORNYN, Mr. DEMINT, Mr. DURBIN, Mrs. HUTCHISON, Mrs. MCCASKILL,

Ms. LANDRIEU, Ms. MIKULSKI, Mr. BILL NELSON, Mr. CARPER, and Mr. LEVIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. BENNET,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2587) to prohibit the National Labor Relations Board from ordering any employer to close, relocate, or transfer employment under any circumstance, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. BENNET asked unanimous consent that the bill be read the second time.

Mr. BENNET objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. BENNET,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

AUTHORITY FOR ADJOURNMENT ON TODAY

By unanimous consent, on the request of Mr. BENNET

Ordered, That the Senate adjourn, following remarks by Mr. WHITEHOUSE.

After debate,

ADJOURNMENT

Under the authority of the order of today, At 8:07 p.m.,

The PRESIDING OFFICER declared the Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

FRIDAY, SEPTEMBER 16, 2011

Mr. HARRY REID, from the State of Nevada, called the Senate to order at 10:01 a.m., the Chaplain offered a prayer, and Mr. MANCHIN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, September 16, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JOE MANCHIN III, a Senator from the State of West Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. MANCHIN took the chair.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2587) to prohibit the National Labor Relations Board from ordering any employer to close, relocate, or transfer employment under any circumstance, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two
leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the
transaction of morning business.
Pending debate,

ADDITIONAL COSPONSORS
S. 1094

At the request of Mr. MENENDEZ, the name
of the Senator from New Hampshire [Mrs.
SHAHEEN] was added as a cosponsor of
S. 1094, a bill to reauthorize the Combating
Autism Act of 2006 (Public Law 109-416).

S. 1369

At the request of Mr. CRAPO, the name of
the Senator from West Virginia [Mr.
MANCHIN] was added as a cosponsor of
S. 1369, a bill to amend the Federal Water
Pollution Control Act to exempt the conduct
of silvicultural activities from national
pollutant discharge elimination system
permitting requirements.

S. 1507

At the request of Mr. HATCH, the names of
the Senator from Arizona [Mr. KYL], the
Senator from South Carolina [Mr. DEMINT],
the Senator from Alabama [Mr. SESSIONS],
the Senator from South Dakota [Mr. THUNE],
the Senator from Kentucky [Mr. PAUL], the
Senator from Florida [Mr. RUBIO] and the
Senator from Wisconsin [Mr. JOHNSON] were
added as cosponsors of S. 1507, a bill to
provide protections from workers with
respect to their right to select or refrain from
selecting representation by a labor
organization.

S. 1517

At the request of Mr. LAUTENBERG, the
name of the Senator from Alaska [Mr.
BEGICH] was added as a cosponsor of
S. 1517, a bill to provide for the creation of
jobs.

MESSAGE FROM THE HOUSE

The following message was received from
the House of Representatives on today, as
indicated:

At 10:36 a.m., a message from the House
of Representatives, delivered by Mr.
Novotny, one of its reading clerks,
announced that the Speaker has signed the
following enrolled bill:

H.R. 2887. An act to provide an extension
of surface and air transportation programs,
and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed
by the PRESIDENT pro tempore.

MOTION TO PROCEED TO
CONSIDER BILL H.R. 2832

On motion by Mr. REID that the Senate
proceed to consider the bill (H.R. 2832) to
prohibit the National Labor Relations Board
from ordering any employer to close,
relocate, or transfer employment under any
circumstance.

The question being on agreeing to the
motion.

Mr. REID presented a motion to bring to a
close debate on the pending motion to
proceed; which was stated, as follows:

We, the undersigned Senators, in
accordance with the provisions of rule XXII
of the Standing Rules of the Senate, do
hereby move to bring to a close debate on the
motion to proceed to consider bill H.R. 2832:

HARRY REID, MAX BAUCUS, ROBERT P.
CASEY, JR., MARK UDALL, DEBBIE
STABENOW, JEFF BINGAMAN, D. K. INOUE,
MARIA CANTWELL, PATTY MURRAY, RICHARD
BLUMENTHAL, MICHAEL F. BENNET, PAT
LEAHY, TOM HARKIN, BARBARA BOXER,
SHERROD BROWN, CARL LEVIN.

By unanimous consent, on the request
of Mr. REID,

Ordered, That the quorum under the rule be
waived; and that, at 5:30 p.m., on Monday,
September 19, 2011, the Senate vote on the
question of agreeing to the motion to bring to
a close debate on the motion to proceed to
consider bill H.R. 2832.

The question being on agreeing to the
motion to proceed.

ORDERS FOR ADJOURNMENT
UNTIL 2 P.M. ON MONDAY,
SEPTEMBER 19, 2011, AND FOR
PROGRAM

By unanimous consent, on the request
of Mr. REID,

Ordered, That, when the Senate concludes
its business on today, it adjourn until 2 p.m.
on Monday, September 19, 2011; that, on
Monday next, immediately following the
prayer and reciting of the Pledge of
Allegiance to the Flag of the United States of
America, the Journal of the proceedings of
the Senate be approved to date, the morning
hour be deemed expired, and the times for the
two leaders be reserved; that the Senate then
proceed to a period for the transaction of
morning business until 4:30 p.m., with
Senators permitted to speak for 10 minutes
each therein; that, following morning
business, the Senate resume consideration of
the motion to proceed to consider bill
H.R. 2832; and that the time until 5:30 p.m.
be equally divided and controlled for debate

between Mr. BAUCUS and Mr. HATCH, or
their designees.

ADJOURNMENT

By unanimous consent, on the request
of Mr. REID,

At 11:17 a.m.,

The Senate adjourned, under its order of
today, until 2 p.m. on Monday, September
19, 2011.

MONDAY, SEPTEMBER 19, 2011

Mr. RICHARD BLUMENTHAL, from the State
of Connecticut, called the Senate to order at 2
p.m., the Chaplain offered a prayer, and Mr.
BLUMENTHAL led the Senate in reciting the
Pledge of Allegiance to the Flag of the
United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following
communication from the PRESIDENT pro
tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

*Washington, DC, September 19, 2011.**To the Senate:*

Under the provisions of rule I, paragraph 3,
of the Standing Rules of the Senate, I hereby
appoint the Honorable RICHARD
BLUMENTHAL, a Senator from the State of
Connecticut, to perform the duties of the
Chair

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Friday, September
16, 2011,

The Journal of the proceedings of the
Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of Friday, September
16, 2011,

The morning hour being deemed expired,
and the times for the recognition of the two
leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of Friday, September
16, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT
RECEIVED DURING
ADJOURNMENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries on today, during adjournment:

FISCAL PLAN ENTITLED "LIVING
WITHIN OUR MEANS AND INVESTING
IN THE FUTURE" -- PM 22

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on the Budget:

To The Congress of the United States:

This continues to be a time of challenge for our country. We face an economic crisis that has left millions of our neighbors jobless, and a political crisis that has made things worse. Millions of Americans are looking for work. Across our country, families are doing their best just to scrape by—giving up nights out with the family to save on gas or make the mortgage, or postponing retirement to send a child to college.

These men and women grew up with faith in an America where hard work and responsibility paid off. They believed in a country where everyone gets a fair shake and does their fair share; they believed that if you worked hard and played by the rules, you would be rewarded with a decent salary and good benefits. If you did the right thing, you could make it in America.

For decades now, Americans have watched that compact erode. They have seen the decks too often stacked against them. And they know that Washington has not always put their interests first. Too often, our Nation's capital has been consumed by partisanship. Too often, the needs of special interests or politics have been put ahead of what is best for the country.

That is what must change. The American people work hard to meet their responsibilities. Now, as the Nation faces an economy that is not growing and creating jobs as it should, so must its leaders. While the continued recovery of our economy will be driven by the businesses and workers across our land, policymakers in Washington can take steps to help Americans right now and set the most favorable conditions we can for growth and job creation for years to come. We can live within our means and invest for the future.

That is why last week I presented to the Congress and the American people the American Jobs Act, to provide a jolt to the economy and give companies confidence that if they invest and hire, there will be

customers for their products and services. This jobs bill will put more people back to work and more money in the pockets of those who are working. It will create more jobs for construction workers, more jobs for teachers, more jobs for veterans, and more jobs for the long-term unemployed. It will provide a tax break for companies that hire new workers, and it will cut payroll taxes in half for every working American and every small business. It will create jobs for people to rebuild our aging infrastructure and repair and modernize at least 35,000 schools. Moreover, the proposals in the American Jobs Act are the kind of proposals that have been supported by Democrats and Republicans in the past.

I am committed to paying for this jobs bill. The Budget Control Act that I signed into law last month will cut annual Government spending by about \$1 trillion over the next 10 years. It also charges the Joint Select Committee on Deficit Reduction with finding an additional \$1.5 trillion in savings. As part of this jobs bill, I am asking the Congress to increase that amount so that it covers the full cost of the American Jobs Act. In addition, I believe that the Congress should seize the opportunity that this new Committee presents and do much more so that we can put the country on a sustainable fiscal path, which is critical for our long-term economic growth and competitiveness.

For this reason, I am sending to the Congress this detailed plan to pay for this jobs bill and realize more than \$3 trillion in net deficit reduction over the next 10 years. Combined with the approximately \$1 trillion in savings from the first part of the Budget Control Act, this would generate more than \$4 trillion in deficit reduction over the next decade. This would bring the Nation to the point where current spending is no longer adding to our debt and where our debt is no longer increasing as a share of our economy—an important milestone on the way to restoring fiscal discipline and moving us toward balance.

This plan is a balanced one that asks everyone to do their part. It includes nearly \$580 billion in cuts and reforms to mandatory programs of which \$320 billion is savings from Federal health programs such as Medicare and Medicaid. These changes are necessary to maintain the promise of Medicare as we know it.

The plan also realizes more than \$1 trillion in savings over the next 10 years from our drawdowns in Afghanistan and Iraq. And the plan calls for the Congress to undertake comprehensive tax reform that lowers tax rates, closes loopholes, boosts job creation here at home, cuts the deficit by \$1.5 trillion, and observes the Buffett Rule—that people making more than \$1 million a year should not pay a smaller share of their income in taxes than middle-class families pay.

To assist the Committee in its work, I also included specific tax loophole closers and measures to broaden the tax base. Together with the expiration of the high-income tax cuts from 2001 and 2003, these measures would be more than enough to reach this \$1.5 trillion target. They include cutting tax preferences for high-income households, eliminating tax breaks for oil and gas companies, closing the carried interest loophole for investment fund managers, and eliminating benefits for those who use corporate jets.

In sum, the plan I am sending to the Congress today is a blueprint for how we can reduce this deficit, pay down our debt, and pay for the American Jobs Act in the process. I have little doubt that some of these proposals will not be popular with those who benefit from these affected programs. And some of these changes are ones that we would not make if it were not for our fiscal situation. But we are all in this together, and all of us must contribute to getting our economy moving again and on a firm fiscal footing.

After all, we are all connected. No single individual built America on his or her own. We built it together. We have been, and always will be, "one Nation, under God, indivisible, with liberty and justice for all." We have always been a people with responsibilities to ourselves and with responsibilities to one another. This means that as Americans work hard to find a job, keep their businesses afloat and grow, and provide for their kids, their representatives in Washington must meet their responsibilities and make the tough choices needed to get our economy back on track.

This plan lives up to a simple idea: as a Nation, we can live within our means while still making the investments we need to prosper. It follows a balanced approach: asking everyone to do their part, so no one has to bear all the burden. And it says that everyone—including millionaires and billionaires—has to pay their fair share.

These may be tough times for our country, but I have a deep faith in the American spirit, and we are tougher than the times we live in and bigger than the politics we have recently seen. If we all put partisanship aside and roll up our sleeves, I have no doubt that we can meet the challenges of the moment and show the world once again why the United States of America remains the greatest country on Earth.

BARACK OBAMA.

THE WHITE HOUSE, *September 19, 2011.*

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with

accompanying papers, reports, and documents, and were referred as indicated:

EC-3273. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Pears Grown in Oregon and Washington; Assessment Rate Decrease for Fresh Pears" (Doc. No. AMS-FV-11-0060; FV11-927-2 IR) received in the Office of the President of the Senate on September 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3274. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Dried Prunes Produced in California; Decreased Assessment Rate" (Doc. No. AMS-FV-11-0068; FV11-993-1 IR) received in the Office of the President of the Senate on September 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3275. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Pears Grown in Oregon and Washington; Assessment Rate Decrease for Processed Pears" (Doc. No. AMS-FV-0070; FV11-927-3 IR) received in the Office of the President of the Senate on September 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3276. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Softwood Lumber Research, Promotion, Consumer Education and Industry Information Order; Correction" ((Doc. No. AMS-FV-10-0015C; FR)-(RIN0581-AD03)) received in the Office of the President of the Senate on September 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3277. A communication from the Acting Administrator of the Cotton and Tobacco Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Cotton Board Rules and Regulations: Adjusting Supplemental Assessment on Imports" (Doc. No. AMS-CN-11-0026; CN-11-002) received in the Office of the President of the Senate on September 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3278. A communication from the Director of the Regulatory Review Group, Farm Service Agency, Department of Agriculture, transmitting, pursuant to law, the

report of a rule entitled "Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish Program, Livestock Indemnity Program, and General Provisions for Supplemental Agricultural Disaster Assistance Programs" (RIN0560-AH95) received in the Office of the President of the Senate on September 15, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3279. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Tetrachlorvinphos; Extension of Time-Limited Interim Pesticide Tolerances" (FRL No. 8887-5) received in the Office of the President of the Senate on September 15, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3280. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a biennial report relative to the Food Emergency Response Network; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3281. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Updated Statements of Legal Authority for the Export Administration Regulations" (RIN0694-AF34) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3282. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency declared in Executive Order 12978 of October 21, 1995, with respect to significant narcotics traffickers centered in Colombia; to the Committee on Banking, Housing, and Urban Affairs.

EC-3283. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Iran as declared in Executive Order 12957; to the Committee on Banking, Housing, and Urban Affairs.

EC-3284. A communication from the Director of Congressional Affairs, Office of the General Counsel, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Licenses, Certifications, and Approvals for Material Licenses" (RIN3150-AI79) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Environment and Public Works.

EC-3285. A communication from the Director of Congressional Affairs, Nuclear Reactor Regulation, Nuclear Regulatory

Commission, transmitting, pursuant to law, the report of a rule entitled "Notice of Availability of Proposed Models for Plant-Specific Adoption of Technical Specifications Task Force Traveler TSTF-500, Revision 2, 'DC Electrical Rewrite - Update to TSTF-360'" (NUREG-1430, -1431, -1432, -1433, -1434) received in the Office of the President of the Senate on September 15, 2011; to the Committee on Environment and Public Works.

EC-3286. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Amendments to National Emission Standards for Hazardous Air Pollutants for Area Sources: Plating and Polishing" (FRL No. 9466-1) received in the Office of the President of the Senate on September 15, 2011; to the Committee on Environment and Public Works.

EC-3287. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Control of Particulate Matter Emissions from the Operation of Outdoor Wood-Fired Boilers" (FRL No. 9468-4) received in the Office of the President of the Senate on September 15, 2011; to the Committee on Environment and Public Works.

EC-3288. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Bacillus thuringiensis eCry3.1Ab Protein in Corn; Temporary Exemption From the Requirement of a Tolerance" (FRL No. 8889-2) received in the Office of the President of the Senate on September 15, 2011; to the Committee on Environment and Public Works.

EC-3289. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Final Withdrawal of Certain Federal Aquatic Life Water Quality Criteria Applicable to Wisconsin" (FRL No. 9466-3) received in the Office of the President of the Senate on September 15, 2011; to the Committee on Environment and Public Works.

EC-3290. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Oregon: Final Approval of State Underground Storage Tank Program" (FRL No. 9465-3) received in the Office of the President of the Senate on

September 15, 2011; to the Committee on Environment and Public Works.

EC-3291. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicaid Program; Recovery Audit Contractors" (RIN0938-AQ19) received in the Office of the President of the Senate on September 14, 2011; to the Committee on Finance.

EC-3292. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Due Dates for Estate Tax Return or Form 939, Extension of Time to Pay Estate Tax, and Penalty Relief" (Notice 2011-76) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Finance.

EC-3293. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Tax Treatment of Employer Provided Cell Phones" (Notice 2011-72) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Finance.

EC-3294. A communication from the Secretary of the Treasury, transmitting, pursuant to Executive Order 13313 of July 31, 2003, a semiannual report detailing telecommunications-related payments made to Cuba pursuant to Department of the Treasury licenses; to the Committee on Foreign Relations.

EC-3295. A communication from the Acting Secretary of Commerce, transmitting, pursuant to law, a report relative to the export to the People's Republic of China of items ((1) low rail contour tape laying machine, (2) filament winding machines, and (1) 20 inch jet mill) not detrimental to the U.S. space launch industry; to the Committee on Foreign Relations.

EC-3296. A communication from the Acting Secretary of Commerce, transmitting, pursuant to law, a report relative to the export to the People's Republic of China of items (6,000 kilograms of Carboxy Terminated Polybutadiene and other items) not detrimental to the U.S. space launch industry; to the Committee on Foreign Relations.

EC-3297. A communication from the Acting Secretary of Commerce, transmitting, pursuant to law, a report relative to the export to the People's Republic of China of items ((1) 8 micron master jet mill and other items) not detrimental to the U.S. space launch industry; to the Committee on Foreign Relations.

EC-3298. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to

law, the report of a rule entitled "Rate Increase Disclosure and Review: Definitions of 'Individual Market' and 'Small Group Market' (CMS-9999-F)" (RIN0938-AR26) received in the Office of the President of the Senate on September 14, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3299. A communication from the Secretary of Education, transmitting, pursuant to law, the report of a rule entitled "Early Intervention Program for Infants and Toddlers with Disabilities" (RIN1820-AB59) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3300. A communication from the Director, Recruitment and Hiring/Hiring Policy, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Noncompetitive Appointment of Certain Military Spouses" (RIN3206-AM36) received in the Office of the President of the Senate on September 15, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3301. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Georgia Advisory Committee; to the Committee on the Judiciary.

EC-3302. A communication from the Management and Program Analyst, Citizenship and Immigration Services, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Commonwealth of the Northern Mariana Islands Traditional Worker Classification" (RIN1615-AB76) received in the Office of the President of the Senate on September 15, 2011; to the Committee on the Judiciary.

EC-3303. A communication from the Vice Chair, Federal Election Commission, transmitting, pursuant to law, the Commission's fiscal year 2013 budget request; to the Committee on Rules and Administration.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. BOXER:

S. 1574. A bill to designate certain Federal lands in San Diego County, California, as wilderness, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CARDIN (for himself and Mr. CRAPO):

S. 1575. A bill to amend the Internal Revenue Code of 1986 to modify the depreciation recovery period for energy-

efficient cool roof systems; to the Committee on Finance.

By Ms. LANDRIEU (for herself, Mr. KERRY, and Mr. NELSON of Florida):

S. 1576. A bill to measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes; to the Committee on Foreign Relations.

By Mr. BAUCUS (for himself, Mr. HATCH, Mr. KERRY, Ms. SNOWE, Mr. WYDEN, Mr. CRAPO, Ms. STABENOW, Mr. CORNYN, Ms. CANTWELL, and Mr. MENENDEZ):

S. 1577. A bill to amend the Internal Revenue Code of 1986 to increase and make permanent the alternative simplified research credit, and for other purposes; to the Committee on Finance.

By Mr. TOOMEY (for himself and Mr. BOOZMAN):

S. 1578. A bill to amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems; to the Committee on Environment and Public Works.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. DURBIN (for himself, Mr. KIRK, Mr. ROCKEFELLER, Mr. REID, Mr. MCCONNELL, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KERRY, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs.

MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN):

S. Res. 271. A resolution honoring the life and legacy of the Honorable Charles H. Percy, former Senator for the State of Illinois; considered and agreed to.

ADDITIONAL COSPONSORS

S. 50

At the request of Mr. INOUE, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 50, a bill to strengthen Federal consumer product safety programs and activities with respect to commercially-marketed seafood by directing the Secretary of Commerce to coordinate with the Federal Trade Commission and other appropriate Federal agencies to strengthen and coordinate those programs and activities.

S. 119

At the request of Mr. VITTER, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 119, a bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects.

S. 170

At the request of Mrs. BOXER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 170, a bill to provide for the affordable refinancing of mortgages held by Fannie Mae and Freddie Mac.

S. 409

At the request of Mr. SCHUMER, the names of the Senator from Maine [Ms. COLLINS] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 409, a bill to ban the sale of certain synthetic drugs.

S. 579

At the request of Mr. LAUTENBERG, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 579, a bill to amend title 10, United States Code, to direct the Secretary of Defense to provide members of the Individual Ready Reserve, Individual Mobilization Augmentees, and inactive members of the National Guard who served in Afghanistan or Iraq with information on counseling to prevent suicide, and for other purposes.

S. 605

At the request of Mr. GRASSLEY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 605, a bill to amend the Controlled Substances Act to place synthetic drugs in Schedule I.

S. 633

At the request of Ms. CANTWELL, her name was added as a cosponsor of S. 633, a bill to prevent fraud in small business contracting, and for other purposes.

S. 839

At the request of Ms. KLOBUCHAR, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 839, a bill to ban the sale of certain synthetic drugs.

S. 960

At the request of Mr. KERRY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 960, a bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home.

S. 983

At the request of Mr. NELSON of Florida, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 983, a bill to amend the Internal Revenue Code of 1986 to disallow a deduction for amounts paid or incurred by a responsible party relating to a discharge of oil.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1219

At the request of Mr. BARRASSO, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1219, a bill to require Federal agencies to assess the impact of Federal action on jobs and job opportunities, and for other purposes.

S. 1223

At the request of Mr. FRANKEN, the names of the Senator from Vermont [Mr. SANDERS] and the Senator from Illinois [Mr. DURBIN] were added as cosponsors of S. 1223, a bill to address voluntary location tracking of electronic communications devices, and for other purposes.

S. 1285

At the request of Mr. KOHL, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 1285, a bill to amend the Internal Revenue Code of 1986 to extend and modify the credit for new qualified hybrid motor vehicles, and for other purposes.

S. 1299

At the request of Mr. MORAN, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1315

At the request of Mr. BLUMENTHAL, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 1315, a bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to extend public safety officers' death benefits to fire police officers.

S. 1366

At the request of Ms. CANTWELL, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1366, a bill to amend the Internal Revenue Code of 1986 to broaden the special rules for certain governmental plans under section 105(j) to include plans established by political subdivisions.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

S. 1486

At the request of Mr. ROBERTS, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1486, a bill to amend title XVIII of the Social Security Act to clarify and expand on criteria applicable to patient admission to and care furnished in long-term care hospitals participating in the Medicare program, and for other purposes.

S. 1495

At the request of Ms. MURKOWSKI, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1495, a bill to amend the school dropout prevention program in the Elementary and Secondary Education Act of 1965.

S. 1512

At the request of Mr. CARDIN, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1512, a bill to amend the Internal Revenue Code of 1986 and the Small Business Act to expand the availability of employee stock ownership

plans in S corporations, and for other purposes.

S. 1514

At the request of Mr. TESTER, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 1514, a bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1528

At the request of Mr. JOHANNIS, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1528, a bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, and for other purposes.

S. 1539

At the request of Mr. CORNYN, the names of the Senator from Arizona [Mr. KYL] and the Senator from Oklahoma [Mr. INHOFE] were added as cosponsors of S. 1539, a bill to provide Taiwan with critically needed United States-built multirole fighter aircraft to strengthen its self-defense capability against the increasing military threat from China.

S. 1542

At the request of Mr. BAUCUS, the names of the Senator from Michigan [Ms. STABENOW] and the Senator from Massachusetts [Mr. KERRY] were added as cosponsors of S. 1542, a bill to amend part B of title IV of the Social Security Act to extend the child and family services program through fiscal year 2016, and for other purposes.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE RESOLUTION 248

At the request of Mr. KERRY, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of Senate Resolution 248, a resolution supporting the goals and ideals of National Brain Aneurysm Awareness Month.

MOTION TO PROCEED TO CONSIDER BILL H.R. 2832

Pursuant to the order of Friday, September 16, 2011, as modified,

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate the motion, made by Mr. REID on Friday, September 16,

2011, that the Senate proceed to consider the bill (H.R. 2832) to extend the Generalized System of Preferences, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

The hour of 5:30 p.m. having arrived,

Pursuant to the order of Friday, September 16, 2011,

The PRESIDING OFFICER laid before the Senate the motion, presented by Mr. REID on Friday, September 16, 2011, to bring to a close debate on the motion to proceed to consider bill H.R. 2832.

Pursuant to the order of Friday, September 16, 2011.

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 84, nays... 8

[Rollcall Vote No. 139 Leg.]

YEAS --- 84

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Heller, Hoeven, Hutchison, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McConnell, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Snowe, Tester, Thune, Toomey, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 8

Coburn, DeMint, Kyl, Lee, McCain, Sessions, Shelby, Vitter.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to proceed.

Pending debate,

HONORING THE LIFE AND LEGACY OF THE HONORABLE CHARLES H. PERCY, FORMER SENATOR FOR THE STATE OF ILLINOIS

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 271) honoring

the life and legacy of the Honorable Charles H. Percy, former Senator for the State of Illinois, submitted today by Mr. DURBIN (for himself, Mr. KIRK, Mr. ROCKEFELLER, Mr. REID, Mr. MCCONNELL, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNIS, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KERRY, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE MINORITY LEADER

LIBRARY OF CONGRESS TRUST FUND BOARD

The PRESIDING OFFICER announced that the minority leader, in consultation with the majority leader, pursuant to Public Law 68-541, as amended by Public Law 102-246, had appointed the following individuals to serve as members of the Library of Congress Trust Fund Board for five year terms: Christopher G. Long of Delaware, and Kathleen L. Casey of Virginia.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate agree to the motion to proceed to consider bill H.R. 2832.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

Ordered further, That, Mr. HELLER be recognized to speak for 20 minutes, at 2:30 p.m. on tomorrow.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:35 p.m.,

The Senate adjourned, under its order of today, and pursuant to the provisions of S. Res. 271, as a further mark of respect to the late Senator Charles H. Percy, until 10 a.m. on tomorrow.

TUESDAY, SEPTEMBER 20, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, September 20, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3304. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Editorial Correction to the Export Administration Regulations" (RIN0694-AE90) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3305. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Agusta S.p.A. Model A109A and A109AH Helicopters" ((RIN2120-AA64)-(Docket No. FAA-2011-0861)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3306. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; General Electric Company (GE)

CF6-45 Series and CF6-50 Series Turbofan Engines" ((RIN2120-AA64)-(Docket No. FAA-2010-0998)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3307. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Truck Safety Standards; Concrete Cross ties" (RIN2130-AC35) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3308. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Procedures for Protests and Contract Disputes" ((RIN2120-AJ82)-(Docket No. FAA-2010-0840)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3309. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Agusta S.p.A. Model A109A, A109A II, A109C, and A109K2 Helicopters" ((RIN2120-AA64)-(Docket No. FAA-2011-0823)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3310. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Area Navigation Route Q-37; Texas" ((RIN2120-AA66)-(Docket No. FAA-2009-0867)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3311. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Hawaiian Islands, HI" ((RIN2120-AA66)-(Docket No. FAA-2011-0754)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3312. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Copperhill, TN" ((RIN2120-AA66)-(Docket No. FAA-2011-

0402)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3313. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Forest, VA" ((RIN2120-AA66)(Docket No. FAA-2011-0378)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. INOUE, from the Committee on Appropriations:

Special Report entitled "Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2012" (Rept. No. 112-81).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BROWN of Massachusetts:

S. 1579. A bill to amend title 37, United States Code, to provide that the basic allowance for housing in effect for a member of the National Guard is not reduced when the member transitions between active duty and full-time National Guard duty without a break in active service; to the Committee on Armed Services.

By Mr. HATCH (for himself and Mr. LEE):

S. 1580. A bill to direct the Secretary of the Interior to extend an exemption from certain requirements of the Endangered Species Act of 1973 to protect public health and safety; to the Committee on Environment and Public Works.

By Mrs. MCCASKILL:

S. 1581. A bill to improve the importer of record program and the collection of fees and duties in connection with the importation of merchandise into the United States, and for other purposes; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. KIRK, and Mrs. BOXER):

S. 1582. A bill to amend the Federal Water Pollution Control Act to modify provisions relating to beach monitoring, and for other purposes; to the Committee on Environment and Public Works.

By Mr. INHOFE (for himself, Mr. BLUNT, and Mr. CHAMBLISS):

S. 1583. A bill to amend the Internal Revenue Code of 1986 to provide a tax deduction for the purchase, construction, and

installation of a safe room or storm shelter, and for other purposes; to the Committee on Finance

By Mr. BENNET:

S. 1584. A bill to provide for additional quality control of drugs; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. BOXER (for herself, Mr. LAUTENBERG, Mr. KERRY, Mrs. MURRAY, Mr. BROWN of Ohio, Mrs. FEINSTEIN, Mr. DURBIN, Mr. SANDERS, Mr. BEGICH, Mr. CARDIN, Mr. MERKLEY, Mr. UDALL of Colorado, Mr. AKAKA, Mrs. GILLIBRAND, Mr. BLUMENTHAL, Mr. WHITEHOUSE, and Mrs. SHAHEEN):

S. 1585. A bill to prohibit the application of certain restrictive eligibility requirements to foreign nongovernmental organizations with respect to the provision of assistance under part I of the Foreign Assistance Act of 1961; to the Committee on Foreign Relations.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. PRYOR (for himself, Mr. BOOZMAN, and Mr. DURBIN):

S. Res. 272. A resolution designating November 1, 2011, as "National Jobs Day"; to the Committee on the Judiciary.

By Mr. BEGICH (for himself and Ms. MURKOWSKI):

S. Res. 273. A resolution congratulating the Nunaka Valley Little League junior girls softball team on their performance in the Junior League Softball World Series; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 20

At the request of Mr. HATCH, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 102

At the request of Mr. MCCAIN, the names of the Senator from Tennessee [Mr. ALEXANDER], the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from Wisconsin [Mr. JOHNSON] were added as cosponsors of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 170

At the request of Mrs. BOXER, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 170, a bill to provide for the affordable refinancing of mortgages held by Fannie Mae and Freddie Mac.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 366

At the request of Mrs. GILLIBRAND, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 366, a bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes.

S. 409

At the request of Mr. SCHUMER, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 409, a bill to ban the sale of certain synthetic drugs.

S. 466

At the request of Mrs. FEINSTEIN, her name was added as a cosponsor of S. 466, a bill to provide for the restoration of legal rights for claimants under holocaust-era insurance policies.

S. 534

At the request of Mr. KERRY, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 570

At the request of Mr. TESTER, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 633

At the request of Ms. SNOWE, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 633, a bill to prevent fraud in small business contracting, and for other purposes.

S. 740

At the request of Mr. REED, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 740, a bill to revise and extend provisions under the Garrett Lee Smith Memorial Act.

S. 965

At the request of Mrs. GILLIBRAND, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 965, a bill to amend the Internal Revenue Code of 1986 to provide an income tax credit for the costs of certain infertility treatments, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Minnesota [Ms. KLOBUCHAR], the Senator from Colorado [Mr. UDALL], the Senator from Virginia [Mr. WARNER], the Senator from Delaware [Mr.

CARPER] and the Senator from West Virginia [Mr. MANCHIN] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1167

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1167, a bill to amend the Public Health Service Act to improve the diagnosis and treatment of hereditary hemorrhagic telangiectasia, and for other purposes.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1324

At the request of Mrs. BOXER, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 1324, a bill to amend the Lacey Act Amendments of 1981 to prohibit the importation, exportation, transportation, and sale, receipt, acquisition, or purchase in interstate or foreign commerce, of any live animal of any prohibited wildlife species, and for other purposes.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1461

At the request of Mr. NELSON of Florida, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 1461, a bill to amend the Federal Food, Drug, and Cosmetic Act to clarify the Food and Drug Administration's jurisdiction over certain tobacco products, and to protect jobs and small businesses involved in the sale, manufacturing and distribution of traditional and premium cigars.

S. 1507

At the request of Mr. HATCH, the names of the Senator from Georgia [Mr. CHAMBLISS], the Senator from Wyoming [Mr. BARRASSO] and the Senator from Utah [Mr. LEE] were added as cosponsors of S. 1507, a bill to provide protections from workers with respect to their right to select or refrain from selecting representation by a labor organization.

S. 1508

At the request of Mr. MENENDEZ, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1508, a bill to extend loan limits for programs of the Federal Housing Administration, the government-sponsored enterprises, and the Department of Veterans Affairs, and for other purposes.

S. 1514

At the request of Mr. TESTER, the names of the Senator from Pennsylvania [Mr. CASEY], the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Colorado [Mr. UDALL] were added as cosponsors of S. 1514, a bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from Oregon [Mr. WYDEN] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1539

At the request of Mr. CORNYN, the names of the Senator from Oklahoma [Mr. COBURN], the Senator from South Carolina [Mr. DEMINT] and the Senator from Oregon [Mr. WYDEN] were added as cosponsors of S. 1539, a bill to provide Taiwan with critically needed United States-built multirole fighter aircraft to strengthen its self-defense capability against the increasing military threat from China.

S. 1556

At the request of Mr. VITTER, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 1556, a bill to require an accounting for financial support made to promote the production or use of renewable energy, and for other purposes.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on September 20, 2011, at 9:30 a.m.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on September 20, 2011, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Tax Reform Options: Incentives for Innovation."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate, on September 20, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on September 20, 2011, at 2:30 p.m.

SUBCOMMITTEE ON HOUSING, TRANSPORTATION, AND COMMUNITY DEVELOPMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Housing, Transportation, and Community Development be authorized to meet during the session of the Senate on September 20, 2011, at 10 a.m., to conduct a hearing entitled "New Ideas to Address the Glut of Foreclosed Properties."

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on September 20, 2011, at 9:30 a.m. in order to conduct a hearing entitled, "Intelligence Community Contractors: Are We Striking the Right Balance?"

MOTION TO PROCEED TO CONSIDER BILL H.R. 2832

Pursuant to the order of yesterday, The motion to proceed to consider bill H.R. 2832 was agreed to; Whereupon,

TRADE ADJUSTMENT ASSISTANCE EXTENSION ACT

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2832) to extend the Generalized System of Preferences, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on passage of the bill.

Pending debate,

On motion by Mr. REID for Mr. CASEY (for himself, Mr. SHERROD BROWN, and Mr. BAUCUS) to amend the pending bill, at the end thereof, by adding certain words (being amendment No. 633).

Pending debate,

On motion by Mr. MCCONNELL (for himself, Mr. HATCH, Mr. JOHANNES, Mr. COATS, Mr. LUGAR, Mr. GRASSLEY, Mr. RUBIO, Mr. ROBERTS, Mr. THUNE, Mr. ENZI, Mr. PORTMAN, Mr. HOEVEN, Mr. CORNYN, and Mr. COBURN) to amend the pending

amendment, at the end thereof, by adding certain words (being amendment No. 626).

Pending debate,

OBJECTION TO CONSIDERATION OF BILL S. 1094

Mr. MENENDEZ asked unanimous consent that the Senate proceed to consider the bill (S. 1094) to reauthorize the Combating Autism Act of 2006 (Public Law 109-416); that the bill be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. DEMINT objected.

Mr. COBURN asked unanimous consent that the Senate proceed to consider bill S. 1094; that an amendment (No. 635) be proposed by him, and agreed to; that the bill, as thus amended, be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. MENENDEZ objected.

TRADE ADJUSTMENT ASSISTANCE EXTENSION ACT

The Senate resumed consideration of bill H.R. 2832.

The question being on agreeing to amendment No. 626 to amendment No. 633 to the bill.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:47 p.m.,

The PRESIDING OFFICER (Mr. TESTER in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

TRADE ADJUSTMENT ASSISTANCE EXTENSION ACT

The Senate resumed consideration of bill H.R. 2832.

The question being on agreeing to amendment No. 626 to amendment No. 633 to the bill.

Pending debate,

By unanimous consent, on the request of Mr. WYDEN,

Ordered, That the pending amendment No. 626 be modified; that Mr. HATCH, or his designee, be recognized to propose amendment No. 641; and that the time until 5 p.m. be equally divided and controlled for debate between the two leaders, or their designees, on amendment No. 626, as modified.

The question then being on agreeing to amendment No. 626, as modified, to amendment No. 633 to the bill.

ORDER FOR EXECUTIVE SESSION ON TODAY

By unanimous consent, on the request of Mr. WYDEN,

As in executive session,

Ordered, That, at 5 p.m. on today, the Senate proceed to executive session to consider the nominations of John Andrew Ross, of Missouri, to be United States District Judge for the Eastern District of Missouri, and Timothy M. Cain, of South Carolina, to be United States District Judge for the District of South Carolina; that there be 15 minutes, equally divided and controlled, for concurrent debate on the nominations; that, upon conclusion of debate, the nomination of John Andrew Ross be confirmed; that the Senate then vote on confirmation of the nomination of Timothy M. Cain, without intervening action or debate; that motions to reconsider be considered made and laid on the table, with no intervening action or debate; that no further motion be in order in relation to either nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

TRADE ADJUSTMENT ASSISTANCE EXTENSION ACT

The Senate resumed consideration of bill H.R. 2832.

The question being on agreeing to amendment No. 626, as modified, to amendment No. 633 to the bill.

By unanimous consent, on the request of Mr. WYDEN,

Ordered, That when the Senate resumes its legislative session, the Senate vote in relation to amendment No. 626, as modified; that budget points of order, and motions to waive in relation thereto, be in order; that no other amendment, point of order, or motion in order to the amendment prior to its vote; that the amendment not be divisible; that the amendment receive a minimum of 60 yeas votes to be agreed to; and that a motion to reconsider be considered made and laid on the table.

The question being on agreeing to amendment No. 626, as modified, to amendment No. 633 to the bill.

Pursuant to the order of today,

The pending amendment was laid aside, by unanimous consent.

The question being on agreeing to amendment No. 633 to the bill.

On motion by Mr. HATCH to amend the pending amendment on page 31, after line 7,

by inserting certain words (being amendment No. 641).

EXECUTIVE SESSION

The hour of 5 p.m. having passed,

Pursuant to the order of today, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one roll call vote).

LEGISLATIVE SESSION

Pursuant to the order of today,

The Senate resumed its legislative session.

TRADE ADJUSTMENT ASSISTANCE EXTENSION ACT

The Senate resumed consideration of bill H.R. 2832.

Pursuant to the order of today,

The question being on agreeing to amendment No. 641 to amendment No. 633 to the bill.

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That there be 2 minutes, equally divided and controlled, for debate prior to the vote on amendment No. 626, as modified.

The question being on agreeing to amendment No. 641 to amendment No. 633 to the bill.

Pending debate,

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 626, as modified, to amendment No. 633 to the bill.

On motion by Mr. MCCONNELL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as modified.

The question being taken.

It was determined in the negative---
yeas... 45, nays... 55

[Rollcall Vote No. 141 Leg.]

YEAS --- 45

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lieberman, Lugar, McCain, McConnell, Moran, Murkowski, Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 55

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Paul, Reed, Reid, Rockefeller, Sanders, Schumer,

Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment, as modified, was not agreed to.

On motion by Mr. BAUCUS to reconsider the vote disagreeing to the amendment, as modified.

On motion by Mr. GRASSLEY,

The motion to reconsider was laid on the table.

The question recurring on agreeing to amendment No. 641 to amendment No. 633 to the bill.

Pending debate,

ORDER FOR FURTHER CONSIDERATION OF BILL H.R. 2832 ON TOMORROW

By unanimous consent, on the request of Mr. REID,

Ordered, That, following a period for the transaction of morning business on tomorrow, the Senate resume consideration of bill H.R. 2832; that Mr. MCCAIN, or his designee, be recognized to propose an amendment (No. 625); that the time until 12:30 p.m. be equally divided and controlled for concurrent debate between the two leaders, or their designees, on amendments Numbered 641 and 625; that, at 12:30 p.m., the Senate vote in relation to the amendments in the foregoing order; that there be 2 minutes, equally divided and controlled, for debate prior to each vote; that budget points of order, and motions to waive in relation thereto, be in order; that no other amendment or point of order be in order to the amendments prior to the votes; and that each amendment receive a minimum of 60 yeas votes to be agreed to.

APPOINTMENT BY THE MINORITY LEADER

NATIONAL COMMISSION FOR THE REVIEW OF THE RESEARCH AND DEVELOPMENT PROGRAMS OF THE UNITED STATES INTELLIGENCE COMMUNITY

The PRESIDING OFFICER (Mr. BENNET in the chair) announced that the minority leader, after consultation with the Chairman of the Select Committee on Intelligence, and pursuant to provisions of Public Law 107-306, as amended by Public Law 111-259, had appointed the following individual to serve as a member of the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community: Mr. COATS.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill H.R. 2832, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:59 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, SEPTEMBER 21, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, September 21, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

REPORT ON THE CONTINUATION OF THE NATIONAL EMERGENCY WITH RESPECT TO PERSONS WHO COMMIT, THREATEN TO COMMIT, OR SUPPORT TERRORISM -- PM 23

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice, stating that the national emergency with respect to persons who commit, threaten to commit, or support terrorism is to continue in effect beyond September 23, 2011.

The crisis constituted by the grave acts of terrorism and threats of terrorism committed by foreign terrorists, including the terrorist attacks on September 11, 2001, in New York and Pennsylvania and against the Pentagon, and the continuing and immediate threat of further attacks on United States nationals or the United States that led to the declaration of a national emergency on September 23, 2001, has not been resolved. These actions pose a continuing unusual and extraordinary threat to the national security, foreign policy, and

economy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to persons who commit, threaten to commit, or support terrorism, and maintain in force the comprehensive sanctions to respond to this threat.

BARACK OBAMA.

THE WHITE HOUSE, *September 21, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3314. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Chlorantraniliprole; Pesticide Tolerances; Correction" (FRL No. 8888-3) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3315. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Fluazifop-P-butyl; Pesticide Tolerances" (FRL No. 8889-1) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3316. A communication from the Director of the Regulatory Review Group, Commodity Credit Corporation, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Biomass Crop Assistance Program; Corrections" (RIN0560-A113) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3317. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-086, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-3318. A communication from the Acting Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-062, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding

any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-3319. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Vern M. Findley II, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-3320. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of General Duncan J. McNabb, United States Air Force, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

EC-3321. A communication from the Assistant Secretary of Defense (Reserve Affairs), transmitting, pursuant to law, a report relative to a proposed change to the Fiscal Year 2011 National Guard and Reserve Equipment Appropriation (NGREA) procurement; to the Committee on Armed Services.

EC-3322. A communication from the Assistant Secretary of Defense (Reserve Affairs), transmitting, pursuant to law, a report relative to a proposed change to the Fiscal Year 2011 National Guard and Reserve Equipment Appropriation (NGREA) procurement; to the Committee on Armed Services.

EC-3323. A communication from the Secretary of the Army, transmitting, pursuant to law, a report entitled "Report to Congress on Implementation of Army Directive on Army National Cemeteries Program"; to the Committee on Armed Services.

EC-3324. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Video Description: Implementation of the Twenty-First Century Communications and Video Accessibility Act of 2010" (MB Docket No. 11-43) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3325. A communication from the Deputy Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Schools and Libraries Universal Services Support Mechanism" ((RIN3060-AF85)(CC Docket No. 02-6)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3326. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant

to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Certain External Power Supplies" (RIN1904-AB57) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Energy and Natural Resources.

EC-3327. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Residential Refrigerators, Refrigerator-Freezers, and Freezers" (RIN1904-AB79) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Energy and Natural Resources.

EC-3328. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; District of Columbia, Maryland, and Virginia; 2002 Base Year Emission Inventory, Reasonable Further Progress Plan, Contingency Measures, Reasonably Available Control Measures, and Transportation Conformity Budgets for the Washington, DC 1997 8-Hour Moderate Ozone Nonattainment Area" (FRL No. 9466-6) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

EC-3329. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; North Carolina: Clean Smokestacks Act" (FRL No. 9471-1) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

EC-3330. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Delaware; Requirements for Preconstruction Review, Prevention of Significant Deterioration" (FRL No. 9466-5) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

EC-3331. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Interim

Final Determination to Stay and Defer Sanctions, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9471-2) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

EC-3332. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Sacramento Metropolitan Air Quality Management District, Ventura County Air Pollution Control District, and Placer County Air Pollution Control District" (FRL No. 9468-2) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

EC-3333. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mandatory Reporting of Greenhouse Gases: Changes to Provisions for Electronics Manufacturing (Subpart I) to Provide Flexibility" (FRL No. 9469-3) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

EC-3334. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mandatory Reporting of Greenhouse Gases: Petroleum and Natural Gas Systems: Revisions to Best Available Monitoring Method Provisions" (FRL No. 9469-4) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

EC-3335. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana; Redesignation of the Indianapolis Area to Attainment of the 1997 Annual Standard for Fine Particulate Matter" (FRL No. 9469-6) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. KERRY, from the Committee on Foreign Relations, with an amendment in the nature of a substitute:

S. 1280. A bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes (Rept. No. 112-82).

By Mrs. MURRAY, from the Committee on Appropriations, without amendment:

S. 1596. An original bill making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2012, and for other purposes (Rept. No. 112-83).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. PRYOR (for himself and Mr. UDALL of New Mexico):

S. 1586. A bill to require the Secretary of Commerce to establish a Clean Energy Technology Manufacturing and Export Assistance Program, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. GRAHAM (for himself and Mr. BARRASSO):

S. 1587. A bill to enable States to opt out of the Medicaid expansion-related provisions of the Patient Protection and Affordable Care Act; to the Committee on Finance.

By Mr. WEBB (for himself, Mr. BOOZMAN, Mr. CRAPO, Mr. JOHANNES, Mr. GRASSLEY, Mr. COBURN, Mr. TESTER, and Mr. COCHRAN):

S. 1588. A bill to protect the right of individuals to bear arms at water resources development projects administered by the Secretary of the Army, and for other purposes; to the Committee on Environment and Public Works.

By Mr. LAUTENBERG:

S. 1589. A bill to extend the authorization for the Coastal Heritage Trail in the State of New Jersey; to the Committee on Energy and Natural Resources.

By Mrs. MCCASKILL:

S. 1590. A bill to require the Administrator of the Small Business Administration to develop a new classification system for small business size determinations and to promulgate rules to eliminate the nonmanufacturer exception to small business size determinations, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mrs. GILLIBRAND (for herself, Mr. KIRK, Mr. LEVIN, and Mr. JOHANNES):

S. 1591. A bill to award a Congressional Gold Medal to Raoul Wallenberg, in

recognition of his achievements and heroic actions during the Holocaust; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. GILLIBRAND:

S. 1592. A bill to amend the Consolidated Farm and Rural Development Act to expand eligibility for Farm Service Agency loans; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. GILLIBRAND:

S. 1593. A bill to amend the Food and Nutrition Act of 2008 to require State electronic benefit transfer contracts to treat wireless program retail food stores in the same manner as wired program retail food stores; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. GILLIBRAND:

S. 1594. A bill to amend the Food Security Act of 1985 to require the Secretary of Agriculture to carry out a conservation program under which the Secretary shall make payments to assist owners and operators of muck land to conserve and improve the soil, water, and wildlife resources of the land; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. HATCH (for himself, Mr. BARRASSO, Mr. RISCH, Ms. AYOTTE, Mr. WICKER, Mr. RUBIO, Mr. COATS, Mr. INHOFE, Mrs. HUTCHISON, Mr. ROBERTS, Mr. DEMINT, Mr. BLUNT, Mr. CHAMBLISS, and Mr. COBURN):

S. 1595. A bill to prohibit funding for the United Nations in the event the United Nations grants Palestine a change in status from a permanent observer entity before a comprehensive peace agreement has been reached with Israel; to the Committee on Foreign Relations.

By Mrs. MURRAY:

S. 1596. An original bill making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2012, and for other purposes; from the Committee on Appropriations; placed on the calendar.

By Mr. BROWN of Ohio (for himself, Mr. DURBIN, Mr. MERKLEY, Mr. SANDERS, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. WHITEHOUSE, and Mr. AKAKA):

S. 1597. A bill to provide assistance for the modernization, renovation, and repair of elementary school and secondary school buildings in public school districts and community colleges across the United States in order to support the achievement of improved educational outcomes in those schools, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. NELSON of Florida (for himself, Mr. SANDERS, Mr.

BLUMENTHAL, and Mr. ROCKEFELLER):

S. 1598. A bill to amend the Commodity Exchange Act to prevent excessive speculation in commodity markets and excessive speculative position limits on energy contracts, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

ADDITIONAL COSPONSORS

S. 58

At the request of Mr. INOUE, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 58, a bill to amend title XVIII of the Social Security Act to provide for patient protection by establishing safe nurse staffing levels at certain Medicare providers, and for other purposes.

S. 89

At the request of Mr. VITTER, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 89, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 672

At the request of Mr. ROCKEFELLER, the names of the Senator from New Hampshire [Mrs. SHAHEEN] and the Senator from Michigan [Mr. LEVIN] were added as cosponsors of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 798

At the request of Mr. TESTER, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Nevada [Mr. HELLER] and

the Senator from North Dakota [Mr. CONRAD] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the names of the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Massachusetts [Mr. BROWN] were added as cosponsors of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1119

At the request of Mr. INOUE, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1119, a bill to reauthorize and improve the Marine Debris Research, Prevention, and Reduction Act, and for other purposes.

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1219

At the request of Mr. BARRASSO, the names of the Senator from Georgia [Mr. CHAMBLISS], the Senator from Indiana [Mr. COATS] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 1219, a bill to require Federal agencies to assess the impact of Federal action on jobs and job opportunities, and for other purposes.

S. 1223

At the request of Mr. FRANKEN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1223, a bill to address voluntary location tracking of electronic communications devices, and for other purposes.

S. 1231

At the request of Mr. LEAHY, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1231, a bill to reauthorize the Second Chance Act of 2007.

S. 1251

At the request of Mr. COBURN, the names of the Senator from North Carolina [Mr. BURR], the Senator from Nebraska [Mr. JOHANNIS], the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of

S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1273

At the request of Mr. CASEY, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1273, a bill to amend the Fair Labor Standards Act with regard to certain exemptions under that Act for direct care workers and to improve the systems for the collection and reporting of data relating to the direct care workforce, and for other purposes.

S. 1299

At the request of Mr. MORAN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1324

At the request of Mrs. BOXER, the name of the Senator from New Mexico [Mr. BINGAMAN] was withdrawn as a cosponsor of S. 1324, a bill to amend the Lacey Act Amendments of 1981 to prohibit the importation, exportation, transportation, and sale, receipt, acquisition, or purchase in interstate or foreign commerce, of any live animal of any prohibited wildlife species, and for other purposes.

S. 1361

At the request of Mr. KERRY, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1361, a bill to reduce human exposure to endocrine-disrupting chemicals, and for other purposes.

S. 1369

At the request of Mr. CRAPO, the names of the Senator from Alabama [Mr. SESSIONS] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1460

At the request of Mr. BAUCUS, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 1460, a bill to grant the congressional gold medal, collectively, to the First Special Service

Force, in recognition of its superior service during World War II.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

S. 1477

At the request of Mr. ROBERTS, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1477, a bill to require the Administrator of the Federal Aviation Administration to prevent the dissemination to the public of certain information with respect to noncommercial flights of private aircraft owners and operators.

S. 1494

At the request of Mrs. BOXER, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 1494, a bill to reauthorize and amend the National Fish and Wildlife Foundation Establishment Act.

S. 1514

At the request of Mr. TESTER, the names of the Senator from Minnesota [Mr. FRANKEN], the Senator from Massachusetts [Mr. KERRY], the Senator from Vermont [Mr. LEAHY] and the Senator from Michigan [Mr. LEVIN] were added as cosponsors of S. 1514, a bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1528

At the request of Mr. JOHANNES, the name of the Senator from Kentucky [Mr. MCCONNELL] was added as a cosponsor of S. 1528, a bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, and for other purposes.

S. 1535

At the request of Mr. BLUMENTHAL, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1535, a bill to protect consumers by mitigating the vulnerability of personally identifiable information to theft through a security breach, providing notice and remedies to consumers in the wake of such a breach, holding companies accountable for preventable breaches, facilitating the sharing of post-breach technical information between companies, and enhancing criminal and civil penalties and other protections against the

unauthorized collection or use of personally identifiable information.

S. 1538

At the request of Ms. COLLINS, the names of the Senator from Alabama [Mr. SESSIONS] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 1538, a bill to provide for a time-out on certain regulations, and for other purposes.

S. 1539

At the request of Mr. CORNYN, the names of the Senator from Mississippi [Mr. COCHRAN], the Senator from Kansas [Mr. ROBERTS], the Senator from New Hampshire [Ms. AYOTTE], the Senator from Indiana [Mr. COATS], the Senator from Idaho [Mr. RISCH] and the Senator from Wisconsin [Mr. JOHNSON] were added as cosponsors of S. 1539, a bill to provide Taiwan with critically needed United States-built multirole fighter aircraft to strengthen its self-defense capability against the increasing military threat from China.

S. 1578

At the request of Mr. TOOMEY, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1578, a bill to amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

S. 1585

At the request of Mrs. BOXER, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1585, a bill to prohibit the application of certain restrictive eligibility requirements to foreign nongovernmental organizations with respect to the provision of assistance under part I of the Foreign Assistance Act of 1961.

SENATE RESOLUTION 201

At the request of Mr. BROWN of Massachusetts, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of Senate Resolution 201, a resolution expressing the regret of the Senate for the passage of discriminatory laws against the Chinese in America, including the Chinese Exclusion Act.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CASEY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on September 21, 2011, at 10 a.m. in room 406 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on September 21, 2011 at 10 a.m., in room 215

of the Dirksen Senate Office Building, to conduct a hearing entitled "Dually-Eligible Beneficiaries: Improving Care While Lowering Costs."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on September 21, at 10 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on September 21, 2011, at 10 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on September 21, 2011, at 2:30 p.m., to conduct a hearing entitled "Transforming Wartime Contracting: Recommendations of the Commission on Wartime Contracting."

COMMITTEE ON VETERANS' AFFAIRS

The committee on Veterans' Affairs be authorized to meet during the session of the Senate on September 21, 2011, in room SDG-50 in the Dirksen Senate Office Building beginning at 10 a.m.

SUBCOMMITTEE ON ANTITRUST, COMPETITION, POLICY, AND CONSUMER RIGHTS

The Committee on the Judiciary, Subcommittee on Antitrust, Competition Policy, and Consumer Rights, be authorized to meet during the session of the Senate on September 21, 2011, at 2 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Power of Google: Serving Consumers or Threatening Competition?"

SUBCOMMITTEE ON CRIME AND TERRORISM

The Committee on the Judiciary, Subcommittee on Crime and Terrorism, be authorized to meet during the session of the Senate on September 21, 2011, at 11 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Countering Terrorist Financing: Progress and Priorities."

SUBCOMMITTEE ON NATIONAL PARKS

The Subcommittee on National Parks be authorized to meet during the session of the Senate on September 21, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 11:07 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the

following bills, in which it requests the concurrence of the Senate:

H.R. 1852. An act to amend the Public Health Service Act to reauthorize support for graduate medical education programs in children's hospitals.

H.R. 2005. An act to reauthorize the Combating Autism Act of 2006.

H.R. 2189. An act to encourage States to report to the Attorney General certain information regarding the deaths of individuals in the custody of law enforcement agencies, and for other purposes.

H.R. 2646. An act to authorize certain Department of Veterans Affairs major medical facility projects and leases, to extend certain expiring provisions of law, and to modify certain authorities of the Secretary of Veterans Affairs, and for other purposes.

H.R. 2944. An act to provide for the continued performance of the functions of the United States Parole Commission, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2189. An act to encourage States to report to the Attorney General certain information regarding the deaths of individuals in the custody of law enforcement agencies, and for other purposes; to the Committee on the Judiciary.

HOUSE BILLS PLACED ON THE CALENDAR

The following bills were read the first and second times by unanimous consent, and placed on the calendar:

H.R. 1852. An act to amend the Public Health Service Act to reauthorize support for graduate medical education programs in children's hospitals.

H.R. 2005. An act to reauthorize the Combating Autism Act of 2006

TRADE ADJUSTMENT ASSISTANCE EXTENSION ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) laid before the Senate its pending business, viz, the bill (H.R. 2832) to extend the Generalized System of Preferences, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 641, proposed by Mr. HATCH, to amendment No. 633, proposed by Mr. REID for Mr. CASEY (for himself, Mr. SHERROD BROWN, and Mr. BAUCUS), to the bill.

The pending amendment was deemed laid aside.

The question being on agreeing to amendment No. 633 to the bill.

Pursuant to the order of yesterday,

On motion by Mr. MCCAIN to amend the pending amendment, by striking title II, and inserting in lieu thereof other words (being amendment No. 625).

Pending debate,

Mr. MCCAIN requested the yeas and nays on the question of agreeing to his pending amendment.

There was not a sufficient second.

The question being on agreeing to amendment No. 625 to amendment No. 633 to the bill.

Pending debate,

The hour of 12:30 p.m. having passed,

Pursuant to the order of yesterday, as modified,

The question recurring on agreeing to amendment No. 641 to amendment No. 633 to the bill.

On motion by Mr. HATCH,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 44, nays... 54

[Rollcall Vote No. 142 Leg.]

YEAS --- 44

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 54

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 625 to amendment No. 633 to the bill.

After debate,

On motion by Mr. MCCAIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 46, nays... 53

[Rollcall Vote No. 143 Leg.]

YEAS --- 46

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 53

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

The question being on agreeing to amendment No. 633 to the bill.

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That Mr. HATCH, or his designee, be recognized to propose amendment No. 642; that Mr. CORNYN then be recognized, for debate only, for 15 minutes; that Mr. KYL, or his designee, be recognized to propose amendment No. 645 prior to 5 p.m.; that the time until 5 p.m. be equally divided and controlled for debate between the leaders, or their designees, on the amendments; that, at 5 p.m., the Senate vote first in relation to amendment No. 642, and then in relation to amendment No. 645; that there be two minutes, equally divided and controlled, for debate prior to each vote; that each amendment receive a minimum of 60 yeas votes to be agreed to; that budget points of order, and motions to waive in relation thereto, be in order; and that no other amendment, motion, or point of order be in order to the amendments prior to the votes.

The question being on agreeing to amendment No. 633 to the bill.

Pursuant to the foregoing order,

On motion by Mr. HATCH to amend the pending amendment on page 31, after line 7, by inserting certain words (being amendment No. 642).

Pending debate,

Pursuant to the order of today,

The pending amendment was deemed laid aside.

The question being on agreeing to amendment No. 633 to the bill.

Pursuant to the order of yesterday,

On motion by Mr. KYL to amend the pending amendment by striking section 221,

and inserting in lieu thereof other words (being amendment No. 645).

Pending debate,

The hour of 5 p.m. having passed,

Pursuant to the order of today, as modified,

The question recurring on agreeing to amendment No. 642 to amendment No. 633 to the bill.

After debate,

On motion by Mr. HATCH,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 40, nays... 57

[Rollcall Vote No. 144 Leg.]

YEAS --- 40

Alexander, Ayotte, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 57

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

The question recurring on agreeing to amendment No. 645 to amendment No. 633 to the bill.

After debate,

On motion by Mr. KYL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 43, nays... 54

[Rollcall Vote No. 145 Leg.]

YEAS --- 43

Alexander, Ayotte, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lieberman, Lugar, McCain, McCaskill, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 54

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH),

Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Manchin, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

The question being on agreeing to amendment No. 633 to the bill.

By unanimous consent, on the request of Mr. REID,

Ordered, That, following a period for the transaction of morning business on tomorrow, the Senate resume consideration of bill H.R. 2832; and that the following be the only amendments in order to be proposed to amendment No. 633, or the bill:

Amendment No. 651, intended to be proposed by Mr. RUBIO;

Amendment No. 650, intended to be proposed by Mr. THUNE;

Amendment No. 634, intended to be proposed by Mr. CORNYN.

Ordered further, That there be a limitation of 5 hours, equally divided and controlled, between the two leaders, or their designees, for debate on the amendments; that Mr. CORNYN control 1 hour of the time of the minority therein; that Mr. RUBIO and Mr. THUNE each control 30 minutes of the time of the minority therein; that, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate vote in relation to the amendments in the following order: amendment No. 651, amendment No. 650, amendment No. 634, and amendment No. 633; that there be 2 minutes, equally divided and controlled, for debate prior to each vote; that each amendment receive a minimum of 60 yeas votes to be agreed to; that budget points of order, and motions to waive in relation thereto, be in order; and that no other amendment, motion, or point of order be in order to the amendments prior to the votes.

Ordered further, That, upon disposition of the amendments, the bill, as may be amended, be read the third time; that there then be 10 minutes, equally divided and controlled, for debate between the two leaders, or their designees thereon; that, upon conclusion of debate, the Senate vote on passage of the bill, as may be amended; that the vote receive a minimum of 60 yeas votes to pass; that budget points of order, and motions to waive in relation thereto, be in order; and that no other motion or point of order be in order to the bill prior to the vote.

EXPRESSING THE SENSE OF CONGRESS THAT TAIWAN BE ACCORDED OBSERVER STATUS IN THE INTERNATIONAL CIVIL AVIATION ORGANIZATION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the concurrent resolution (S. Con. Res. 17) expressing the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO).

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SMALL BUSINESS CONTRACTING FRAUD PREVENTION ACT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Small Business and Entrepreneurship be discharged from the further consideration of the bill (S. 633) to prevent fraud in small business contracting, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mr. REID (for Mrs. MURRAY) to amend the pending bill on page 10, various lines, by striking certain words and inserting other words (being amendment No. 652).

The amendment was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the

minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate resume consideration of bill H.R. 2832, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:13 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, SEPTEMBER 22, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Reverend Dr. Silvester S. Beaman, Senior Pastor, Bethel African Methodist Episcopal Church, Wilmington, Delaware, offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, September 22, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, Thursday, September 22, 2011, she had presented to the President of the United States the following enrolled bill:

S. 846. A bill to designate the United States courthouse located at 80 Lafayette Street in Jefferson City, Missouri, as the Christopher S. Bond United States Courthouse.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3336. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval, and Promulgation of Air Quality Implementation Plans; Indiana; Redesignation of the Evansville Area to Attainment of the Fine Particulate Matter Standard" (FRL No. 9469-5) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

EC-3337. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Transportation Conformity Regulations" (FRL No. 9470-2) received in the Office of the President of the Senate on September 20, 2011; to the Committee on Environment and Public Works.

EC-3338. A communication from the Director of the Regulatory Review Group, Farm Service Agency, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Guaranteed Loan Fees" (RIN0560-AH41) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3339. A communication from the Assistant Secretary, Department of the Treasury, transmitting, pursuant to law, the Office of Financial Research's annual report on recruitment and retention, training and workforce development, and workforce flexibilities; to the Committee on Banking, Housing, and Urban Affairs.

EC-3340. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting,

pursuant to law, an annual report relative to the United States Participation in the United Nations; to the Committee on Foreign Relations.

EC-3341. A communication from the Chief Privacy Officer, Privacy Office, Department of Homeland Security, transmitting, pursuant to law, a report entitled "Department of Homeland Security Privacy Office 2011 Annual Report to Congress"; to the Committee on Homeland Security and Governmental Affairs.

EC-3342. A communication from the Chief Privacy Officer, Privacy Office, Department of Homeland Security, transmitting, pursuant to law, a report entitled "Privacy Office Third Quarter Fiscal Year 2011 Report to Congress"; to the Committee on Homeland Security and Governmental Affairs.

EC-3343. A communication from the Officer for Civil Rights and Civil Liberties, Department of Homeland Security, transmitting, pursuant to law, a report entitled "Department of Homeland Security Office for Civil Rights and Civil Liberties Fiscal Year 2010 Annual and Consolidated Reports to Congress"; to the Committee on Homeland Security and Governmental Affairs.

EC-3344. A communication from the Acting District of Columbia Auditor, transmitting, pursuant to law, a report entitled "Audit of the Urban Forestry Administration of the District Department of Transportation"; to the Committee on Homeland Security and Governmental Affairs.

EC-3345. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, legislative proposals relative to strengthening the protections afforded to servicemembers and their families under existing civil rights laws; to the Committee on the Judiciary.

EC-3346. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Apache Pier Labor Day Weekend Fireworks Display, Atlantic Ocean, Myrtle Beach, SC" ((RIN1625-AA00)(Docket No. USCG-2011-0713)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3347. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Thunder on Niagara, Niagara River, North Tonawanda, NY" ((RIN1625-AA00)(Docket No. USCG-2011-0718)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3348. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Patuxent River, MD" ((RIN1625-AA00)-(Docket No. USCG-2011-0426)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3349. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; August Fireworks Displays and Swim Events in the Captain of the Port New York Zone" ((RIN1625-AA00)-(Docket No. USCG-2011-0688)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3350. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; ESI Ironman 70.3 Augusta Triathlon, Savannah River, Augusta, GA" ((RIN1625-AA00)-(Docket No. USCG-2011-0691)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3351. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; 2011 Rohto Ironman 70.3 Miami, Biscayne Bay, Miami, FL" ((RIN1625-AA00)-(Docket No. USCG-2011-0195)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3352. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Labor Day Fireworks, Ancarrow's Landing Park, James River, Richmond, VA" ((RIN1625-AA00)-(Docket No. USCG-2011-0546)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3353. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Cleveland National Air Show, Lake Erie, Cleveland, OH" ((RIN1625-AA00)-(Docket No. USCG-2011-0795)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3354. A communication from the Attorney Advisor, U.S. Coast Guard,

Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Coast Guard Exercise, Detroit River, Ambassador Bridge to the Western Tip of Belle Isle" ((RIN1625-AA00)-(Docket No. USCG-2011-0754)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3355. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Port Huron Float Down, St. Clair River, Port Huron, MI" ((RIN1625-AA00)-(Docket No. USCG-2011-0752)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3356. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; ISAF Nations Cup Grand Final Fireworks Display, Sheboygan, WI" ((RIN1625-AA00)-(Docket No. USCG-2011-0755)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3357. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; TriMet Bridge Project, Willamette River; Portland, OR" ((RIN1625-AA00)-(Docket No. USCG-2011-0279)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3358. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Discovery World Private Wedding Firework Displays, Milwaukee, WI" ((RIN1625-AA00)-(Docket No. USCG-2011-0717)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3359. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Suttons Bay Labor Day Fireworks, Suttons Bay, Grand Traverse Bay, MI" ((RIN1625-AA00)-(Docket No. USCG-2011-0719)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3360. A communication from the Attorney, U.S. Coast Guard, Department of

Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Allegheny River; Pittsburgh, PA" ((RIN1625-AA00)-(Docket No. USCG-2011-0695)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3361. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Missouri River From the Border Between Montana and North Dakota" ((RIN1625-AA00)-(Docket No. USCG-2011-0511)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3362. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Upper Mississippi River, Mile 180.0 to 179.0" ((RIN1625-AA00)-(Docket No. USCG-2011-0385)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3363. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Big Sioux River From the Military Road Bridge North Sioux City to the Confluence of the Missouri River, SD" ((RIN1625-AA00)-(Docket No. USCG-2011-0528)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3364. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Labor Day at the Landing Santa Rosa Sound, Fort Walton Beach, FL" ((RIN1625-AA00)-(Docket No. USCG-2011-0709)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3365. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Eleventh Coast Guard District Annual Fireworks Events" ((RIN1625-AA00)-(Docket No. USCG-2009-0559)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3366. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zone; Potomac River,

Georgetown Channel, Washington, DC" ((RIN1625-AA87)(Docket No. USCG-2011-0760)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3367. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zone; 2011 Seattle Seafair Fleet Week Moving Vessels, Puget Sound, Washington; correction" (Docket No. USCG-2011-0505) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3368. A communication from the Chief, Wireline Competition Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities; E911 Requirements for IP-Enabled Service Providers; Internet-Based Telecommunications Relay Service Numbering" ((RIN3060-AI15)(FCC 11-123)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3369. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Bonfouca Bayou, Slidell, LA" ((RIN1625-AA09)(Docket No. USCG-2009-0863)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3370. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Eleventh Coast Guard District Annual Marine Events" ((RIN1625-AA08)-(Docket No. USCG-2009-0558)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3371. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulation Navigation Area; Portsmouth Naval Shipyard, Portsmouth, NH" ((RIN1625-AA11)(Docket No. USCG-2011-0708)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3372. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security,

transmitting, pursuant to law, the report of a rule entitled "Special and Local Regulation and Safety Zones; Marine Events in Captain of the Port Long Island Sound Zone" ((RIN1625-AA00, RIN1625-AA08)(Docket No. USCG-2011-0553)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3373. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special and Local Regulation and Safety Zones; Mattaponi Madness Drag Boat Race, Mattaponi River, Wakema, VA" ((RIN1625-AA08)(Docket No. USCG-2011-0744)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3374. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Sabine River, Orange, TX" ((RIN1625-AA08)(Docket No. USCG-2011-0194)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3375. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Patuxent River, Solomons, MD" ((RIN1625-AA08)(Docket No. USCG-2011-0266)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3376. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; Columbus Day Weekend, Biscayne Bay, Miami, FL" ((RIN1625-AA11)(Docket No. USCG-2011-0044)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3377. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; Arthur Kill, NY and NJ" ((RIN1625-AA11)-(Docket No. USCG-2011-0727)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. HARKIN, from the Committee on Appropriations, without amendment:

S. 1599. An original bill making appropriations for Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2012, and for other purposes (Rept. No. 112-84).

By Mr. LEAHY, from the Committee on Appropriations, without amendment:

S. 1601. An original bill making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2012, and for other purposes (Rept. No. 112-85).

By Mr. INOUE, from the Committee on Appropriations:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2012" (Rept. No. 112-86).

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment:

H.R. 2480. A bill to amend title 5, United States Code, to authorize appropriations for the Administrative Conference of the United States for fiscal years 2012, 2013, and 2014, and for other purposes.

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 1151. A bill to prevent and mitigate identity theft, to ensure privacy, to provide notice of security breaches, and to enhance criminal penalties, law enforcement assistance, and other protections against security breaches, fraudulent access, and misuse of personally identifiable information.

S. 1535. A bill to protect consumers by mitigating the vulnerability of personally identifiable information to theft through a security breach, providing notice and remedies to consumers in the wake of such a breach, holding companies accountable for preventable breaches, facilitating the sharing of post-breach technical information between companies, and enhancing criminal and civil penalties and other protections against the unauthorized collection or use of personally identifiable information.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. HARKIN:

S. 1599. An original bill making appropriations for Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2012, and for other purposes;

from the Committee on Appropriations; placed on the calendar.

By Mr. MORAN (for himself, Mr. BLUNT, and Mr. BARRASSO):

S. 1600. A bill to enhance the ability of community banks to foster economic growth and serve their communities, boost small businesses, increase individual savings, and for other purposes; to the Committee on Finance.

By Mr. LEAHY:

S. 1601. An original bill making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2012, and for other purposes; from the Committee on Appropriations; placed on the calendar.

By Mr. CRAPO (for himself, Ms. CANTWELL, Mr. RISCH, and Mr. WYDEN):

S. 1602. A bill to amend the Internal Revenue Code of 1986 to expand the technologies through which a vehicle qualifies for the credit for new qualified plug-in electric drive motor vehicles; to the Committee on Finance.

By Ms. CANTWELL (for herself and Mr. LUGAR):

S. 1603. A bill to enable transportation fuel competition, consumer choice, and greater use of domestic energy sources in order to reduce our Nation's dependence on foreign oil; to the Committee on Commerce, Science, and Transportation.

By Mr. CORNYN:

S. 1604. A bill to provide additional resources and funding for construction and infrastructure improvements at United States land ports of entry, to open additional inspection lanes, to hire more inspectors, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. KERRY (for himself, Mrs. GILLIBRAND, Mr. HARKIN, Mr. INOUE, Mr. MERKLEY, Mrs. MURRAY, Mr. WHITEHOUSE, and Mr. COONS):

S. 1605. A bill to amend the Fair Housing Act, and for other purposes; to the Committee on the Judiciary.

By Mr. PORTMAN (for himself, Mr. PRYOR, and Ms. COLLINS):

S. 1606. A bill to reform the process by which Federal agencies analyze and formulate new regulations and guidance documents; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BLUMENTHAL (for himself and Mr. LIEBERMAN):

S. 1607. A bill to include shellfish to the list of crops eligible for the noninsured crop disaster assistance program and the emergency assistance for livestock program of the Department of Agriculture; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. WHITEHOUSE (for himself, Mr. KIRK, Mrs. BOXER, Mrs. FEINSTEIN, Mr. INOUE, and Mr. CASEY):

S. 1608. A bill to amend title 18, United States Code, to provide penalties for aiming laser pointers at airplanes, and for other purposes; to the Committee on the Judiciary.

By Mr. HARKIN (for himself, Mr. LEAHY, and Mr. INOUE):

S. 1609. A bill to require the Secretary of Health and Human Services to establish a demonstration program to award grants to, and enter into contracts with, medical-legal partnerships to assist patients and their families to navigate health-related programs and activities; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BARRASSO (for himself, Mr. MANCHIN, Mr. BLUNT, and Ms. LANDRIEU):

S. 1610. A bill to provide additional time for the Administrator of the Environmental Protection Agency to promulgate achievable standards for cement manufacturing facilities, and for other purposes; to the Committee on Environment and Public Works.

By Mr. JOHNSON of Wisconsin (for himself, Ms. AYOTTE, Mr. PAUL, and Mr. JOHANNIS):

S. 1611. A bill to reduce the size of the Federal workforce through attrition, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. FEINSTEIN (for herself, Mr. GRASSLEY, Mr. SCHUMER, Mr. BLUMENTHAL, Mr. CASEY, Mr. UDALL of New Mexico, and Mr. WYDEN):

S. 1612. A bill to provide the Department of Justice with additional tools to target extraterritorial drug trafficking activity; to the Committee on the Judiciary.

By Mr. REED (for himself and Mrs. HUTCHISON):

S. 1613. A bill to improve and enhance research and programs on childhood cancer survivorship, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY:

S. 1614. A bill to provide grants to State educational agencies and institutions of higher education to strengthen elementary and secondary computer science education, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SHELBY (for himself, Mr. CRAPO, Mr. CORKER, Mr. DEMINT, Mr. VITTER, Mr. JOHANNIS, Mr. TOOMEY, Mr. KIRK, Mr. MORAN, and Mr. WICKER):

S. 1615. A bill to require enhanced economic analysis and justification of regulations proposed by certain Federal banking, housing, securities, and commodity

regulators, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. MENENDEZ (for himself and Mr. ENZI):

S. 1616. A bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes; to the Committee on Finance.

By Mr. REED (for himself, Mr. JOHANNIS, Mrs. BOXER, Mr. MERKLEY, and Mr. FRANKEN):

S. 1617. A bill to establish the Council on Healthy Housing and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. SCHUMER (for himself, Mr. LEAHY, Mrs. GILLIBRAND, and Mr. FRANKEN):

S. 1618. A bill to amend section 402 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to extend the eligibility period for supplemental security income benefits for refugees, asylees, and certain other humanitarian immigrants, and for other purposes; to the Committee on Finance.

By Mr. BROWN of Ohio (for himself, Mr. SCHUMER, Mr. GRAHAM, Ms. SNOWE, Ms. STABENOW, Mr. SESSIONS, Mr. CASEY, Mr. BURR, Mr. WHITEHOUSE, Mr. REED, Mr. BLUMENTHAL, Mr. CONRAD, Ms. COLLINS, Mr. CARDIN, Mr. LEVIN, Mrs. GILLIBRAND, Mr. MENENDEZ, Mrs. HAGAN, Mr. MANCHIN, and Mr. NELSON of Nebraska):

S. 1619. A bill to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes; read the first time.

By Mr. BEGICH (for himself and Ms. CANTWELL):

S. 1620. A bill to ensure the icebreaking capabilities of the United States and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. MENENDEZ (for himself, Mr. REED, Mr. BENNET, Mr. HARKIN, Mr. LAUTENBERG, Mr. FRANKEN, Mr. MERKLEY, Mr. SANDERS, Mr. BLUMENTHAL, Mr. WYDEN, Mr. DURBIN, Mr. CARDIN, Mr. AKAKA, Mr. WHITEHOUSE, Mr. COONS, Mrs. SHAHEEN, Ms. LANDRIEU, and Mr. LEAHY):

S. 1621. A bill to create livable communities through coordinated public investment and streamlined requirements, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

SUBMISSION OF SENATE
RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. WHITEHOUSE (for himself, Mr. REED, Mr. FRANKEN, Mr. SANDERS, Mrs. GILLIBRAND, Mr. LAUTENBERG, Mr. BLUMENTHAL, and Mr. BROWN of Ohio):

S. Res. 274. A resolution expressing the sense of the Senate that funding for the Federal Pell Grant program should not be cut in any deficit reduction program; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BINGAMAN (for himself, Mr. ALEXANDER, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Ms. CANTWELL, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. CRAPO, Mr. MCCONNELL, and Mr. CORKER):

S. Res. 275. A resolution designating October 30, 2011, as a national day of remembrance for nuclear weapons program workers; to the Committee on the Judiciary.

ADDITIONAL COSPONSORS

S. 25

At the request of Mr. KIRK, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 25, a bill to phase out the Federal sugar program, and for other purposes.

S. 28

At the request of Mr. ROCKEFELLER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 277

At the request of Mr. BURR, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 277, a bill to amend title 38, United States Code, to furnish hospital care, medical services, and nursing home care to veterans who were stationed at Camp Lejeune, North Carolina, while the water was contaminated at Camp Lejeune, and for other purposes.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 634

At the request of Mr. SCHUMER, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 634, a bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others against any railroad organized as a separate legal entity, arising from the deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad, and by the heirs and survivors of such persons.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 838

At the request of Mr. TESTER, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 889

At the request of Mr. ROCKEFELLER, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 889, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Mother's Day.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Utah [Mr. LEE] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1131

At the request of Mrs. HAGAN, the name of the Senator from Connecticut [Mr.

BLUMENTHAL] was added as a cosponsor of S. 1131, a bill to authorize the Secretary of Health and Human Services, acting through the Director of the Centers for Disease Control and Prevention, to establish and implement a birth defects prevention, risk reduction, and public awareness program.

S. 1211

At the request of Mrs. FEINSTEIN, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1211, a bill to amend the Federal Food, Drug, and Cosmetic Act to preserve the effectiveness of medically important antibiotics used in the treatment of human and animal diseases.

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1280

At the request of Mrs. BOXER, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

At the request of Mr. ISAKSON, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1280, *supra*.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1381

At the request of Mr. BLUMENTHAL, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 1381, a bill to provide for the expansion of Federal efforts concerning the prevention, education, treatment, and research activities related to Lyme and other tick-borne disease, including the establishment of a Tick-Borne Diseases Advisory Committee.

S. 1460

At the request of Mr. BAUCUS, the names of the Senator from Vermont [Mr. SANDERS] and the Senator from Louisiana [Ms. LANDRIEU] were added as cosponsors of S. 1460, a bill to grant the congressional gold medal, collectively, to the First Special Service Force, in recognition of its superior service during World War II.

S. 1512

At the request of Mr. CARDIN, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1512, a bill to amend the Internal Revenue Code of 1986 and the Small Business Act to expand the availability of employee stock ownership plans in S corporations, and for other purposes.

S. 1514

At the request of Mr. TESTER, the names of the Senator from California [Mrs. BOXER], the Senator from Vermont [Mr. SANDERS], the Senator from Connecticut [Mr. LIEBERMAN], the Senator from New York [Mrs. GILLIBRAND], the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Oregon [Mr. WYDEN] were added as cosponsors of S. 1514, a bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1528

At the request of Mr. JOHANNIS, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1528, a bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, and for other purposes.

S. 1539

At the request of Mr. CORNYN, the names of the Senator from Texas [Mrs. HUTCHISON] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 1539, a bill to provide Taiwan with critically needed United States-built multirole fighter aircraft to strengthen its self-defense capability against the increasing military threat from China.

S. 1542

At the request of Mr. BAUCUS, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 1542, a bill to amend part B of title IV of the Social Security Act to extend the child and family services program through fiscal year 2016, and for other purposes.

S. 1577

At the request of Mr. BAUCUS, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1577, a bill to amend the Internal Revenue Code of 1986 to increase and make permanent the alternative simplified research credit, and for other purposes.

S. 1584

At the request of Mr. BENNET, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1584, a bill to

provide for additional quality control of drugs.

S. 1595

At the request of Mr. HATCH, the names of the Senator from Kentucky [Mr. McCONNELL] and the Senator from Texas [Mr. CORNYN] were added as cosponsors of S. 1595, a bill to prohibit funding for the United Nations in the event the United Nations grants Palestine a change in status from a permanent observer entity before a comprehensive peace agreement has been reached with Israel.

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1595, *supra*.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

SENATE CONCURRENT RESOLUTION 27

At the request of Mr. UDALL of New Mexico, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of Senate Concurrent Resolution 27, a concurrent resolution honoring the service of Sergeant First Class Leroy Arthur Petry, a native of Santa Fe, New Mexico, and the second living recipient of the Medal of Honor since the Vietnam War.

SENATE RESOLUTION 232

At the request of Mr. MENENDEZ, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of Senate Resolution 232, a resolution recognizing the continued persecution of Falun Gong practitioners in China on the 12th anniversary of the campaign by the Chinese Communist Party to suppress the Falun Gong movement, recognizing the Tuidang movement whereby Chinese citizens renounce their ties to the Chinese Communist Party and its affiliates, and calling for an immediate end to the campaign to persecute Falun Gong practitioners.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CASEY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on September 22, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on September 22, 2011, at 10 a.m.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on September 22, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a oversight hearing entitled "Tribal Law and Order Act One Year Later: Have We Improved Public Safety and Justice Throughout Indian Country?"

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on September 22, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on September 22, 2011, at 2:30 p.m.

SUBCOMMITTEE ON ADMINISTRATIVE OVERSIGHT AND THE COURTS

The Committee on the Judiciary, Subcommittee on Administrative Oversight and the Courts, be authorized to meet during the session of the Senate on September 22, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Protecting Seniors and Persons with Disabilities—An Examination of Court-Appointed Guardians."

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on September 22, 2011, at 1:30 p.m., to conduct a hearing entitled, "Improving Educational Outcomes for our Military and Veterans."

SUBCOMMITTEE ON SECURITY AND INTERNATIONAL TRADE AND FINANCE

The Committee on Banking, Housing, and Urban Affairs, Subcommittee on Security and International Trade and Finance be authorized to meet during the session of the Senate on September 22, 2011, at 2:30 p.m., to conduct a hearing entitled, "The European Debt and Financial Crisis: Origins, Options and Implications for the U.S. and Global Economy."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:52 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the

following bills, in which it requests the concurrence of the Senate:

H.R. 2883. An act to amend part B of title IV of the Social Security Act to extend the child and family services program through fiscal year 2016, and for other purposes.

H.R. 2943. An act to extend the program of block grants to States for temporary assistance for needy families and related programs through December 31, 2011.

The message also announced that the House passed the following bill, without amendment:

S. 846. An act to designate the United States courthouse located at 80 Lafayette Street in Jefferson City, Missouri, as the Christopher S. Bond United States Courthouse.

The message further announced that the House agreed to the following concurrent resolution, without amendment:

S. Con. Res. 28. Concurrent resolution authorizing the use of Emancipation Hall in the Capitol Visitor Center for an event to award the Congressional Gold Medal, collectively, to the 100th Infantry Battalion, 442nd Regimental Combat Team, and the Military Intelligence Service, United States Army, in recognition of their dedicated service during World War II.

At 5:42 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

S. 846. An act to designate the United States courthouse located at 80 Lafayette Street in Jefferson City, Missouri, as the Christopher S. Bond United States Courthouse.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

TRADE ADJUSTMENT ASSISTANCE EXTENSION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (H.R. 2832) to extend the Generalized System of Preferences, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 633, proposed by Mr. REID for Mr. CASEY (for himself, Mr. SHERROD BROWN, and Mr. BAUCUS), to the bill.

The pending amendment was deemed laid aside.

The question being on passage of the bill.

Pursuant to the order of yesterday,

On motion by Mr. CORNYN (for himself, Mr. COBURN, Mrs. HUTCHISON, and Mr. SCOTT BROWN) to amend the pending bill, at

the appropriate place, by inserting certain words (being amendment No. 634).

Pending debate,

The pending amendment was deemed laid aside.

The question being on agreeing to amendment No. 633 to the bill.

Pursuant to the order of yesterday,

On motion by Mr. RUBIO to amend the pending amendment on page 5, after line 6, by inserting certain words (being amendment No. 651).

Pending debate,

The pending amendments were deemed laid aside.

The question being on agreeing to amendment No. 633 to the bill.

Pursuant to the order of yesterday,

On motion by Mr. THUNE (for himself and Mr. SCOTT BROWN) to amend the pending amendment, at the end thereof, by adding certain words (being amendment No. 650).

Pending debate,

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That time for debate, pursuant to the order of yesterday, continue until 4:30 p.m. on today; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that, at 4:30 p.m., the Senate vote in "stacked" sequence in relation to pending amendments Numbered 651, 650, 634, and 633; that there be 10 minutes, equally divided and controlled, for debate prior to the vote in relation to amendment No. 634; that each vote following the first be 10 minutes in duration; that all other provisions of the order of yesterday remain in effect; that, upon disposition of said amendments, the bill, as may be amended, be read the third time; and that the Senate then vote on passage of the bill, as may be amended.

The question being on agreeing to amendment No. 650 to amendment No. 633 to the bill.

Pending debate,

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 651 to amendment No. 633 to the bill.

After debate,

On motion by Mr. CASEY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 34, nays... 62

[Rollcall Vote No. 146 Leg.]

YEAS --- 34

Alexander, Ayotte, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Cornyn, Crapo, DeMint, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl,

Lee, Lugar, McCain, McConnell, Moran, Murkowski, Risch, Roberts, Rubio, Thune, Toomey, Vitter.

NAYS --- 62

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was not agreed to.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 650 to amendment No. 633 to the bill.

After debate,

On motion by Mr. THUNE,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 44, nays... 52

[Rollcall Vote No. 147 Leg.]

YEAS --- 44

Alexander, Ayotte, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Cornyn, Crapo, DeMint, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lieberman, Lugar, McCain, McConnell, Moran, Murkowski, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 52

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 634 to the bill.

After debate,

On motion by Mr. CORNYN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 48, nays... 48

[Rollcall Vote No. 148 Leg.]

YEAS --- 48

Alexander, Ayotte, Blumenthal, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Cornyn, Crapo, DeMint, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lieberman, Lugar, Manchin, McCain, McConnell, Menendez, Moran, Murkowski, Nelson (FL), Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 48

Akaka, Baucus, Begich, Bennet, Bingaman, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, McCaskill, Merkley, Mikulski, Murray, Nelson (NE), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So, on a tie vote, the amendment was not agreed to.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 633 to the bill.

After debate,

On motion by Mr. MENENDEZ,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 69, nays... 28

[Rollcall Vote No. 149 Leg.]

YEAS --- 69

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Coats, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Heller, Hoeven, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 28

Alexander, Ayotte, Burr, Chambliss, Coburn, Cornyn, Crapo, DeMint, Graham, Grassley, Hatch, Hutchison, Inhofe, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Paul, Risch, Roberts, Rubio, Sessions, Thune, Toomey, Vitter.

So the amendment was agreed to.

The question being on passage of the bill, as amended.

Pursuant to the order of yesterday,

The bill, as amended, was read the third time.

The question being on passage of the bill, as amended.

After debate,

On motion by Mr. FRANKEN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on passage of the bill, amended.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 70, nays... 27

[Rollcall Vote No. 150 Leg.]

YEAS --- 70

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Coats, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Heller, Hoeven, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 27

Alexander, Ayotte, Burr, Chambliss, Coburn, Cornyn, Crapo, DeMint, Grassley, Hatch, Hutchison, Inhofe, Johnson (WI), Kirk, Kyl, Lee, McCain, McConnell, Paul, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter.

So it was

Resolved, That the bill, as amended, do pass.

ORDER FOR RECESS ON TODAY

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the Senate proceed to a further period for the transaction of morning business; that Mr. MORAN be recognized to speak for 10 minutes; and that following remarks by him, the Senate stand in recess, subject to the call of the chair.

After debate,

RECESS

Pursuant to the order of today,

At 6:54 p.m.,

The Senate recessed, subject to the call of the chair.

AT 8:21 P.M.

The PRESIDING OFFICER (Mrs. SHAHEEN in the chair) called the Senate to order.

CHILD AND FAMILY SERVICES
IMPROVEMENT AND INNOVATION
ACT

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2883) to amend part B of title IV of the Social Security Act to extend the child and family services program

through fiscal year 2016, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1619) to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes, introduced today by Mr. SHERROD BROWN (for himself, Mr. SCHUMER, Mr. GRAHAM, Ms. SNOWE, Ms. STABENOW, Mr. SESSIONS, Mr. CASEY, Mr. BURR, Mr. WHITEHOUSE, Mr. REED, Mr. BLUMENTHAL, Mr. CONRAD, Ms. COLLINS, Mr. CARDIN, Mr. LEVIN, Mrs. GILLIBRAND, Mr. MENENDEZ, Mrs. HAGAN, Mr. MANCHIN, and Mr. BEN NELSON), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT
UNTIL 9 A.M. ON TOMORROW, AND
FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:23 p.m.,

The Senate adjourned, under its order of today, until 9 a.m. on tomorrow.

FRIDAY, SEPTEMBER 23, 2011

Mr. SHELDON WHITEHOUSE, from the State of Rhode Island and Providence Plantations, called the Senate to order at 9 a.m., the Chaplain offered a prayer, and Mr. WHITEHOUSE led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, September 23, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable SHELDON WHITEHOUSE, a Senator from the State of Rhode Island and Providence Plantations, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WHITEHOUSE took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

ORDER FOR CONSIDERATION OF HOUSE MESSAGE ON BILL H.R. 2608

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 11:20 a.m., notwithstanding the Senate having not yet received the amendment of the House to the amendment of the Senate to the bill (H.R. 2608) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other

purposes, it be in order for Mr. REID to move to concur in the House amendment, with an amendment (being the text of the amendment of the House with a technical change); that there be 10 minutes, equally divided and controlled, for debate thereon between the two leaders, or their designees; that, upon conclusion of debate, Mr. REID be recognized to move to table the motion to concur in the House amendment with an amendment; and that the Senate then vote on the question of agreeing to said motion to table, with no intervening action or debate.

Subsequently (the aforementioned message having been received from the House of Representatives),

HOUSE AMENDMENT TO SENATE AMENDMENT TO BILL H.R. 2608

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. TOM UDALL in the chair) laid before the Senate the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the amendment of the Senate to the bill (H.R. 2608) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

On motion by Mr. REID that the Senate concur in the amendment of the House of Representatives to the amendment of the Senate to the bill, with an amendment (Numbered 655).

The question being on agreeing to the motion to concur.

On motion by Mr. REID to lay the pending motion on the table.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative---
yeas... 59, nays... 36

[Rollcall Vote No. 151 Leg.]

YEAS --- 59

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, DeMint, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Johnson (WI), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Paul, Pryor, Reed, Reid, Risch, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Stabenow, Tester, Toomey, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 36

Alexander, Ayotte, Blunt, Boozman, Brown (MA), Burr, Coats, Cochran, Collins, Cornyn, Crapo, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Kirk, Kyl,

Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Portman, Roberts, Sessions, Shelby, Snowe, Thune, Vitter, Wicker.

So the motion was agreed to.

On motion by Mr. REID that the Senate concur in the amendment of the House of Representatives to the amendment of the Senate to the bill, with an amendment (Numbered 656).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing the pending motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to concur; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to concur in the House amendment to the Senate amendment to bill H.R. 2608, with an amendment (Numbered 656):

HARRY REID, D.K. INOUE, TOM UDALL, CHUCK SCHUMER, DICK DURBIN, MARY LANDRIEU, PATTY MURRAY, PAT LEAHY, RICHARD BLUMENTHAL, BEN CARDIN, S. WHITEHOUSE, SHERROD BROWN, MARIA CANTWELL, DANIEL K. AKAKA, JACK REED, DEBBIE STABENOW, KAY R. HAGAN.

On motion by Mr. REID to amend the amendment contained in the pending motion to concur, at the end thereof, by adding certain words (being amendment No. 657).

On motion by Mr. REID to refer the House amendment to the Committee on Appropriations, with instructions to report back forthwith an amendment (Numbered 658).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing the pending motion.

On motion by Mr. REID to amend the instructions contained in the pending motion to refer by striking "3 days" and inserting in lieu thereof "2 days" (being amendment No. 659).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing the pending amendment.

On motion by Mr. REID to amend the pending amendment by striking "2 days" and inserting in lieu thereof "1 day" (being amendment No. 660).

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

Mr. REID asked unanimous consent that, at 5:30 p.m., on Monday, September 26, 2011, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to concur with an amendment.

Mr. McCONNELL objected.

The question being on agreeing to amendment No. 660 to amendment No. 659 to the instructions (designated amendment No. 658) contained in the pending motion to refer.

Mr. REID asked unanimous consent that, at 5:30 p.m., on Monday, September 26, 2011, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to concur with an amendment.

Mr. McCONNELL objected.

The question being on agreeing to amendment No. 660 to amendment No. 659 to the instructions (designated amendment No. 658) contained in the pending motion to refer.

Mr. REID asked unanimous consent that the motion to concur, with amendment, be agreed to; and that a motion to reconsider be considered made and laid on the table, without further intervening action or debate.

Mr. McCONNELL objected.

The question being on agreeing to amendment No. 660 to amendment No. 659 to the instructions (designated amendment No. 658) contained in the pending motion to refer.

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 5:30 p.m., on Monday, September 26, 2011, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to concur with amendment.

The question being on agreeing to amendment No. 660 to amendment No. 659 to the instructions (designated amendment No. 658) contained in the pending motion to refer.

Pending debate,

VETERANS HEALTH CARE FACILITIES CAPITAL IMPROVEMENT ACT

On the request of Mr. TOM UDALL,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the bill (H.R. 2646) to authorize certain Department of Veterans Affairs major medical facility projects and leases, to extend certain expiring provisions of law, and to modify certain authorities of the Secretary of Veterans Affairs, and for other purposes, received from the House of Representatives for concurrence on Wednesday, September 21, 2011, and remaining undisposed of; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SHORT-TERM TEMPORARY ASSISTANCE FOR NEEDY FAMILIES EXTENSION ACT

On the request of Mr. TOM UDALL,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2943) to extend the program of block grants to States for temporary assistance for needy families and related programs through December 31, 2011, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING THE SERVICE OF SERGEANT FIRST CLASS LEROY ARTHUR PETRY, THE SECOND LIVING RECIPIENT OF THE MEDAL OF HONOR SINCE THE VIETNAM WAR

By unanimous consent, on the request of Mr. TOM UDALL,

Ordered, That the Committee on Armed Services be discharged from the further consideration of the concurrent resolution (S. Con. Res. 27) honoring the service of Sergeant First Class Leroy Arthur Petry, a native of Santa Fe, New Mexico, and the second living recipient of the Medal of Honor since the Vietnam War.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING USE OF THE CAPITOL ROTUNDA

On the request of Mr. TOM UDALL,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (S. Con. Res. 29) authorizing the use of the rotunda of the United States Capitol for an event to present the Congressional Gold Medal, collectively, to Neil A. Armstrong,

Edwin E. "Buzz" Aldrin, Jr., Michael Collins, and John Herschel Glenn, Jr., in recognition of their significant contributions to society, submitted today by Mr. BILL NELSON (for himself, Ms. STABENOW, Mr. SHERROD BROWN, Mrs. HUTCHISON, Mr. VITTER, Mr. AKAKA, Mr. PRYOR, Mr. LIEBERMAN, and Mr. DURBIN), and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS AND IDEALS OF NATIONAL BRAIN ANEURYSM AWARENESS MONTH

By unanimous consent, on the request of Mr. TOM UDALL,

Ordered, That the Committee on Health, Education, Labor, and Pensions be discharged from the further consideration of the resolution (S. Res. 248) supporting the goals and ideals of National Brain Aneurysm Awareness Month.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE NUNAKA VALLEY LITTLE LEAGUE JUNIOR GIRLS SOFTBALL TEAM

By unanimous consent, on the request of Mr. TOM UDALL,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 273) congratulating the Nunaka Valley Little League junior girls softball team on their performance in the Junior League Softball World Series.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL MEDICINE ABUSE AWARENESS MONTH"

By unanimous consent, on the request of Mr. TOM UDALL,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 261) designating the month of October 2011 as "National Medicine Abuse Awareness Month".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING SUPPORT FOR THE GOALS AND IDEALS OF NATIONAL INFANT MORTALITY AWARENESS MONTH

On the request of Mr. TOM UDALL,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 276) expressing support for the goals and ideals of National Infant Mortality Awareness Month of 2011, submitted today by Mr. CARDIN (for himself, Mr. BURR, and Mr. MENENDEZ), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING "NATIONAL PRINCIPALS MONTH"

On the request of Mr. TOM UDALL,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 277) recognizing the month of October 2011 as "National Principals Month", submitted today by Mr. FRANKEN (for himself, Mr. LUGAR, Mr. AKAKA, Mr. BAUCUS, Mr. BEGICH, Mr. CARDIN, Mrs. MURRAY, Mr. WARNER, and Mrs. FEINSTEIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL PROSTATE CANCER AWARENESS MONTH"

On the request of Mr. TOM UDALL,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 278) designating September 2011 as "National Prostate Cancer Awareness Month",

submitted today by Mr. SESSIONS (for himself, Mr. CARDIN, Mr. INHOFE, Mr. WICKER, Mr. SCOTT BROWN, Mr. KERRY, Mr. SHELBY, Mr. CRAPO, Mr. TIM JOHNSON, Mr. LEE, Mr. CHAMBLISS, Mr. AKAKA, Mrs. BOXER, Mr. KIRK, Mr. WYDEN, Mr. JOHANNES, and Mr. BLUNT), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING SUPPORT FOR THE DESIGNATION OF "WORLDWIDE DAY OF PLAY"

On the request of Mr. TOM UDALL,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 279) expressing support for the designation of September 24, 2011, as "Worldwide Day of Play", submitted today by Mrs. GILLIBRAND (for herself and Ms. AYOTTE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL HISPANIC-SERVING INSTITUTIONS WEEK"

On the request of Mr. TOM UDALL,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 280) designating the week beginning September 19, 2011, as "National Hispanic-Serving Institutions Week" and recognizing the achievements of the Hispanic Association of Colleges and Universities, submitted today by Mr. MENENDEZ (for himself, Mr. CORNYN, Mr. REID, Mr. TOM UDALL, Mr. MARK UDALL, Mr. BEGICH, Mr. REED, Mrs. MURRAY, Mrs. BOXER, Mr. BINGAMAN, Mr. BILL NELSON, Mr. COONS, Mrs. GILLIBRAND, and Mrs. HUTCHISON), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL ESTUARIES DAY"

On the request of Mr. TOM UDALL,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 281) designating September 24, 2011, as "National Estuaries Day", submitted today by Mr. WHITEHOUSE (for himself, Mr. SCOTT BROWN, Mr. AKAKA, Mr. BLUMENTHAL, Mrs. BOXER, Mr. CARDIN, Ms. COLLINS, Mrs. GILLIBRAND, Mr. KERRY, Ms. LANDRIEU, Mr. LIEBERMAN, Mr. MERKLEY, Ms. MIKULSKI, Mrs. MURRAY, Mr. REED, Ms. SNOWE, Mr. WARNER, Mr. WEBB, and Mr. WYDEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The PRESIDING OFFICER laid before the Senate the bill (S. 1619) to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes, introduced on yesterday by Mr. SHERROD BROWN (for himself, Mr. SCHUMER, Mr. GRAHAM, Ms. SNOWE, Ms. STABENOW, Mr. SESSIONS, Mr. CASEY, Mr. BURR, Mr. WHITEHOUSE, Mr. REED, Mr. BLUMENTHAL, Mr. CONRAD, Ms. COLLINS, Mr. CARDIN, Mr. LEVIN, Mrs. GILLIBRAND, Mr. MENENDEZ, Mrs. HAGAN, Mr. MANCHIN, and Mr. BEN NELSON), and read the first time; which was read the second time.

Mr. TOM UDALL objected to the further proceedings on the bill.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3378. A communication from the Under Secretary of Defense (Policy), Department of Defense, transmitting, pursuant to law, a report relative to Taiwan's Air Defense Force; to the Committee on Armed Services.

EC-3379. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Ethiopia; to the Committee on Banking, Housing, and Urban Affairs.

EC-3380. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 in the Gulf of Alaska" (RIN0648-XA659) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3381. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Trip Limit Decrease for the Common Pool Fishery" (RIN0648-XA652) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3382. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA673) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3383. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 in the Gulf of Alaska" (RIN0648-XA685) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3384. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Other Rockfish, Other Flatfish, Sharks, and Skates in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA672) received in the

Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3385. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Octopus in the Bering Sea and Aleutian Islands" (RIN0648-XA683) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3386. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Shallow-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska" (RIN0648-XA680) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3387. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 in the Gulf of Alaska" (RIN0648-XA684) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3388. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Northern Rockfish, Pacific Ocean Perch, and Pelagic Shelf Rockfish for Vessels Participating in the Rockfish Entry Level Fishery" (RIN0648-XA678) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3389. A communication from the Assistant Administrator for Fisheries, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Atlantic Shark Management Measures" (RIN0648-BA69) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3390. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern

United States; Atlantic Herring Fishery; Regulatory Amendment" (RIN0648-BA79) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3391. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Summer Flounder, Scup, and Black Sea Bass Fisheries; 2011 Summer Flounder, Scup, and Black Sea Bass Specifications; Correction" (RIN0648-XY82) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3392. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Clemson, SC" ((RIN2120-AA66)(Docket No. FAA-2011-0394)) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3393. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Eurocopter France (ECF) Model EC120B Helicopters" ((RIN2120-AA64)-(Docket No. FAA-2011-0859)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3394. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "In the Matter of Amendment's Rules Regarding Practice and Procedure: Broadcast Applications and Proceedings; Radio Broadcast Services: Fairness Doctrine and Digital Broadcast Television Redistribution Control; Multichannel Video and Cable Television Service: Fairness Doctrine, Personal Attacks, Political Editorials and Complaints Regarding Cable Programming Service Rates" (DA 11-1432) received in the Office of the President of the Senate on September 22, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. HELLER (for himself, Mr. CORNYN, Mr. COBURN, and Mr. KYL):

S. 1622. A bill to recognize Jerusalem as the capital of Israel, to relocate to Jerusalem the United States Embassy in Israel, and for other purposes; to the Committee on Foreign Relations.

By Mr. CASEY (for himself, Mr. SCHUMER, and Mrs. SHAHEEN):

S. 1623. A bill to provide a processing extension for emergency mortgage relief payments, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BROWN of Massachusetts (for himself and Mr. KERRY):

S. 1624. A bill to provide for the economical production of various United States coins; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. MCCAIN:

S. 1625. A bill to restore the financial solvency of the United States Postal Service and to ensure the efficient and affordable nationwide delivery of mail; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BROWN of Ohio (for himself, Mr. THUNE, Mr. DURBIN, and Mr. LUGAR):

S. 1626. A bill to amend the Food, Conservation, and Energy Act of 2008 to reform agricultural programs by establishing the aggregate risk and revenue management program; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. NELSON of Florida (for himself, Mr. SCHUMER, and Mr. REID):

S. 1627. A bill to amend title XVIII of the Social Security Act to provide for the distribution of additional residency positions, and for other purposes; to the Committee on Finance.

By Mr. AKAKA (for himself, Mr. CARPER, Mr. CARDIN, and Mr. COONS):

S. 1628. A bill to provide for improvements in the Federal hiring process, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. GILLIBRAND (for herself and Mr. GRAHAM):

S. 1629. A bill to amend title 38, United States Code, to clarify presumptions relating to the exposure of certain veterans who served in the vicinity of the Republic of Vietnam, and for other purposes; to the Committee on Veterans' Affairs.

By Ms. LANDRIEU (for herself and Mr. COCHRAN):

S. 1630. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to allow for a more effective recovery from disasters, and for other

purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. TESTER (for himself and Mr. BEGICH):

S. 1631. A bill to authorize the establishment in the Department of Veterans Affairs of a center for technical assistance for non-Department health care providers who furnish care to veterans in rural areas, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. MENENDEZ (for himself, Mr. SCHUMER, Mr. LEAHY, and Mr. CARDIN):

S. 1632. A bill to amend the Internal Revenue Code of 1986 to provide a look back rule in the case of federally declared disasters for determining earned income for purposes of the child tax credit and the earned income credit, and for other purposes; to the Committee on Finance.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. CARDIN (for himself, Mr. BURR, and Mr. MENENDEZ):

S. Res. 276. A resolution expressing support for the goals and ideals of National Infant Mortality Awareness Month of 2011; considered and agreed to.

By Mr. FRANKEN (for himself, Mr. LUGAR, Mr. AKAKA, Mr. BAUCUS, Mr. BEGICH, Mr. CARDIN, Mrs. MURRAY, Mr. WARNER, and Mrs. FEINSTEIN):

S. Res. 277. A resolution recognizing the month of October 2011 as "National Principals Month"; considered and agreed to.

By Mr. SESSIONS (for himself, Mr. CARDIN, Mr. INHOFE, Mr. WICKER, Mr. BROWN of Massachusetts, Mr. KERRY, Mr. SHELBY, Mr. CRAPO, Mr. JOHNSON of South Dakota, Mr. LEE, Mr. CHAMBLISS, Mr. AKAKA, Mrs. BOXER, Mr. KIRK, Mr. WYDEN, Mr. JOHANNES, and Mr. BLUNT):

S. Res. 278. A resolution designating September 2011 as "National Prostate Cancer Awareness Month"; considered and agreed to.

By Mrs. GILLIBRAND (for herself and Ms. AYOTTE):

S. Res. 279. A resolution expressing support for the designation of September 24, 2011, as "Worldwide Day of Play"; considered and agreed to.

By Mr. MENENDEZ (for himself, Mr. CORNYN, Mr. REID, Mr. UDALL of New Mexico, Mr. UDALL of Colorado, Mr. BEGICH, Mr. REED, Mrs. MURRAY, Mrs. BOXER, Mr. BINGAMAN, Mr. NELSON of Florida,

Mr. COONS, Mrs. GILLIBRAND, and Mrs. HUTCHISON):

S. Res. 280. A resolution designating the week beginning September 19, 2011, as "National Hispanic-Serving Institutions Week" and recognizing the achievements of the Hispanic Association of Colleges and Universities; considered and agreed to.

By Mr. WHITEHOUSE (for himself, Mr. BROWN of Massachusetts, Mr. AKAKA, Mr. BLUMENTHAL, Mrs. BOXER, Mr. CARDIN, Ms. COLLINS, Mrs. GILLIBRAND, Mr. KERRY, Ms. LANDRIEU, Mr. LIEBERMAN, Mr. MERKLEY, Ms. MIKULSKI, Mrs. MURRAY, Mr. REED, Ms. SNOWE, Mr. WARNER, Mr. WEBB, and Mr. WYDEN):

S. Res. 281. A resolution designating September 24, 2011, as "National Estuaries Day"; considered and agreed to.

By Mr. REID (for himself and Mr. MCCONNELL):

S. Res. 282. A resolution to authorize testimony in *Kanelos v. County of Mohave*, et al. and *Zanna, et al. v. Mohave County*, et al; considered and agreed to.

By Mr. NELSON of Florida (for himself, Ms. STABENOW, Mr. BROWN of Ohio, Mrs. HUTCHISON, Mr. VITTER, Mr. AKAKA, Mr. PRYOR, Mr. LIEBERMAN, and Mr. DURBIN):

S. Con. Res. 29. A concurrent resolution authorizing the use of the rotunda of the United States Capitol for an event to present the Congressional Gold Medal, collectively, to Neil A. Armstrong, Edwin E. "Buzz" Aldrin, Jr., Michael Collins, and John Herschel Glenn, Jr., in recognition of their significant contributions to society; considered and agreed to.

ADDITIONAL COSPONSORS

S. 170

At the request of Mrs. BOXER, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 170, a bill to provide for the affordable refinancing of mortgages held by Fannie Mae and Freddie Mac.

S. 431

At the request of Mr. PRYOR, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1133

At the request of Mr. WYDEN, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 1133, a bill to prevent the evasion of antidumping and countervailing duty orders, and for other purposes.

S. 1203

At the request of Ms. SNOWE, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 1203, a bill to amend title XVIII of the Social Security Act to provide for the coverage of home infusion therapy under the Medicare Program.

S. 1211

At the request of Mrs. FEINSTEIN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1211, a bill to amend the Federal Food, Drug, and Cosmetic Act to preserve the effectiveness of medically important antibiotics used in the treatment of human and animal diseases.

S. 1280

At the request of Mr. ISAKSON, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1280, a bill to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Wisconsin [Mr. JOHNSON] was added as a cosponsor of S. 1369, a bill to

amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1421

At the request of Mr. PORTMAN, the names of the Senator from North Dakota [Mr. CONRAD], the Senator from Oregon [Mr. WYDEN], the Senator from Hawaii [Mr. AKAKA] and the Senator from Oregon [Mr. MERKLEY] were added as cosponsors of S. 1421, a bill to authorize the Peace Corps Commemorative Foundation to establish a commemorative work in the District of Columbia and its environs, and for other purposes.

S. 1551

At the request of Mr. KIRK, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 1551, a bill to establish a smart card pilot program under the Medicare program.

S. 1584

At the request of Mr. BENNET, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1584, a bill to provide for additional quality control of drugs.

S. 1585

At the request of Mrs. BOXER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1585, a bill to prohibit the application of certain restrictive eligibility requirements to foreign nongovernmental organizations with respect to the provision of assistance under part I of the Foreign Assistance Act of 1961.

S. 1588

At the request of Mr. WEBB, the names of the Senator from South Dakota [Mr. THUNE] and the Senator from Nevada [Mr. HELLER] were added as cosponsors of S. 1588, a bill to protect the right of individuals to bear arms at water resources development projects administered by the Secretary of the Army, and for other purposes.

S. 1595

At the request of Mr. HATCH, the names of the Senator from Idaho [Mr. CRAPO] and the Senator from Utah [Mr. LEE] were added as cosponsors of S. 1595, a bill to prohibit funding for the United Nations in the event the United Nations grants Palestine a change in status from a permanent observer entity before a comprehensive peace agreement has been reached with Israel.

S. 1597

At the request of Mr. BROWN of Ohio, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1597, a bill to provide assistance for the modernization, renovation, and repair of elementary school and secondary school buildings in public school districts and community colleges across the United States in order to support the achievement of improved educational outcomes in those schools, and for other purposes.

S. 1606

At the request of Mr. PORTMAN, the names of the Senator from Missouri [Mr. BLUNT] and the Senator from Texas [Mr. CORNYN] were added as cosponsors of S. 1606, a bill to reform the process by which Federal agencies analyze and formulate new regulations and guidance documents.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

SENATE RESOLUTION 232

At the request of Mr. JOHANNES, his name was added as a cosponsor of Senate Resolution 232, a resolution recognizing the continued persecution of Falun Gong practitioners in China on the 12th anniversary of the campaign by the Chinese Communist Party to suppress the Falun Gong movement, recognizing the Tuidang movement whereby Chinese citizens renounce their ties to the Chinese Communist Party and its affiliates, and calling for an immediate end to the campaign to persecute Falun Gong practitioners.

SENATE RESOLUTION 241

At the request of Mr. MENENDEZ, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of Senate Resolution 241, a resolution expressing support for the designation of November 16, 2011, as National Information and Referral Services Day.

SENATE RESOLUTION 251

At the request of Mr. CARPER, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of Senate Resolution 251, a resolution expressing support for improvement in the collection, processing, and consumption of recyclable materials throughout the United States.

SENATE RESOLUTION 253

At the request of Mr. HOEVEN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of Senate Resolution 253, a resolution designating October 26, 2011, as "Day of the Deployed".

AUTHORITY FOR A COMMITTEE TO MEET

By unanimous consent, on the request of Ms. LANDRIEU,

Ordered, That the following committee be authorized to meet during the session of the Senate:

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on September 23, 2011, at 10 a.m.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 11:14 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House agrees to the amendment of the Senate to the bill (H.R. 2608) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes, with an amendment, in which it requests the concurrence of the Senate.

The message also announced that the House agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 81. Concurrent resolution directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 2608.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

AUTHORIZING TESTIMONY

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 282) to authorize testimony in *Kanelos v. County of Mohave, et al. and Zanna, et al. v. Mohave County, et al.*, submitted today by Mr. REID (for himself and Mr. MCCONNELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 3:30 P.M. ON MONDAY, SEPTEMBER 26, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 3:30 p.m. on Monday, September 26, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; that, upon conclusion of morning business, the Senate resume consideration of the House message on bill H.R. 2608; and that the time until 5:30 p.m. be equally divided and controlled for debate between the two leaders, or their designees.

Ordered further, That Senators be authorized to "file" second-degree amendments in relation to bill H.R. 2608 until 5 p.m. on Monday next.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 3:59 p.m.,

The Senate adjourned, under its order of today, until 3:30 p.m. on Monday, September 26, 2011.

MONDAY, SEPTEMBER 26, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 3:30 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, September 26, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Friday, September 23, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Friday, September 23, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Friday, September 23, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE HOUSE RECEIVED DURING ADJOURNMENT

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on today, September 26, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker pro tempore (Mr. UPTON) has signed the following enrolled bills:

H.R. 2646. An act to authorize certain Department of Veterans Affairs major medical facility projects and leases, to extend certain expiring provisions of law, and to modify certain authorities of the Secretary of Veterans Affairs, and for other purposes.

H.R. 2883. An act to amend part B of title IV of the Social Security Act to extend the child and family services program through fiscal year 2016, and for other purposes.

H.R. 2943. An act to extend the program of block grants to States for temporary assistance for needy families and related programs through December 31, 2011.

ENROLLED BILLS SIGNED

Under the authority of the order of the Senate of January 5, 2011, the enrolled bills were signed on today, September 26, 2011, during the adjournment of the Senate, by the PRESIDENT pro tempore.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. TESTER (for himself and Mr. BLUMENTHAL):

S. 1633. A bill to amend chapter 1606 of title 10, United States Code, to modify the basis utilized for annual adjustments in amounts of educational assistance for members of the Selected Reserve; to the Committee on Armed Services.

By Mr. TESTER:

S. 1634. A bill to amend title 38, United States Code, to improve the approval and disapproval of programs of education for purposes of educational benefits under laws administered by the Secretary of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. UDALL of Colorado (for himself and Mr. BENNET):

S. 1635. A bill to designate certain lands in San Miguel, Ouray, and San Juan Counties, Colorado, as wilderness, and for other purposes; to the Committee on Energy and Natural Resources.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. COONS (for himself, Ms. MURKOWSKI, Mr. BINGAMAN, Ms. STABENOW, and Mr. PRYOR):

S. Res. 283. A resolution designating the year of 2011 as the "International Year of Chemistry"; considered and agreed to.

By Mr. KOHL (for himself, Ms. MIKULSKI, Mr. ENZI, Mr. BLUMENTHAL, Ms. COLLINS, and Mr. SANDERS):

S. Res. 284. A resolution designating September 23, 2011, as "National Falls Prevention Awareness Day" to raise awareness and encourage the prevention of falls among older adults; considered and agreed to.

ADDITIONAL COSPONSORS

S. 268

At the request of Mr. TESTER, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 268, a bill to sustain the economic development and recreational use of National Forest System land and other public land in the State of Montana, to add certain land to the National Wilderness Preservation System, to release certain wilderness study areas, to designate new areas for recreation, and for other purposes.

S. 393

At the request of Mr. REED, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 393, a bill to aid and support pediatric involvement in reading and education.

S. 412

At the request of Mr. LEVIN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 484

At the request of Mr. BENNET, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 484, a bill to direct the Secretary of Education to pay to Fort Lewis College in the State of Colorado an amount equal to the tuition charges for Indian students who are not residents of the State of Colorado.

S. 601

At the request of Mr. UDALL of New Mexico, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 601, a bill to encourage and ensure the use of safe football helmets and for other purposes.

S. 606

At the request of Mr. CASEY, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 606, a bill to amend the Federal Food, Drug, and Cosmetic Act to improve the priority review voucher incentive program relating to tropical and rare pediatric diseases.

S. 609

At the request of Mr. INHOFE, the names of the Senator from Wyoming [Mr. ENZI] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of S. 609, a bill to provide for the establishment of a committee to assess the effects of certain Federal regulatory mandates.

S. 701

At the request of Mr. BENNET, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 701, a bill to amend section 1120A(c) of the Elementary and Secondary Education Act of 1965 to assure comparability of opportunity for educationally disadvantaged students.

S. 811

At the request of Mr. MERKLEY, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 811, a bill to prohibit employment discrimination on the basis of sexual orientation or gender identity.

S. 838

At the request of Mr. TESTER, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and

to exempt those articles from a definition under that Act.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 1094

At the request of Mr. MENENDEZ, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1094, a bill to reauthorize the Combating Autism Act of 2006 (Public Law 109-416).

S. 1096

At the request of Ms. STABENOW, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1096, a bill to amend title XVIII of the Social Security Act to improve access to, and utilization of, bone mass measurement benefits under the Medicare part B program by extending the minimum payment amount for bone mass measurement under such program through 2013.

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1251

At the request of Mr. CARPER, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1299

At the request of Mr. MORAN, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1350

At the request of Mr. COONS, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1350, a bill to expand the research, prevention, and awareness activities of the Centers for Disease Control and Prevention and the

National Institutes of Health with respect to pulmonary fibrosis, and for other purposes.

S. 1507

At the request of Mr. HATCH, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1507, a bill to provide protections from workers with respect to their right to select or refrain from selecting representation by a labor organization.

S. 1508

At the request of Mr. NELSON of Florida, his name was added as a cosponsor of S. 1508, a bill to extend loan limits for programs of the Federal Housing Administration, the government-sponsored enterprises, and the Department of Veterans Affairs, and for other purposes.

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1508, *supra*.

S. 1514

At the request of Mr. TESTER, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 1514, a bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from Vermont [Mr. SANDERS], the Senator from Maryland [Mr. CARDIN] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1578

At the request of Mr. TOOMEY, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1578, a bill to amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

S. 1594

At the request of Mrs. GILLIBRAND, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1594, a bill to amend the Food Security Act of 1985 to require the Secretary of Agriculture to carry out a conservation program under which the Secretary shall make payments to assist owners and operators of muck land to conserve and improve the soil, water, and wildlife resources of the land.

S. 1597

At the request of Mr. BROWN of Ohio, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Vermont [Mr. LEAHY] were added as cosponsors of S. 1597, a bill to provide assistance for the modernization, renovation, and repair of

elementary school and secondary school buildings in public school districts and community colleges across the United States in order to support the achievement of improved educational outcomes in those schools, and for other purposes.

S. 1623

At the request of Mr. CASEY, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1623, a bill to provide a processing extension for emergency mortgage relief payments, and for other purposes.

SENATE RESOLUTION 275

At the request of Mr. REID, his name was added as a cosponsor of Senate Resolution 275, a resolution designating October 30, 2011, as a national day of remembrance for nuclear weapons program workers.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 3:33 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2401. An act to require analyses of the cumulative and incremental impacts of certain rules and actions of the Environmental Protection Agency, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2401. An act to require analyses of the cumulative and incremental impacts of certain rules and actions of the Environmental Protection Agency, and for other purposes; to the Committee on Environment and Public Works.

HOUSE AMENDMENT TO SENATE AMENDMENT TO BILL H.R. 2608

Pursuant to the order of Friday, September 23, 2011,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the amendment received from the House of Representatives for concurrence to the amendment of the Senate to the bill (H.R. 2608) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes; and

The Senate resumed consideration of the House amendment.

The question being on agreeing to amendment No. 660, proposed by Mr. REID, to amendment No. 659, proposed by Mr.

REID, to the instructions (designated amendment No. 658) contained in the motion, by Mr. REID, to refer the House amendment to the Committee on Appropriations with instructions to report back forthwith.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That, if the motion to bring to a close debate on the motion to concur, with amendment, in the House amendment to the Senate amendment to bill H.R. 2608, is not agreed to, the majority leader be recognized to withdraw the pending motion to refer and the pending motion to concur with amendment; that he then be recognized to move to concur with an amendment, the text being amendment No. 665; that budget points of order, and motions to waive in relation thereto, be in order; that no other amendment, point of order, or motion be in order in relation to the motion to concur; that there be 10 minutes, equally divided and controlled, for debate between the two leaders, or their designees, on the motion to concur; that, upon conclusion of debate, the Senate vote on the question of agreeing to said motion; and that the motion to concur with amendment receive a minimum of 60 yeas to be agreed to; and that, if said motion is not agreed to, the majority leader then be recognized.

ORDER FOR CONSIDERATION OF BILL H.R. 2017

By unanimous consent, on the request of Mr. REID,

Ordered, That, if the motion to concur in the House amendment to the Senate amendment with an amendment (Numbered 665) is agreed to, the Senate proceed to consider the bill (H.R. 2017) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2012, and for other purposes; that the majority leader be recognized to propose an amendment thereto; that said amendment be the only amendment in order to be proposed thereto; that the amendment be agreed to; that the bill, as thus amended, be read the third time; that the Senate then vote on passage of the bill, as amended; and that all occur without intervening action or debate.

HOUSE AMENDMENT TO SENATE AMENDMENT TO BILL H.R. 2608

The Senate resumed consideration of the House amendment to the Senate amendment to bill H.R. 2608.

The hour of 5:30 p.m. having passed,

Pursuant to the order of Friday, September 23, 2011, as modified,

The PRESIDING OFFICER (Mr. MANCHIN in the chair) laid before the Senate the motion, presented by Mr. REID on that day, to bring to a close debate on the motion to concur, with amendment (No. 656), in the House amendment to the Senate amendment to bill H.R. 2608.

Pursuant to the order of Friday, September 23, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the negative--- yeas... 54, nays... 35

[Rollcall Vote No. 152 Leg.]

YEAS --- 54

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Whitehouse, Wyden.

NAYS --- 35

Alexander, Ayotte, Barrasso, Blunt, Boozman, Coats, Cochran, Corker, Crapo, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Inhofe, Isakson, Johanns, Johnson (WI), Kyl, Lee, Lugar, McCain, McConnell, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

Pursuant to the order of today,

The pending motion to concur with amendment No. 656 was withdrawn (taking with it amendment No. 657 thereto); and the pending motion to refer the House amendment to the Committee on Appropriations with instructions to report back forthwith with an amendment (Numbered 658) was withdrawn (taking with it amendments Nos. 659 and 660 thereto).

The question being on agreeing to the House amendment to the Senate amendment to the bill.

Pursuant to the order of today,

On motion by Mr. REID that the Senate concur in the House amendment to the Senate amendment, with an amendment (Numbered 665).

After debate,

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

The question being taken.

It was determined in the affirmative---

yeas... 79, nays... 12

[Rollcall Vote No. 153 Leg.]

YEAS --- 79

Akaka, Alexander, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Coats, Cochran, Collins, Conrad, Coons, Corker, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hoeven, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 12

Ayotte, Blunt, Crapo, Hatch, Heller, Inhofe, Johnson (WI), Lee, Paul, Risch, Rubio, Toomey.

So the motion was agreed to.

DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT

Pursuant to the order of today,

The Senate proceeded to consider the bill (H.R. 2017) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2012, and for other purposes.

The question being on agreeing to the reported amendment (in the nature of a substitute).

By unanimous consent, on the request of Mr. REID,

Ordered, That the reported amendment (in the nature of a substitute) be withdrawn.

The question being on passage of the bill.

Pursuant to the order today,

On motion by Mr. REID to strike all after the enacting clause and insert, in lieu thereof, other words (being amendment No. 666, in the nature of a substitute).

Pursuant to the order of today,

The amendment (in the nature of a substitute) was agreed to.

The question being on the passage of the bill, as amended.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

The title was amended, on motion by Mr. REID, so as to read: "An Act making continuing appropriations for fiscal year 2012, and for other purposes."

MOTION TO PROCEED TO

CONSIDER BILL S. 1619

On motion by Mr. REID that the Senate proceed to consider the bill (S. 1619) to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 1619:

HARRY REID, SHERROD BROWN, CHUCK SCHUMER, TOM UDALL, DICK DURBIN, RICHARD BLUMENTHAL, BEN CARDIN, DANIEL K. AKAKA, JACK REED, JOE MANCHIN, DEBBIE STABENOW, S. WHITEHOUSE, KAY R. HAGAN, ROBERT P. CASEY, JR., KENT CONRAD, K.E. GILLIBRAND, ROBERT MENENDEZ.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to the motion to proceed.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 4:30 p.m. on Monday, October 3, 2011, the Senate proceed to executive session to consider the nominations of Henry F. Floyd, of South Carolina, to be United States Circuit Judge for the Fourth Circuit; Nannette Jolivet Brown, of Louisiana, to be United States District Judge for the Eastern District of Louisiana; Nancy Torresen, of Maine, to be United States District Judge for the District of Maine; William Francis Kuntz, II, of New York, to be United States District Judge for the Eastern District of New York; Marina Garcia Marmolejo, of Texas, to be United States District Judge for the Southern District of Texas; and Jennifer Guerin Zipps, of Arizona, to be United States District Judge for the District of Arizona; that there be one hour, equally divided and controlled in the usual form for debate thereon; that, upon conclusion of debate, the nominations Nannette Jolivet Brown, Nancy Torresen, William Francis Kuntz, II, Marina Garcia Marmolejo, and Jennifer Guerin Zipps be confirmed; and that the Senate then vote on confirmation of the nomination of Henry F. Floyd, without intervening action or debate.

Ordered further, That, at a time to be determined by the majority leader, after consultation with the minority leader, but not prior to Tuesday, October 11, 2011, the

Senate proceed to executive session to consider the nominations of Jane Margaret Triche-Milazzo, of Louisiana, to be United States District Judge for the Eastern District of Louisiana; Alison J. Nathan, of New York, to be United States District Judge for the Southern District of New York; Susan Owens Hickey, of Arkansas, to be United States District Judge for the Western District of Arkansas; and Katherine B. Forrest, of New York, to be United States District Judge for the Southern District of New York; that there be two hours, equally divided and controlled in the usual form for debate thereon; that, upon conclusion of debate, the Senate then vote on confirmation of the nominations in the aforementioned order; that motions to reconsider be considered made and laid on the table; that no motion be in order to the nominations; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

COMBATING AUTISM REAUTHORIZATION ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (H.R. 2005) to reauthorize the Combating Autism Act of 2006.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

KATE PUZEY PEACE CORPS VOLUNTEER PROTECTION ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 1280) to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of sexual assault protocol and guidelines, the establishment of victims advocates, the establishment of a Sexual Assault Advisory Council, and for other purposes.

The question being on agreeing to the reported amendment (in the nature of a substitute).

On motion by Mr. REID for Mr. ISAKSON (for himself and Mrs. BOXER) to insert, in lieu of the language proposed to be inserted by the pending reported amendment (in the nature of a substitute), other words (being amendment No. 668, in the nature of a substitute).

The amendment (in the nature of a substitute) was agreed to.

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

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

GRANTING CONSENT OF CONGRESS TO AN AMENDMENT TO THE COMPACT BETWEEN THE STATES OF MISSOURI AND ILLINOIS

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the joint resolution (S.J. Res. 22) to grant the consent of Congress to an amendment to the compact between the States of Missouri and Illinois providing that bonds issued by the Bi-State Development Agency may mature in not to exceed 40 years.

The Senate proceeded, by unanimous consent, to consider the joint resolution.

The question being on the passage of the joint resolution; and

No amendment being proposed,

The joint resolution was deemed read the third time, by unanimous consent.

Resolved, That it pass, and that the Senate agree to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CORRECTING THE ENROLLMENT OF BILL H.R. 2608

On the request of Mr. REID,

THE PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 81) directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 2608, received from the House of Representatives for concurrence on Friday, September 23, 2011, and remaining undisposed of.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING A NATIONAL DAY OF REMEMBRANCE FOR NUCLEAR WEAPONS PROGRAM WORKERS

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 275) designating October 30, 2011, as a national day of remembrance for nuclear weapons program workers.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "INTERNATIONAL YEAR OF CHEMISTRY"

On the request of Mr. REID,

THE PRESIDING OFFICER laid before the Senate the resolution (S. Res. 283) designating the year of 2011 as the "International Year of Chemistry", submitted today by Mr. COONS (for himself, Ms. MURKOWSKI, Mr. BINGAMAN, Ms. STABENOW, and Mr. PRYOR), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL FALLS PREVENTION AWARENESS DAY"

On the request of Mr. REID,

THE PRESIDING OFFICER laid before the Senate the resolution (S. Res. 284) designating September 23, 2011, as "National Falls Prevention Awareness Day" to raise awareness and encourage the prevention of falls among older adults, submitted today by Mr. KOHL (for himself, Ms. MIKULSKI, Mr. ENZI, Mr. BLUMENTHAL, Ms. COLLINS, and Mr. SANDERS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 1:45 P.M. ON THURSDAY
NEXT, UNTIL 2 P.M. ON MONDAY,
OCTOBER 3, 2011, AND FOR
PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 1:45 p.m. on Thursday, September 29, 2011, for a pro forma session only; that the Senate then adjourn until 2 p.m. on Monday, October 3, 2011; that, on Monday, October 3, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 3:30 p.m., with Senators permitted to speak for 10 minutes each therein; that, following morning business, the Senate resume consideration of the motion to proceed to consider bill S. 1619; and that the time until 4:30 p.m. be equally divided and controlled for debate between the two leaders, or their designees.

Ordered further, That, at 4:30 p.m., the Senate proceed to executive session, as pursuant to the order of today.

Ordered further, That the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider bill S. 1619 when the Senate resumes its legislative session following the vote on confirmation of the nomination of Henry F. Floyd, to be United States Circuit Judge for the Fourth Circuit.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 9:39 p.m.,

The Senate adjourned, under its order of today, until 1:45 p.m. on Thursday, September 29, 2011.

THURSDAY, SEPTEMBER 29, 2011

The PRESIDENT pro tempore called the Senate to order at 1:44:50 p.m., and

ADJOURNMENT

Under the authority of the order of Monday, September 26, 2011, as modified,

At 1:44:57 p.m.,

The PRESIDENT pro tempore declared the Senate adjourned, under its order of Monday,

September 26, 2011, until 2 p.m. on Monday, October 3, 2011.

MONDAY, OCTOBER 3, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, October 3, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Thursday, September 29, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of Thursday, September 29, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of Thursday, September 29, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGES FROM THE HOUSE
RECEIVED DURING
ADJOURNMENT

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on September 29, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the SPEAKER pro tempore (Mr. HARRIS) has signed the following enrolled bills:

H.R. 2005. An act to reauthorize the Combating Autism Act of 2006.

H.R. 1717. An act making continuing appropriations for fiscal year 2012, and for other purposes.

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on September 29, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the House agreed to the amendments of the Senate to the bill (H.R. 1717) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2012, and for other purposes.

ENROLLED BILLS SIGNED

Under the authority of the order of the Senate of January 5, 2011,

The enrolled bills were signed on September 29, 2011, during the adjournment of the Senate, by the PRESIDENT pro tempore.

MESSAGES FROM THE PRESIDENT

The following messages from the President of the United States were transmitted to the Senate by Mr. Pate, one of his secretaries:

LEGISLATION IMPLEMENTING THE
UNITED STATES-KOREA FREE TRADE
AGREEMENT -- PM 24

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with accompanying reports and papers; which was referred to the Committee on Finance:

To the Congress of the United States:

I am pleased to transmit legislation and supporting documents to implement the United States-Korea Free Trade Agreement (Agreement), a landmark agreement that supports American jobs, advances U.S. interests, and reflects America's fundamental values.

The Agreement levels the playing field for U.S. businesses, workers, farmers, ranchers, manufacturers, investors, and service providers by offering them unprecedented access to Korea's nearly \$1 trillion economy. The Agreement eliminates tariffs on over 95 percent of U.S. exports of industrial and consumer goods to Korea within the first 5 years and, together with the agreement entered into through an exchange of letters in February 2011, addresses key outstanding concerns of American automakers and

workers regarding the lack of a level playing field in Korea's auto market. The Agreement also ensures that almost two-thirds of current U.S. agricultural exports will enter Korea duty-free immediately. In addition, the Agreement will give American service providers much greater access to Korea's \$580 billion services market.

The Agreement contains state of the art provisions to help protect and enforce intellectual property rights, reduce regulatory red tape, and eliminate regulatory barriers to U.S. exports. The Agreement also contains the highest standards for protecting labor rights, carrying out covered environmental agreements, and ensuring that key domestic labor and environmental laws are enforced, combined with strong remedies for noncompliance.

Increased U.S. exports expected under the Agreement will support more than 70,000 American jobs. The Agreement will bolster our economic competitiveness in the Asia-Pacific region and our regional security interests. The United States once was the top supplier of goods exported to Korea. Over the past decade, our share of Korea's import market for goods has fallen from 21 percent to just 10 percent—behind China and Japan, and barely ahead of the European Union (EU). The EU and several other trading partners are negotiating or have recently concluded trade agreements with Korea. If the United States-Korea trade agreement is not approved, the United States could lose further market share, export-supported jobs, and economic growth opportunities, with damage to our leadership position in the region.

As a part of an ambitious trade agenda, it is important that the Congress renew a strong and robust Trade Adjustment Assistance Program consistent with reforms enacted in 2009. Renewal of that program is necessary to support Americans who need training and other services when their jobs are adversely affected by trade. As we expand access to other markets abroad, we need to ensure that American workers are provided the tools needed to take advantage of these opportunities and are not left behind in the global economy.

Approving and implementing the Agreement is an opportunity to shape history. We must seize the moment together to support jobs for the American people today and to sustain U.S. leadership well into the 21st century. I urge the Congress to enact this legislation promptly.

BARACK OBAMA.

THE WHITE HOUSE, *October 3, 2011.*

LEGISLATION IMPLEMENTING THE UNITED STATES-PANAMA TRADE PROMOTION AGREEMENT -- PM 25

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with accompanying reports and papers; which was referred to the Committee on Finance:

To the Congress of the United States:

I am pleased to transmit legislation and supporting documents to implement the United States-Panama Trade Promotion Agreement (Agreement). The Agreement is an important part of my Administration's efforts to spur economic growth, increase exports, and create jobs here in the United States, while promoting our core values. The Agreement will create significant new opportunities for American workers, farmers, ranchers, manufacturers, investors, and businesses by opening Panama's market and eliminating barriers to U.S. goods, services, and investment.

The Agreement also represents an important development in our relations with Panama, and accords with the goal, as expressed by the Congress in the Caribbean Basin Trade Partnership Act, to conclude comprehensive, mutually advantageous trade agreements with beneficiary countries of the Caribbean Basin Initiative trade preference program. The Agreement further reflects a commitment on the part of the United States to sustained engagement in support of democracy, economic growth, and opportunity in Panama and the region.

Panama is one of the fastest growing economies in Latin America. Upon entry into force of the Agreement, Panama will immediately eliminate its tariffs on over 87 percent of U.S. exports of consumer and industrial goods and on more than half of U.S. exports of agricultural goods. Panama will eliminate most other duties on U.S. exports within a 15-year transition period. Eighty-five percent of U.S. businesses exporting to Panama are small- and medium-sized enterprises. The elimination of duties provided for in the Agreement will help to level the playing field for them and for all U.S. exporters, based on 2010 trade flows, as approximately 98 percent of our imports from Panama already enjoy duty-free access to the U.S. market. In addition, the Agreement will give American service providers greater access to Panama's \$20.6 billion services market.

The Agreement contains state of the art provisions to help protect and enforce intellectual property rights, reduce regulatory red tape, and eliminate regulatory barriers to U.S. exports. The Agreement also contains the highest standards for protecting labor rights, carrying out covered environmental agreements, and ensuring that key domestic labor and environmental laws are enforced, combined with strong remedies for

noncompliance. Panama has already made significant reforms related to the obligations it will have under the labor chapter.

As a part of an ambitious trade agenda, it is important that the Congress renew a strong and robust Trade Adjustment Assistance Program consistent with reforms enacted in 2009. Renewal of that program is necessary to support Americans who need training and other services when their jobs are adversely affected by trade. As we expand access to other markets abroad, we need to ensure that American workers are provided the tools needed to take advantage of these opportunities and are not left behind in the global economy.

Approval of the Agreement is in our national interest. The Agreement will strengthen our economic and political ties with Panama, support democracy, and contribute to further economic integration in our hemisphere and economic growth in the United States. I urge the Congress to enact this legislation promptly.

BARACK OBAMA.

THE WHITE HOUSE, *October 3, 2011.*

LEGISLATION IMPLEMENTING THE UNITED STATES-COLOMBIA TRADE PROMOTION AGREEMENT -- PM 26

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with accompanying reports and papers; which was referred to the Committee on Finance:

To the Congress of the United States:

I am pleased to transmit legislation and supporting documents to implement the United States-Colombia Trade Promotion Agreement (Agreement). The Agreement is an important part of my Administration's efforts to spur economic growth, increase exports, and create jobs in the United States, while promoting our core values. The Agreement will create significant new opportunities for American workers, farmers, ranchers, businesses, and consumers by opening the Colombian market and eliminating barriers to U.S. goods, services, and investment.

The Agreement also represents a historic development in our relations with Colombia. Colombia is a steadfast strategic partner of the United States and a leader in the region. The Agreement reflects the commitment of the United States to supporting democracy and economic growth in Colombia. It will also help Colombia battle production of illegal crops by creating alternative economic opportunities.

Under the Agreement, tariffs on over 80 percent of U.S. consumer and industrial exports will be eliminated immediately. United States agricultural exports in particular will enjoy substantial new improvements in access to Colombia's

market. Currently, no U.S. agricultural exports enjoy duty-free access to Colombia. Once the Agreement enters into force, almost 70 percent, by value, of current U.S. agricultural exports will be able to enter Colombia duty-free immediately. In addition, the Agreement will give American service providers greater access to Colombia's \$134 billion services market. This will help to level the playing field, since 91 percent of our imports from Colombia have enjoyed duty-free access to our market under U.S. trade preference programs.

The Agreement contains state of the art provisions to help protect and enforce intellectual property rights, reduce regulatory red tape, and eliminate regulatory barriers to U.S. exports. The Agreement also contains the highest standards for protecting labor rights, carrying out covered environmental agreements, and ensuring that key domestic labor and environmental laws are enforced, combined with strong remedies for noncompliance. Colombia has already made significant reforms related to the obligations it will have under the labor chapter. A number of these steps have been taken in fulfillment of the commitments Colombia made in the agreed Action Plan Related to Labor Rights that President Santos and I announced on April 7. Colombia must successfully implement key elements of the Action Plan before I will bring the Agreement into force.

This Agreement forms an integral part of my Administration's larger strategy of doubling exports by the end of 2014 through opening markets around the world. In addition, the Agreement provides an opportunity to strengthen our economic and political ties with the Andean region, and underpins U.S. support for democracy while contributing to further hemispheric integration and economic growth in the United States. This Agreement is vital to ensuring Colombia continues on its trajectory of positive change.

As a part of an ambitious trade agenda, it is important that the Congress renew a strong and robust Trade Adjustment Assistance Program consistent with reforms enacted in 2009. Renewal of that program is necessary to support Americans who need training and other services when their jobs are adversely affected by trade. As we expand access to other markets abroad, we need to ensure that American workers are provided the tools needed to take advantage of these opportunities and are not left behind in the global economy.

Approval of the Agreement is therefore in our national interest. I urge the Congress to enact this legislation promptly.

BARACK OBAMA.

THE WHITE HOUSE, *October 3, 2011.*

LETTERS EXCHANGED BETWEEN THE
UNITED STATES AND KOREA
CONTAINING COMMITMENTS TO
ENHANCE THE UNITED STATES-KOREA
FREE TRADE AGREEMENT -- PM 27

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with accompanying reports and papers; which was referred to the Committee on Finance:

To the Congress of the United States:

By separate message, I have transmitted to the Congress a bill to approve and implement the United States-Korea Free Trade Agreement. In that message, I highlighted new commitments that my Administration, in close coordination with the Congress, successfully negotiated to provide additional market access and a level playing field for American auto manufacturers and workers exporting to Korea.

Herewith I am transmitting the letters exchanged between the United States and Korea that contain those commitments, which further enhance the most commercially significant trade agreement the United States has concluded in more than 17 years. The documents I have transmitted in these two messages constitute the entire United States-Korea trade agreement package.

BARACK OBAMA.

THE WHITE HOUSE, *October 3, 2011.*

The following message from the President of the United States was transmitted to the Senate by Mr. Williams, one of his secretaries:

DISTRICT OF COLUMBIA'S BUDGET
REQUEST ACT FOR FISCAL YEAR 2012 --
PM 28

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Homeland Security and Governmental Affairs:

To the Congress of the United States:

Pursuant to my constitutional authority and as contemplated by section 446 of the District of Columbia Self-Government and Governmental Reorganization Act as amended in 1989, I am transmitting the District of Columbia's 2012 Budget Request Act. This transmittal does not represent an endorsement of the contents of the D.C. government's requests.

The proposed 2012 Budget Request Act reflects the major programmatic objectives of the Mayor and the Council of the District of Columbia. For 2012, the District estimates total revenues and expenditures of \$10.9 billion.

BARACK OBAMA.

THE WHITE HOUSE, *October 3, 2011.*

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and, referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. KLOBUCHAR (for herself, Mr. SESSIONS, and Mr. LEAHY):

S. 1636. A bill to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes; to the Committee on the Judiciary.

By Ms. KLOBUCHAR (for herself and Mr. SESSIONS):

S. 1637. A bill to clarify appeal time limits in civil actions to which United States officers or employees are parties; to the Committee on the Judiciary.

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

S. 1638. A bill to authorize the Secretary of the Interior to conduct a special resource study of P.S. 103 in West Baltimore, Maryland and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. TESTER (for himself and Mr. HELLER):

S. 1639. A bill to amend title 36, United States Code, to authorize the American Legion under its Federal charter to provide guidance and leadership to the individual departments and posts of the American Legion, and for other purposes; to the Committee on the Judiciary.

By Mr. CASEY:

S. 1640. A bill to amend the Agricultural Adjustment Act to require the Secretary of Agriculture to determine the price of all milk used for manufactured purposes, which shall be classified as Class II milk, by using the national average cost of production, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. BAUCUS (for himself, Mr. HATCH, and Mr. MCCONNELL) (by request):

S. 1641. A bill to implement the United States-Colombia Trade Promotion Agreement; to the Committee on Finance.

By Mr. BAUCUS (for himself, Mr. HATCH, and Mr. MCCONNELL) (by request):

S. 1642. A bill to implement the United States-Korea Free Trade Agreement; to the Committee on Finance.

By Mr. BAUCUS (for himself, Mr. HATCH, and Mr. MCCONNELL) (by request):

S. 1643. A bill to implement the United States-Panama Trade Promotion Agreement; to the Committee on Finance.

SUBMISSION OF A SENATE
RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. KERRY (for himself, Mr. CARDIN, Mr. DURBIN, and Mr. AKAKA):

S. Res. 285. A resolution supporting the goals and ideals of World Habitat Day, October 3, 2011; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 50

At the request of Mr. INOUE, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 50, a bill to strengthen Federal consumer product safety programs and activities with respect to commercially-marketed seafood by directing the Secretary of Commerce to coordinate with the Federal Trade Commission and other appropriate Federal agencies to strengthen and coordinate those programs and activities.

S. 102

At the request of Mr. MCCAIN, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 102, a bill to provide an optional fast-track procedure the President may use when submitting rescission requests, and for other purposes.

S. 381

At the request of Mr. TESTER, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 381, a bill to amend the Arms Export Control Act to provide that certain firearms listed as curios or relics may be imported into the United States by a licensed importer without obtaining authorization from the Department of State or the Department of Defense, and for other purposes.

S. 504

At the request of Mr. MCCAIN, his name was added as a cosponsor of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 542

At the request of Mr. BEGICH, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 542, a bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents.

S. 556

At the request of Mrs. HUTCHISON, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 556, a bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes.

S. 566

At the request of Ms. MURKOWSKI, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of

S. 566, a bill to provide for the establishment of the National Volcano Early Warning and Monitoring System.

S. 570

At the request of Mr. TESTER, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloguing the purchases of multiple rifles and shotguns.

S. 606

At the request of Mr. CASEY, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 606, a bill to amend the Federal Food, Drug, and Cosmetic Act to improve the priority review voucher incentive program relating to tropical and rare pediatric diseases.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 680

At the request of Mr. NELSON of Florida, his name was added as a cosponsor of S. 680, a bill to authorize the Administrator of General Services to convey a parcel of real property in the District of Columbia to provide for the establishment of a National Women's History Museum.

S. 798

At the request of Mr. TESTER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 810

At the request of Ms. CANTWELL, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 810, a bill to prohibit the conducting of invasive research on great apes, and for other purposes.

S. 834

At the request of Mr. CASEY, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 968

At the request of Mr. LEAHY, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Colorado [Mr. UDALL] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1251

At the request of Mr. CARPER, the names of the Senator from Alaska [Mr. BEGICH], the Senator from Louisiana [Ms. LANDRIEU], the Senator from Connecticut [Mr. LIEBERMAN] and the Senator from Virginia [Mr. WARNER] were added as cosponsors of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1299

At the request of Mr. MORAN, the names of the Senator from Missouri [Mrs. MCCASKILL] and the Senator from New Hampshire [Ms. AYOTTE] were added as cosponsors of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1301

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1354

At the request of Mrs. HAGAN, the names of the Senator from New Jersey [Mr. MENENDEZ] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 1354, a bill to authorize grants to

promote media literacy and youth empowerment programs, to authorize research on the role and impact of depictions of girls and women in the media, to provide for the establishment of a National Task Force on Girls and Women in the Media, and for other purposes.

S. 1369

At the request of Mr. CRAPO, the names of the Senator from Alaska [Ms. MURKOWSKI] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1421

At the request of Mr. PORTMAN, the names of the Senator from Michigan [Ms. STABENOW] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 1421, a bill to authorize the Peace Corps Commemorative Foundation to establish a commemorative work in the District of Columbia and its environs, and for other purposes.

S. 1460

At the request of Mr. BAUCUS, the names of the Senator from North Dakota [Mr. CONRAD], the Senator from Arkansas [Mr. PRYOR] and the Senator from Texas [Mrs. HUTCHISON] were added as cosponsors of S. 1460, a bill to grant the congressional gold medal, collectively, to the First Special Service Force, in recognition of its superior service during World War II.

S. 1500

At the request of Ms. MURKOWSKI, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1500, a bill to give Americans access to affordable child-only health insurance coverage.

S. 1508

At the request of Mr. MENENDEZ, the names of the Senator from Maryland [Ms. MIKULSKI] and the Senator from Delaware [Mr. COONS] were added as cosponsors of S. 1508, a bill to extend loan limits for programs of the Federal Housing Administration, the government-sponsored enterprises, and the Department of Veterans Affairs, and for other purposes.

S. 1512

At the request of Mr. CARDIN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1512, a bill to amend the Internal Revenue Code of 1986 and the Small Business Act to expand the availability of employee stock ownership plans in S corporations, and for other purposes.

S. 1513

At the request of Mr. SCHUMER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of

S. 1513, a bill to amend title XII of the Social Security Act to extend the provision waiving certain interest payments on advances made to States from the Federal unemployment account in the Unemployment Trust Fund.

S. 1514

At the request of Mr. TESTER, the names of the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from Michigan [Ms. STABENOW], the Senator from Iowa [Mr. HARKIN] and the Senator from Delaware [Mr. CARPER] were added as cosponsors of S. 1514, a bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1538

At the request of Ms. COLLINS, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1538, a bill to provide for a time-out on certain regulations, and for other purposes.

S. 1540

At the request of Mr. CASEY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1540, a bill to amend the Internal Revenue Code of 1986 to allow credits for the purchase of franchises by veterans.

S. 1576

At the request of Ms. LANDRIEU, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1576, a bill to measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes.

S. 1578

At the request of Mr. TOOMEY, the names of the Senator from Wyoming [Mr. BARRASSO] and the Senator from Arkansas [Mr. PRYOR] were added as cosponsors of S. 1578, a bill to amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

S. 1583

At the request of Mr. INHOFE, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1583, a bill to amend the Internal Revenue Code of 1986 to provide a tax deduction for the purchase, construction, and installation of a safe room or storm shelter, and for other purposes.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1619

At the request of Mr. BROWN of Ohio, the names of the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from Minnesota [Mr. FRANKEN] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 1619, a bill to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes.

S. 1621

At the request of Mr. MENENDEZ, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1621, a bill to create livable communities through coordinated public investment and streamlined requirements, and for other purposes.

S. 1623

At the request of Mr. CASEY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1623, a bill to provide a processing extension for emergency mortgage relief payments, and for other purposes.

SENATE RESOLUTION 80

At the request of Mr. KIRK, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of Senate Resolution 80, a resolution condemning the Government of Iran for its state-sponsored persecution of its Baha'i minority and its continued violation of the International Covenants on Human Rights.

SENATE RESOLUTION 232

At the request of Mr. MENENDEZ, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of Senate Resolution 232, a resolution recognizing the continued persecution of Falun Gong practitioners in China on the 12th anniversary of the campaign by the Chinese Communist Party to suppress the Falun Gong movement, recognizing the Tuidang movement whereby Chinese citizens renounce their ties to the Chinese Communist Party and its affiliates, and calling for an immediate end to the campaign to persecute Falun Gong practitioners.

SENATE RESOLUTION 274

At the request of Mr. WHITEHOUSE, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of Senate Resolution 274, a resolution expressing the sense of the Senate that funding for the Federal Pell Grant program should not be cut in any deficit reduction program.

MOTION TO PROCEED TO
CONSIDER BILL S. 1619

Pursuant to the order of Monday, September 26, 2011,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the motion, made by Mr. REID on Monday,

September 26, 2011, that the Senate proceed to consider the bill (S. 1619) to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed,

Pursuant to the order of Monday, September 26, 2011, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall Vote).

LEGISLATIVE SESSION

Pursuant to the order of Monday, September 26, 2011,

The Senate resumed its legislative session.

MOTION TO PROCEED TO CONSIDER BILL S. 1619

The Senate resumed consideration of the motion to proceed to consider bill S. 1619.

The question being on agreeing to the motion.

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate the motion, presented by Mr. REID on Monday, September 26, 2011, to bring to a close debate on the motion to proceed to consider bill S. 1619.

Pursuant to the order of Monday, September 26, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

Pursuant to the order of Monday, September 26, 2011,

The question being taken.

It was determined in the affirmative--- yeas... 79, nays... 19

[Rollcall Vote No. 155 Leg.]

YEAS --- 79

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cardin, Carper, Casey, Chambliss, Cochran, Collins, Conrad, Coons, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Hutchison, Isakson, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Manchin, McCain, McConnell, Menendez, Merkley, Mikulski, Moran, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Sanders, Schumer, Sessions, Shaheen,

Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 19

Blunt, Cantwell, Coats, Coburn, Corker, DeMint, Heller, Inhofe, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCaskill, Murkowski, Murray, Paul, Rubio, Toomey.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to proceed.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. SHERROD BROWN,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. SHERROD BROWN,

The Senate resumed its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of the motion to proceed to consider bill S. 1619.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

Ordered further, That, at 2:30 p.m., time for debate, pursuant to rule XXII of the Standing Rules of the Senate, be concluded; that the motion to proceed to consider the bill be agreed to; that the Senate proceed to consider the bill; and that the majority leader then be recognized.

ADJOURNMENT

By unanimous consent, on the request of Mr. SHERROD BROWN,

At 7:28 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, OCTOBER 4, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, October 4, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with

accompanying papers, reports, and documents, and were referred as indicated:

EC-3395. A communication from the Administrator, Rural Housing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Intergovernmental Review" (7 CFR Parts 1778, 1942, 1944, 1948, 1951, 1980, 3560, 3565, 3570, 4274) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3396. A communication from the Administrator, Rural Utilities Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Expansion of 911 Access; Telecommunications Loan Program" (RIN0572-AC24) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3397. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Foreign Futures and Options Contracts on a Non-Narrow-Based Security Index; Commission Certification Procedures" ((17 CFR Part 30)-(RIN3038-AC54)) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3398. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Retail Foreign Exchange Transactions; Conforming Changes to Existing Regulations in Response to the Dodd-Frank Wall Street Reform and Consumer Protection Act" (17 CFR Part 5) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3399. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Golden Nematode; Removal of Regulated Areas" (Docket No. APHIS-2011-0036) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3400. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Phytosanitary Treatments; Location of and Process for Updating Treatment Schedules; Technical Amendment" (Docket No. APHIS-

2008-0022) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3401. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Isaria fumosorosea Apopka strain 97; Exemption from the Requirement of a Tolerance" (FRL No. 8889-8) received in the Office of the President of the Senate on September 26, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3402. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Amisulbrom; Pesticide Tolerances" (FRL No. 8885-3) received in the Office of the President of the Senate on September 26, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3403. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Protection of Stratospheric Ozone: The 2011 Critical Use Exemption From the Phaseout of Methyl Bromide" (FRL No. 9473-5) received in the Office of the President of the Senate on September 29, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3404. A joint communication from the Under Secretary of Defense (Comptroller) and the Associate Director of National Intelligence, transmitting, pursuant to law, a report relative to violations of the Antideficiency Act that occurred within the National Intelligence Program and the Military Intelligence Program and was assigned National Geospatial-Intelligence Agency case number 10-04; to the Committee on Appropriations.

EC-3405. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a report relative to violations of the Antideficiency Act that occurred within the Operation and Maintenance, Marine Corps account, during fiscal year 2008 at the Marine Corps Base, Camp Pendleton, and the Marine Corps Air Station, Miramar and was assigned Navy case number 10-02; to the Committee on Appropriations.

EC-3406. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Responsibility and Liability for Government Property" ((RIN0750-AG94)(DFARS Case 2010-

D018)) received in the Office of the President of the Senate on October 3, 2011; to the Committee on Armed Services.

EC-3407. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Administering Trafficking in Persons Regulations" ((RIN0750-AH41)(DFARS Case 2011-D051)) received in the Office of the President of the Senate on October 3, 2011; to the Committee on Armed Services.

EC-3408. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Accelerate Small Business Payments" ((RIN0750-AH19)-(DFARS Case 2011-D008)) received in the Office of the President of the Senate on October 3, 2011; to the Committee on Armed Services.

EC-3409. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Definition of 'Qualifying Country End Product'" ((RIN0750-AH21)(DFARS Case 2011-D028)) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Armed Services.

EC-3410. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Dana T. Atkins, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-3411. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General David P. Fridovich, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-3412. A communication from the Deputy to the Chairman for External Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Risk-Based Capital Standards: Advanced Capital Adequacy Framework - Basel II; Establishment of a Risk-Based Capital Floor" (RIN3064-AD58) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3413. A communication from the General Counsel of the National Credit

Union Administration, transmitting, pursuant to law, the report of a rule entitled "Golden Parachute and Indemnification Payments" (RIN3133-AD73) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3414. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Accuracy of Advertising and Notice of Insured Status" (RIN3133-AD83) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3415. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Share Insurance and Appendix" (RIN3133-AD79) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3416. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3417. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CORNYN (for himself and Mr. HARKIN):

S. 1644. A bill to amend the Internal Revenue Code of 1986 to expand workplace health incentives by equalizing the tax consequences of employee athletic facility use; to the Committee on Finance.

By Mr. CASEY:

S. 1645. A bill to establish an Oleoresin Capsicum Spray Pilot Program in the Bureau

of Prisons, and for other purposes; to the Committee on the Judiciary.

By Mr. INHOFE:

S. 1646. A bill to repeal the Zimbabwe Democracy and Economic Recovery Act of 2001; to the Committee on Foreign Relations.

By Mr. CRAPO:

S. 1647. A bill to repeal the sunset on the reduction of capital gains rates for individuals and on the taxation of dividends of individuals at capital gain rates; to the Committee on Finance.

By Mr. PAUL (for himself, Mr. MCCONNELL, and Mr. COATS):

S. 1648. A bill to terminate the Transportation Enhancement Program and transfer the funding dedicated to such program to carry out the most critical emergency transportation projects identified by the Secretary of Transportation, after consultation with State and local transportation officials; to the Committee on Environment and Public Works.

By Mr. BAUCUS:

S. 1649. A bill to amend the provisions of title 5, United States Code, relating to the methodology for calculating the amount of any Postal surplus or supplemental liability under the Civil Service Retirement System, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CRAPO (for himself, Mr. JOHANNIS, Mr. SHELBY, Mr. VITTER, Mr. TOOMEY, Mr. MORAN, and Mr. KIRK):

S. 1650. A bill to provide for the orderly implementation of the provisions of title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. SESSIONS (for himself and Ms. SNOWE):

S. 1651. A bill to provide for greater transparency and honesty in the Federal budget process; to the Committee on the Budget.

By Mr. BLUMENTHAL (for himself, Mr. FRANKEN, and Mr. WHITEHOUSE):

S. 1652. A bill to amend title 9 of the United States Code to prohibit mandatory arbitration clauses in contracts for mobile service; to the Committee on the Judiciary.

By Ms. KLOBUCHAR (for herself, Mr. BLUNT, Mr. HELLER, and Mr. BEGICH):

S. 1653. A bill to make minor modifications to the procedures relating to the issuance of visas; to the Committee on the Judiciary.

By Mr. UDALL of Colorado (for himself and Mr. BENNET):

S. 1654. A bill to establish an alternative accountability model; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 25

At the request of Mrs. SHAHEEN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 25, a bill to phase out the Federal sugar program, and for other purposes.

S. 119

At the request of Mr. VITTER, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 119, a bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 211

At the request of Mr. ISAKSON, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 306

At the request of Mr. WEBB, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 341

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 341, a bill to require the rescission or termination of Federal contracts and subcontracts with enemies of the United States.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 436

At the request of Mr. SCHUMER, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 436, a bill to ensure that all individuals who should be prohibited from buying a firearm are listed in the national instant criminal background

check system and require a background check for every firearm sale.

S. 510

At the request of Mr. UDALL of New Mexico, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 510, a bill to prevent drunk driving injuries and fatalities, and for other purposes.

S. 595

At the request of Mrs. MURRAY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 838

At the request of Mr. TESTER, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 949

At the request of Mrs. SHAHEEN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 949, a bill to amend the National Oilheat Research Alliance Act of 2000 to reauthorize and improve that Act, and for other purposes.

S. 1029

At the request of Mr. UDALL of Colorado, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1029, a bill to amend the Public Utility Regulatory Policies Act of 1978 to provide electric consumers the right to access certain electric energy information, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1219

At the request of Mr. BARRASSO, the names of the Senator from Kansas [Mr. ROBERTS], the Senator from Alabama [Mr. SESSIONS] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 1219, a bill to require Federal agencies to assess the impact of Federal action on jobs and job opportunities, and for other purposes.

S. 1299

At the request of Mr. MORAN, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of

the centennial of the establishment of Lions Clubs International.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 to 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1315

At the request of Mr. BLUMENTHAL, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1315, a bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to extend public safety officers' death benefits to fire police officers.

S. 1447

At the request of Mr. CRAPO, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 1447, a bill to amend the Safe and Drug-Free Schools and Communities Act to authorize the use of grant funds for dating violence prevention, and for other purposes.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

S. 1479

At the request of Mr. CASEY, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1479, a bill to preserve Medicare beneficiary choice by restoring and expanding Medicare open enrollment and disenrollment opportunities.

S. 1508

At the request of Mr. MENENDEZ, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1508, a bill to extend loan limits for programs of the Federal Housing Administration, the government-sponsored enterprises, and the Department of Veterans Affairs, and for other purposes.

S. 1512

At the request of Mr. CARDIN, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 1512, a bill to amend the Internal Revenue Code of 1986 and the Small Business Act to expand the availability of employee stock ownership plans in S corporations, and for other purposes.

S. 1514

At the request of Mr. TESTER, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 1514, a bill to authorize the President to

award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1539

At the request of Mr. CORNYN, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1539, a bill to provide Taiwan with critically needed United States-built multirole fighter aircraft to strengthen its self-defense capability against the increasing military threat from China.

S. 1588

At the request of Mr. WEBB, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 1588, a bill to protect the right of individuals to bear arms at water resources development projects administered by the Secretary of the Army, and for other purposes.

S. 1620

At the request of Mr. BEGICH, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1620, a bill to ensure the icebreaking capabilities of the United States and for other purposes.

S. 1629

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 1629, a bill to amend title 38, United States Code, to clarify presumptions relating to the exposure of certain veterans who served in the vicinity of the Republic of Vietnam, and for other purposes.

S. 1632

At the request of Mr. MENENDEZ, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1632, a bill to amend the Internal Revenue Code of 1986 to provide a look back rule in the case of federally declared disasters for determining earned income for purposes of the child tax credit and the earned income credit, and for other purposes.

SENATE JOINT RESOLUTION 6

At the request of Mrs. HUTCHISON, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of Senate Joint Resolution 6, a joint resolution disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices.

SENATE JOINT RESOLUTION 21

At the request of Mr. MENENDEZ, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of

Senate Joint Resolution 21, a joint resolution proposing an amendment to the Constitution of the United States relative to equal rights for men and women.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 251

At the request of Mr. CARPER, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of Senate Resolution 251, a resolution expressing support for improvement in the collection, processing, and consumption of recyclable materials throughout the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REID,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on October 4, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on October 4, 2011, at 3 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on October 4, 2011, at 2:30 p.m.

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on October 4, 2011, at 10:30 a.m., to conduct a hearing entitled, "Costs of Prescription Drug Abuse in the Medicare Part D Program."

SUBCOMMITTEE ON FINANCIAL INSTITUTIONS AND CONSUMER PROTECTION

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Financial Institutions and Consumer Protection be authorized to meet during the session of the Senate on October 4, 2011, at 3 p.m., to

conduct a hearing entitled "Consumer Protection and Middle Class Wealth Building in an Age of Growing Household Debt."

SUBCOMMITTEE ON IMMIGRATION, REFUGEES, AND BORDER SECURITY

The Committee on the Judiciary, Subcommittee on Immigration, Refugees, and Border Security, be authorized to meet during the session of the Senate on October 4, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "America's Agricultural Labor Crisis: Enacting a Practical Solution."

SUBCOMMITTEE ON WATER AND WILDLIFE

The Subcommittee on Water and Wildlife of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on October 4, 2011, at 2:30 p.m., in Dirksen 406 to conduct a hearing entitled "Nutrient Pollution: an Overview of Nutrient Reduction Approaches."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:03 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 470. An act to further allocate and expand the availability of hydroelectric power generated at Hoover Dam, and for other purposes.

H.R. 473. An act to provide for the conveyance of approximately 140 acres of land in the Ouachita National Forest in Oklahoma to the Indian Nations Council, Inc., of the Boy Scouts of America, and for other purposes.

H.R. 489. An act to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and for other purposes.

H.R. 670. An act to convey certain submerged lands to the Commonwealth of the Northern Mariana Islands in order to give that territory the same benefits in its submerged lands as Guam, the Virgin Islands, and American Samoa have in their submerged lands.

H.R. 686. An act to require the conveyance of certain public land within the boundaries of Camp Williams, Utah, to support the training and readiness of the Utah National Guard.

H.R. 765. An act to amend the National Forest Ski Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other purposes.

The message also announced that the House agreed to the following concurrent resolution, without amendment:

S. Con. Res. 29. Concurrent resolution authorizing the use of the rotunda of the United States Capitol for an event to present the Congressional Gold Medal, collectively, to Neil A. Armstrong, Edwin E. "Buzz" Aldrin, Jr., Michael Collins, and John Herschel Glenn, Jr., in recognition of their significant contributions to society.

The message further announced that the House agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 83. Concurrent resolution directing the Clerk of the House of Representatives to make a further correction in the enrollment of H.R. 2608.

At 2:52 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House agrees to the amendment of the Senate to the amendment of the House to the bill (H.R. 2608) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

At 3:20 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 2608. An act making continuing appropriations for fiscal year 2012, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 473. An act to provide for the conveyance of approximately 140 acres of land in the Ouachita National Forest in Oklahoma to the Indian Nations Council, Inc., of the Boy Scouts of America, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

H.R. 670. An act to convey certain submerged lands to the Commonwealth of the Northern Mariana Islands in order to give that territory the same benefits in its submerged lands as Guam, the Virgin Islands, and American Samoa have in their submerged lands; to the Committee on Energy and Natural Resources.

H.R. 686. An act to require the conveyance of certain public land within the boundaries of Camp Williams, Utah, to support the training and readiness of the Utah National

Guard; to the Committee on Energy and Natural Resources.

HOUSE BILLS PLACED ON THE CALENDAR

The following bills were read the first and second times by unanimous consent, and placed on the calendar:

H.R. 470. An act to further allocate and expand the availability of hydroelectric power generated at Hoover Dam, and for other purposes

H.R. 489. An act to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and for other purposes.

H.R. 765. An act to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other purposes.

FURTHER CORRECTING THE ENROLLMENT OF BILL H.R. 2608

On the request of Mr. INOUE,

The PRESIDING OFFICER (Mr. TESTER in the chair) laid before the Senate the concurrent resolution (H. Con. Res. 83) directing the Clerk of the House of Representatives to make a further correction in the enrollment of H.R. 2608, received from the House of Representatives for concurrence on today, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

MOTION TO PROCEED TO CONSIDER BILL S. 1619

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate its pending business, viz, the motion, made by Mr. REID on Monday, September 26, 2011, that the Senate proceed to consider the bill (S. 1619) to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:33 p.m.,

The PRESIDING OFFICER declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

MOTION TO PROCEED TO CONSIDER BILL S. 1619

The Senate resumed consideration of the motion to proceed to consider bill S. 1619.

The question being on agreeing to the motion.

Pending debate,

Pursuant to the order of yesterday,

Time for debate, pursuant to rule XXII of the Standing Rules of the Senate, was concluded.

Pursuant to the order of yesterday,

The motion to proceed was agreed to.

Whereupon,

CURRENCY EXCHANGE RATE OVERSIGHT REFORM ACT

The PRESIDING OFFICER laid before the Senate the bill (S. 1619) to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on passage of the bill.

On motion by Mr. REID amend the pending bill, at the end thereof, by adding certain words (being amendment No. 694).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment, by striking "3 days" and inserting "2 days" (being amendment No. 695).

On motion by Mr. REID to commit the pending bill to the Committee on Finance with instructions to report back forthwith with an amendment (Numbered 696).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

On motion by Mr. REID to amend the instructions (designated amendment No. 696) contained in the pending motion to commit, by striking "6 days" and inserting "5 days" (being amendment No. 697).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment, by striking "5 days" and

inserting "4 days" (being amendment No. 698).

Pending debate,

Mr. MCCONNELL asked unanimous consent that the pending amendments and motion be laid aside for him to propose an amendment.

After debate,

Mr. REID objected.

The question being on agreeing to amendment No. 698 to amendment No. 697 to the instructions (designated amendment No. 696) contained in the pending motion to commit the bill to the Committee on Finance.

Pending debate,

Mr. REID presented a motion to bring to a close debate on pending bill S. 1619; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on pending bill S. 1619:

HARRY REID, SHERROD BROWN, CHUCK SCHUMER, AL FRANKEN, JEANNE SHAHEEN, KAY R. HAGAN, ROBERT P. CASEY, JR., DICK DURBIN, MICHAEL F. BENNET, RICHARD BLUMENTHAL, CARL LEVIN, KENT CONRAD, JIM WEBB, BEN CARDIN, S. WHITEHOUSE, TOM HARKIN, D.K. INOUE.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to amendment No. 698 to amendment No. 697 to the instructions (designated amendment No. 696) contained in the pending motion to commit the bill to the Committee on Finance.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

DESIGNATING THE "SCHERTZ VETERANS POST OFFICE"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Homeland Security and Governmental Affairs be discharged from the further consideration of the bill (H.R. 771) to designate the facility of the United States Postal Service located at 1081 Elbel Road in Schertz, Texas, as the "Schertz Veterans Post Office".

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "SERGEANT CHRIS DAVIS POST OFFICE"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Homeland Security and Governmental Affairs be discharged from the further consideration of the bill (H.R. 1632) to designate the facility of the United States Postal Service located at 5014 Gary Avenue in Lubbock, Texas, as the "Sergeant Chris Davis Post Office".

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS AND IDEALS OF "NATIONAL SAVE FOR RETIREMENT WEEK"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Finance be discharged from the further consideration of the resolution (S. Res. 266) supporting the goals and ideals of "National Save for Retirement Week," including raising public awareness of the various tax-preferred retirement vehicles and increasing personal financial literacy.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the

Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 1619.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:43 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, OCTOBER 5, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, October 5, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3418. A communication from the Director of Congressional Affairs, Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Abnormal Occurrence Reporting Procedure and Handbook" (Management Directive 8.1) received in the Office of the President of the Senate on September 23, 2011; to the Committee on Environment and Public Works.

EC-3419. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Alternative to Minimum Days Off Requirements" (RIN3150-A194) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Environment and Public Works.

EC-3420. A communication from the Division Chief of Regulatory Affairs, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Minerals Management: Adjustment of Cost Recovery Fees" (RIN1004-AE22) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Environment and Public Works.

EC-3421. A communication from the Assistant Administrator for Regulatory Programs, Office of Protected Resources, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Species; Determination of Nine Distinct Population Segments of Loggerhead Sea Turtles as Endangered or Threatened" (RIN0648-AY49) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Environment and Public Works.

EC-3422. A communication from the Chief of the Endangered Species Listing Branch,

Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Revised Designation of Critical Habitat for the Sonoma County Distinct Population Segment of California Tiger Salamander" (RIN1018-AW86) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Environment and Public Works.

EC-3423. A communication from the Chief of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Determination of Endangered Status for Casey's June Beetle and Designation of Critical Habitat" (RIN1018-AV91) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Environment and Public Works.

EC-3424. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Santa Barbara Air Pollution Control District, Sacramento Municipal Air Quality Management District and South Coast Air Quality Management District" (FRL No. 9469-1) received in the Office of the President of the Senate on September 26, 2011; to the Committee on Environment and Public Works.

EC-3425. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana; Prevention of Significant Deterioration Greenhouse Gas Tailoring Rule" (FRL No. 9471-9) received in the Office of the President of the Senate on September 26, 2011; to the Committee on Environment and Public Works.

EC-3426. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Ohio, Kentucky, and Indiana; Cincinnati-Hamilton Nonattainment Area; Determinations of Attainment of the 1997 Annual Fine Particulate Standards" (FRL No. 9472-2) received in the Office of the President of the Senate on September 26, 2011; to the Committee on Environment and Public Works.

EC-3427. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency,

transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plans; State of Colorado Regulation Number 3: Revisions to the Air Pollutant Emission Notice Requirements and Exemptions" (FRL No. 9290-2) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Environment and Public Works.

EC-3428. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Significant New Use Rules on Certain Chemical Substances" (FRL No. 8880-2) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Environment and Public Works.

EC-3429. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, the Uniform Resource Locator (URL) for a report entitled "OSRE: Affiliation Guidance"; to the Committee on Environment and Public Works.

EC-3430. A communication from the Administrator of the Environmental Protection Agency, transmitting, pursuant to law, a report entitled "Fiscal Year 2010 Superfund Five-Year Review Report to Congress"; to the Committee on Environment and Public Works.

EC-3431. A communication from the Deputy Chief, National Forest System, Department of Agriculture, transmitting, pursuant to law, a report relative to the boundary for the North Fork Crooked Wild and Scenic River in Oregon; to the Committee on Energy and Natural Resources.

EC-3432. A communication from the Acting Assistant Secretary for Fish and Wildlife and Parks, National Park Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Special Regulations; Areas of the National Park System, Grand Teton National Park, Bicycle Routes, Fishing and Vessels" (RIN1024-AD75) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Energy and Natural Resources.

EC-3433. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Compliance Certification for Electric Motors" (RIN1904-AC23) received in the Office of the President of the Senate on September 26, 2011; to the Committee on Energy and Natural Resources.

EC-3434. A communication from the Inspector General, Department of Health and Human Services, transmitting, pursuant to law, a report entitled "Review of Medicare Contractor Information Security Program Evaluations for Fiscal Year 2009"; to the Committee on Finance.

EC-3435. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Extension of Replacement Period for Livestock Sold on Account of Drought in Specified Counties" (Notice 2011-79) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Finance.

EC-3436. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - October 2011" (Rev. Rul. 2011-22) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Finance.

EC-3437. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Supplemental Procedures for Church Plan Letter Rulings" (Rev. Proc. 2011-44) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Finance.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CORKER (for himself and Mr. BENNET):

S. 1655. A bill to amend title XI of the Social Security Act to provide for the annual mailing of statements of Medicare beneficiary part A contributions and benefits in coordination with the annual mailing of Social Security account statements; to the Committee on Finance.

By Mr. ISAKSON:

S. 1656. A bill to amend the Internal Revenue Code of 1986 to provide penalty free distributions from certain retirement plans for mortgage payments with respect to a principal residence and to modify the rules governing hardship distributions; to the Committee on Finance.

By Mr. ROCKEFELLER:

S. 1657. A bill to amend the provisions of law relating to sport fish restoration and recreational boating safety, and for other

purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. LUGAR:

S. 1658. A bill to reform and reauthorize agricultural programs, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Ms. AYOTTE (for herself and Mr. DEMINT):

S. 1659. A bill to return unused or reclaimed funds made available for broadband awards in the American Recovery and Reinvestment Act of 2009 to the Treasury of the United States; to the Committee on Commerce, Science, and Transportation.

By Mr. REID:

S. 1660. A bill to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs; read the first time.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. INOUE (for himself and Mr. CHAMBLISS):

S. Res. 286. A resolution recognizing May 16, 2012, as Hereditary Angioedema Awareness Day and expressing the sense of the Senate that more research and treatments are needed for Hereditary Angioedema; to the Committee on the Judiciary.

By Mr. REID (for himself, Mrs. FEINSTEIN, Mrs. GILLIBRAND, Mr. AKAKA, Mr. INOUE, Mr. MENENDEZ, Mr. LAUTENBERG, Mr. SCHUMER, Mrs. MURRAY, Mr. DURBIN, and Mr. HELLER):

S. Res. 287. A resolution designating October 2011 as "Filipino American History Month"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 25

At the request of Mr. KIRK, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 25, a bill to phase out the Federal sugar program, and for other purposes.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 227

At the request of Ms. COLLINS, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 227,

a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 309

At the request of Mr. LUGAR, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 309, a bill to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Moldova.

S. 382

At the request of Mr. BARRASSO, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 382, a bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other purposes.

S. 393

At the request of Mr. REED, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 393, a bill to aid and support pediatric involvement in reading and education.

S. 402

At the request of Ms. SNOWE, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 402, a bill to amend title 10, United States Code, to provide for the award of a military service medal to members of the Armed Forces who served honorably during the Cold War, and for other purposes.

S. 741

At the request of Mr. UDALL of New Mexico, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 741, a bill to amend the Public Utility Regulatory Policies Act of 1978 to establish a renewable electricity standard, and for other purposes.

S. 1025

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1108

At the request of Mr. SANDERS, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1108, a bill to provide local communities with tools to make solar permitting more efficient, and for other purposes.

S. 1174

At the request of Ms. STABENOW, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1174, a bill to provide predictability and certainty

in the tax law, create jobs, and encourage investment.

S. 1198

At the request of Mr. KERRY, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1198, a bill to reauthorize the Essex National Heritage Area.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1285

At the request of Mr. KOHL, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1285, a bill to amend the Internal Revenue Code of 1986 to extend and modify the credit for new qualified hybrid motor vehicles, and for other purposes.

S. 1299

At the request of Mr. MORAN, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1421

At the request of Mr. PORTMAN, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1421, a bill to authorize the Peace Corps Commemorative Foundation to establish a commemorative work in the District of Columbia and its environs, and for other purposes.

S. 1460

At the request of Mr. BAUCUS, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Washington [Mrs. MURRAY] and the Senator from Massachusetts [Mr. BROWN] were added as cosponsors of S. 1460, a bill to grant the congressional gold medal, collectively, to the First Special Service Force, in recognition of its superior service during World War II.

S. 1467

At the request of Mr. BLUNT, the names of the Senator from Kansas [Mr. ROBERTS], the Senator from North Carolina [Mr. BURR], the Senator from Wyoming [Mr. BARRASSO], the Senator from Utah [Mr. HATCH], the Senator from Wyoming [Mr. ENZI], the Senator from North Dakota [Mr. HOEVEN], the Senator from Arkansas [Mr. BOOZMAN], the Senator from Idaho [Mr. CRAPO], the Senator from Oklahoma [Mr. INHOFE] and the Senator from Texas [Mr. CORNYN] were added as cosponsors of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1468

At the request of Mrs. SHAHEEN, the names of the Senator from Minnesota [Mr. FRANKEN] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 1468, a bill to amend title XVIII of the Social Security Act to improve access to diabetes self-management training by authorizing certified diabetes educators to provide diabetes self-management training services, including as part of telehealth services, under part B of the Medicare program.

S. 1528

At the request of Mr. JOHANNIS, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1528, a bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, and for other purposes.

S. 1541

At the request of Mr. BENNET, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1541, a bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1625

At the request of Mr. MCCAIN, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 1625, a bill to restore the financial solvency of the United States Postal Service and to ensure the efficient and affordable nationwide delivery of mail.

S. 1639

At the request of Mr. LEAHY, his name was added as a cosponsor of S. 1639, a bill to amend title 36, United States Code, to authorize the American Legion under its Federal charter to provide guidance and leadership to the individual departments and posts of the American Legion, and for other purposes.

At the request of Mr. HELLER, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 1639, supra.

S. 1647

At the request of Mr. CRAPO, the names of the Senator from Texas [Mr. CORNYN], the Senator from Louisiana [Mr. VITTER], the Senator from Iowa [Mr. GRASSLEY] and the Senator from Oklahoma [Mr. INHOFE] were added as cosponsors of S. 1647, a bill to repeal the sunset on the reduction of capital gains rates for individuals and on the taxation of dividends of individuals at capital gain rates.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. HAGAN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on October 5, 2011.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on October 5, 2011, at 10 a.m.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on October 5, 2011, at 10 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on October 5, 2011, at 2:30 p.m., in room SH-216 of the Hart Senate Office Building, to conduct a hearing entitled "Considering the Role of Judges Under the Constitution of the United States."

AD HOC SUBCOMMITTEE ON CONTRACTING OVERSIGHT

The Ad Hoc Subcommittee on Contracting Oversight of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on October 5, 2011, at 2 p.m. to conduct a hearing entitled "Food Service Management Contracts: Are Contractors Overcharging the Government?"

SUBCOMMITTEE ON ECONOMIC POLICY

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Economic Policy be authorized to meet during the session of the Senate on October 5, 2011, at 10 a.m., to conduct a hearing entitled "Consumer Protection and Middle Class Wealth Building in an Age of Growing Household Debt."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 7:37 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bills:

H.R. 771. An act to designate the facility of the United States Postal Service located at 1081 Elbel Road in Schertz, Texas, as the "Schertz Veterans Post Office".

H.R. 1632. An act to designate the facility of the United States Postal Service located at 5014 Gary Avenue in Lubbock, Texas, as the "Sergeant Chris Davis Post Office".

NOTICES OF INTENT TO SUSPEND THE RULES

Mr. COBURN, in accordance with Rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to suspend Rule XXII, Paragraph 2, including germaneness requirements, for the purpose of proposing and considering amendment No. 670 to bill S. 1619.

Mr. MCCONNELL, in accordance with Rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to suspend Rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 671 to bill S. 1619 or any related substitute amendment to bill S. 1619.

Mr. MCCONNELL, in accordance with Rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to suspend Rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 672 to bill S. 1619 or any related substitute amendment to bill S. 1619.

Mr. PAUL, in accordance with Rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to suspend Rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 678 to bill S. 1619.

Mr. MCCONNELL, in accordance with Rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to suspend Rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 680 to bill S. 1619 or any related substitute amendment to bill S. 1619.

Mr. JOHANNIS, in accordance with Rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to suspend Rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 692 to bill S. 1619 or any related substitute amendment to bill S. 1619.

Mr. McCONNELL, in accordance with Rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to suspend Rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 703 to bill S. 1619 or any related substitute amendment to bill S. 1619.

Mr. McCONNELL, in accordance with Rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to suspend Rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 720 to bill S. 1619 or any related substitute amendment to bill S. 1619.

Mr. McCONNELL, in accordance with Rule V of the Standing Rules of the Senate, I hereby give notice in writing that it is my intention to move to suspend Rule XXII, including germaneness requirements, for the purpose of proposing and considering amendment No. 735 to bill S. 1619 or any related substitute amendment to bill S. 1619.

CURRENCY EXCHANGE RATE OVERSIGHT REFORM ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 1619) to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 698, proposed by Mr. REID, to amendment No. 697, proposed by Mr. REID, to the instructions (designated amendment No. 696), contained in the motion, by Mr. REID, to commit the bill to the Committee on Finance with instructions.

Pending debate,

DESIGNATING "FILIPINO AMERICAN HISTORY MONTH"

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 287) designating October 2011 as "Filipino American History Month", submitted today by Mr. REID (for himself, Mrs. FEINSTEIN, Mrs. GILLIBRAND, Mr. AKAKA, Mr. INOUE, Mr. MENENDEZ, Mr. LAUTENBERG, Mr. SCHUMER, Mrs. MURRAY, Mr. DURBIN, and Mr. HELLER), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1660) to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs, introduced today by Mr. REID, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of bill S. 1619; and that the time until 10:30 a.m. be equally divided and controlled for debate between the two leaders, or their designees.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:09 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, OCTOBER 6, 2011

Mr. SHELDON WHITEHOUSE, from the State of Rhode Island and Providence Plantations, called the Senate to order at 9:30 a.m., the Reverend D. Edward Chaney, Senior Pastor of Second Baptist Church, Las Vegas, Nevada, offered a prayer, and Mr. WHITEHOUSE led the Senate in reciting the

Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, October 6, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable SHELDON WHITEHOUSE, a Senator from the State of Rhode Island and Providence Plantations, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WHITEHOUSE took the chair.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1660) to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs, introduced on yesterday by Mr. REID, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

CURRENCY EXCHANGE RATE OVERSIGHT REFORM ACT

Pursuant to the order of yesterday,
The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 1619) to provide for identification of misaligned currency, require action to

correct the misalignment, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 698, proposed by Mr. REID, to amendment No. 697, proposed by Mr. REID, to the instructions (designated amendment No. 696), contained in the motion, by Mr. REID, to commit the bill on the Committee on Finance with instructions.

After debate,

The PRESIDING OFFICER (Mrs. SHAHEEN in the chair) laid before the Senate the motion, presented by Mr. REID on Tuesday, October 4, 2011, to bring to a close debate on bill S. 1619.

Pursuant to the order of Tuesday, October 4, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 62, nays... 38

[Rollcall Vote No. 156 Leg.]

YEAS --- 62

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Burr, Cardin, Carper, Casey, Chambliss, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hoeven, Inouye, Isakson, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, Menendez, Merkley, Mikulski, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 38

Alexander, Ayotte, Barrasso, Blunt, Boozman, Cantwell, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Grassley, Hatch, Heller, Hutchison, Inhofe, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McCaskill, McConnell, Moran, Murkowski, Murray, Paul, Risch, Roberts, Rubio, Thune, Toomey, Vitter, Wicker.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The motion having been agreed to,

The pending motion to commit with instructions (designated amendment No. 696), and amendments Numbered 698 and 697 thereto, being inconsistent with cloture, fell.

The question being on agreeing to amendment No. 695, proposed by Mr. REID, to amendment No. 694, proposed by Mr. REID, to the bill.

Pending debate,

Mr. REID asked unanimous consent that, at 6:45 p.m., the Senate vote in "stacked" sequence in relation to motions to suspend rule XXII of the Standing Rules of the Senate for consideration of the following amendments: amendment No. 735, relative to the Jobs Act; amendment No. 670, relative to foreign aid; amendment No. 678, relative to a federal funding audit; amendment No. 672, relative to cement; amendment No. 680, relative to currency alternative; amendment No. 677, relative to fighter planes and Taiwan; and amendment No. 689, relative to right-to-work; that, upon disposition of the motions, the pending amendments be withdrawn; that budget points of order, and motions to waive in relation thereto, be in order; that no other amendment, motion, or point of order be in order; that the bill be read the third time; that the Senate then vote on passage of the bill; and that the time until 6:45 p.m. be equally divided and controlled for debate between the leaders, or their designees.

Mr. MCCONNELL objected.

The question being on agreeing to amendment No. 695 to amendment No. 694 to the bill.

Mr. REID withdrew his pending amendment No. 695.

The question being on agreeing to amendment No. 694 to the bill.

On motion by Mr. REID (for Mr. COBURN) to suspend rule XXII, paragraph 2, of the Standing Rules of the Senate, including germaneness requirements, for the purpose of proposing amendment No. 670.

The question being on agreeing to the motion to suspend.

Mr. REID raised a point of order that the pending motion to suspend is dilatory, violates provisions of rule XXII of the Standing Rules of the Senate, and therefore is not in order.

The PRESIDING OFFICER stated that the point of order is not well taken.

From a decision of the Chair,

Mr. REID appealed to the Senate.

The question being, Shall the decision of the Chair stand as the judgment of the Senate?

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending appeal.

The question being taken.

It was determined in the negative--- yeas... 48, nays... 51

[Rollcall Vote No. 157 Leg.]

YEAS --- 48

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson

(WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 51

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So on a decision of the Senate,

The ruling of the Chair does not stand as the judgment of the Senate, and the motion is not in order.

The question being on agreeing to amendment No. 694 to the bill.

Pending debate,

Mr. REID raised a question as to the presence of a quorum.

Whereupon,

The PRESIDING OFFICER directed the roll to be called to ascertain the presence of a quorum.

Pending the ascertainment of a quorum,

Mr. CORKER asked unanimous consent that the quorum call be withdrawn.

Mr. TOM UDALL objected.

Pending the further ascertainment of a quorum,

Mr. VITTER asked unanimous consent the quorum call be withdrawn.

Mr. TOM UDALL objected.

Pending the further ascertainment of a quorum,

When,

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum call be withdrawn.

The question being on agreeing to amendment No. 694 to the bill.

Pending debate,

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3438. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance license agreement for the export of defense articles, including, technical data, and defense services to Norway and Canada for the service life extension of the P-3 aircraft in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3439. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to Japan for the export and assembly of the Vertical Launch ASROC (Anti-Submarine Rocket) (VLA) system in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3440. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to the United Kingdom for manufacture, assembly, modification, integration, repair and overhaul of Vertical Gyros, Rate Gyros, Attitude Heading Reference Systems, Compass Systems, Azimuth Gyros and Attitude Indicators; to the Committee on Foreign Relations.

EC-3441. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to Australia to support the manufacture and sale of ammunition and ammunition components to domestic law enforcement and government agency customers in the approved sales territory in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3442. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed license for the export of defense articles that are controlled under Category I of the United States Munitions List sold commercially under a contract in the amount of \$1,000,000 or more to Mexico; to the Committee on Foreign Relations.

EC-3443. A communication from the Assistant Secretary, Bureau of Legislative

Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the manufacture of significant military equipment abroad and the export of defense articles or defense services to Russia for the RD-180 Liquid Propellant Rocket Engine Program in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3444. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to Germany, France, Spain, the United Kingdom, Belgium and Turkey for the design, integration, and testing of the Video Distribution and Processing System for use on the A400M Aircraft in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3445. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services sold commercially under contract to Thailand and Spain to support the design, manufacturing and delivery phases of the Thaicom-6 Commercial Communications Satellite Program in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3446. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to India for the development, integration, certification, and testing of the GE F414-INS6 engine with the Light Combat Aircraft in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3447. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to South Korea for the manufacture and assembly related to MK 45 Mod 4 Naval Gun Mounts; to the Committee on Foreign Relations.

EC-3448. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the

certification of a proposed license for the manufacture of significant military equipment abroad and the export of defense articles, including technical data, or defense services to Germany related to the manufacture of the GE38 engine Low Pressure Turbine Stage 3 Blade in support of the United States Government CH-53K Heavy Lift Helicopter program; to the Committee on Foreign Relations.

EC-3449. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed license for the manufacture of significant military equipment abroad and the export of defense articles, including technical data, and defense services to Italy related to the manufacture of a Multimode Receiver (MMR); to the Committee on Foreign Relations.

EC-3450. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report entitled "Certification to Permit U.S. Contribution of Fiscal Year 2010 Funds to the International Fund for Ireland"; to the Committee on Foreign Relations.

EC-3451. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0145 - 2011-0160); to the Committee on Foreign Relations.

EC-3452. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the manufacture of significant military equipment abroad involving the export of defense articles, including technical data, and defense services to the Republic of South Korea for the manufacture of the AN/APX-113 Combined Interrogator Transponder (CIT) for end use by the Republic of Korea Air Force on their F-16 aircraft; to the Committee on Foreign Relations.

EC-3453. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed license for the manufacture of significant military equipment abroad and the export of defense articles, including technical data, and defense services for the manufacture in Mexico of the Common Range Integrated Instrumentation System for end use by the Government of the United States; to the Committee on Foreign Relations.

EC-3454. A communication from the Assistant Secretary, Office of Legislative

Affairs, Department of State, transmitting, pursuant to law, a report relative to the employment of an adequate number of Americans during 2010 by the United Nations; to the Committee on Foreign Relations.

EC-3455. A communication from the Assistant General Counsel for Regulatory Services, Office of Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Early Intervention Program for Infants and Toddlers with Disabilities" (RIN1820-AB59) received during recess of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3456. A communication from the Deputy Director for Policy, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Allocation of Assets in Single-Employer Plans; Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Parts 4022 and 4044) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3457. A communication from the Special Master, Civil Division, Office of Department of Justice, transmitting, pursuant to law, the report of a rule entitled "James Zadroga 9/11 Health and Compensation Act of 2010" (RIN1105-AB39) received during adjournment of the Senate in the Office of the President of the Senate September 29, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3458. A communication from the Chairman of the National Health Care Workforce Commission, transmitting, pursuant to law, a report relative to the commission's various charges; to the Committee on Health, Education, Labor, and Pensions.

EC-3459. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to the Sentinel Initiative launched in May 2008; to the Committee on Health, Education, Labor, and Pensions.

EC-3460. A communication from the Secretary of Labor, transmitting, pursuant to law, a report entitled "List of Goods Produced by Child Labor or Forced Labor"; to the Committee on Health, Education, Labor, and Pensions.

EC-3461. A communication from the Secretary of Labor, transmitting, pursuant to law, a report entitled "The Department of Labor's 2010 Findings on the Worst Forms of Child Labor"; to the Committee on Health, Education, Labor, and Pensions.

EC-3462. A communication from the Program Manager, Office of the Secretary, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Regulations for the Enforcement of Federal Health Care Provider Conscience Protection Laws" (RIN0991-AB76) received in the Office of the President of the Senate on September 26, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3463. A communication from the Assistant Secretary for the Employment and Training Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Wage Methodology for the Temporary Non-Agricultural Employment H-2B Program; Postponement of Effective Date" (RIN1205-AB61) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3464. A communication from the Chairman of the National Council on Disability, transmitting, pursuant to law, the Council's five-year strategic plan for fiscal years 2012 - 2017; to the Committee on Health, Education, Labor, and Pensions.

EC-3465. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Isopropylazam; Pesticide Tolerances" (FRL No. 8874-6) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3466. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Prothioconazole; Pesticide Tolerances" (FRL No. 8884-2) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3467. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Tuberculosis in Cattle and Bison; State and Zone Designations; New Mexico" (Docket No. APHIS-2011-0093) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3468. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Tuberculosis in Cattle and Bison; State and Zone Designations; Minnesota" (Docket No. APHIS-2011-0100) received in the Office of the President of the Senate on October 4,

2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3469. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Gypsy Moth Generally Infested Areas; Additions in Indiana, Maine, Ohio, Virginia, West Virginia, and Wisconsin" (Docket No. APHIS-2010-0075) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3470. A communication from the Assistant Secretary of Defense (Homeland Defense and Americas' Security Affairs), transmitting, pursuant to law, a report entitled "Combating Terrorism Activities Fiscal Year 2012 Budget Estimates"; to the Committee on Armed Services.

EC-3471. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the continuation of the national emergency declared in Executive Order 13413 with respect to blocking the property of persons contributing to the conflict taking place in the Democratic Republic of the Congo; to the Committee on Banking, Housing, and Urban Affairs.

EC-3472. A communication from the Deputy Assistant Secretary of Land and Minerals Management, Bureau of Ocean Energy Management, Regulation, and Enforcement, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Reorganization of Title 30" (RIN1010-AD79) received in the Office of the President of the Senate on October 3, 2011; to the Committee on Energy and Natural Resources.

EC-3473. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; North Carolina: Prevention of Significant Deterioration; Greenhouse Gas Tailoring Rule Revision" (FRL No. 9476-5) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Environment and Public Works.

EC-3474. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "California: Final Authorization of State Hazardous Waste Management Program Revision" (FRL No. 9476-2) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Environment and Public Works.

EC-3475. A communication from the Director of the Regulatory Management

Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Determination of Attainment and Determination of Clean Data for the Annual 1997 Fine Particle Standard for the Charleston Area" (FRL No. 9477-5) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Environment and Public Works.

EC-3476. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Commonwealth of Virginia; Section 110(a)-(2) Infrastructure Requirements for the 1997 8-Hour Ozone and the 1997 and 2006 Fine Particulate Matter National Ambient Air Quality Standards" (FRL No. 9477-6) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Environment and Public Works.

EC-3477. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Procedures for Section 2053 Protective Claims for Refund" (Rev. Proc. 2011-48) received in the Office of the President of the Senate on October 8, 2011; to the Committee on Finance.

EC-3478. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Guidance on Electing Portability of Deceased Spousal Unused Exclusion Amount" (Notice 2011-82) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Finance.

EC-3479. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Per Diem Rate Substantiation Procedures" (Rev. Proc. 2011-47) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Finance.

EC-3480. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Deduction for Qualified Film and Television Production Costs" (RIN1545-BF94) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Finance.

EC-3481. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the

report of a rule entitled "2011-2012 Special Per Diem Rates" (Notice No. 2011-81) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Finance.

EC-3482. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Fringe Benefits Aircraft Valuation Formula" (Rev. Rul. 2011-21) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Finance.

EC-3483. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Nonaccrual-Experience Method of Accounting Book Safe Harbor" (Rev. Proc. 2011-46) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Finance.

EC-3484. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Voluntary Classification Settlement Program" (Rev. Proc. 2011-64) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Finance.

EC-3485. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Approaches for Identifying, Collecting, and Evaluating Data on Health Care Disparities in Medicaid and CHIP"; to the Committee on Finance.

EC-3486. A communication from the Senior Procurement Executive, Office of Government-wide Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Travel Regulation; Terms and Definitions for 'Dependent', 'Domestic Partner', 'Domestic Partnership', and 'Immediate Family'" (RIN3090-AJ06) received during adjournment of the Senate in the Office of the President of the Senate on September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3487. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-97 "Ward Redistricting Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3488. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-154 "Income Tax Secured Bond Authorization Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3489. A communication from the Chair, Office of General Counsel, Federal Election Commission, transmitting, pursuant to law, the report of a rule entitled "Interpretive Rule on When Certain Independent Expenditures are 'Publicly Disseminated' for Reporting Purposes" (Notice 2011-13) received during adjournment of the Senate in the Office of the President of the Senate on September 30, 2011; to the Committee on Rules and Administration.

EC-3490. A communication from the Federal Register Liaison Officer, Patent and Trademark Office, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Changes to Implement the Prioritized Examination Track (Track I) of the Enhanced Examination Timing Control Procedures Under the Leahy-Smith America Invents Act" (RIN0651-AC62) received in the Office of the President of the Senate on September 23, 2011; to the Committee on the Judiciary.

EC-3491. A communication from the Federal Register Liaison Officer, Patent and Trademark Office, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Revision of Standard for Granting an Inter Partes Reexamination Request" (RIN0651-AC61) received in the Office of the President of the Senate on September 23, 2011; to the Committee on the Judiciary.

EC-3492. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report relative to the Department's activities regarding civil rights era homicides; to the Committee on the Judiciary.

EC-3493. A communication from the Office Chief, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Notice of Expired Temporary Rules Issued" (Docket No. USCG-2011-0874) received in the Office of the President of the Senate on October 5, 2011; to the Committee on Commerce, Science, and Transportation.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. INOUE, from the Committee on Appropriations:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2012" (Rept. No. 112-87).

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by

unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. MURRAY:

S. 1661. A bill to amend title V of the Elementary and Secondary Education Act of 1965 to reduce class size through the use of highly qualified teachers, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. PRYOR (for himself and Mr. CARDIN):

S. 1662. A bill to amend the Federal Food, Drug, and Cosmetic Act to establish a nanotechnology regulatory science program; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BEGICH (for himself, Ms. KLOBUCHAR, Mr. SCHUMER, Mrs. GILLIBRAND, and Mr. PRYOR):

S. 1663. A bill to direct the Secretary of Commerce to establish a competitive grant program to promote domestic regional tourism; to the Committee on Commerce, Science, and Transportation.

By Mrs. FEINSTEIN:

S. 1664. A bill to amend titles 28 and 10, United States Code, to allow for certiorari review of certain cases denied relief or review by the United States Court of Appeals for the Armed Forces; to the Committee on the Judiciary.

By Mr. BEGICH (for himself, Mr. ROCKEFELLER, and Ms. SNOWE):

S. 1665. A bill to authorize appropriations for the Coast Guard for fiscal years 2012 and 2013, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. THUNE:

S. 1666. A bill to prohibit the implementation of certain rules of the National Labor Relations Board relating to the posting of notices on unionization; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HARKIN:

S. 1667. A bill to require certain standards and enforcement provisions to prevent child abuse and neglect in residential programs, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MERKLEY (for himself, Mr. MORAN, Mr. TESTER, Mr. BEGICH, Mr. WYDEN, and Ms. MURKOWSKI):

S. 1668. A bill to provide that the Postal Service may not close any post office which results in more than 10 miles distance (as measured on roads with year-round access) between any 2 post offices; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CARDIN (for himself, Mrs. BOXER, and Mr. REID):

S. 1669. A bill to authorize the Administrator of the Environmental Protection Agency to establish a program of

awarding grants to owners or operators of water systems to increase the resiliency or adaptability of the systems to any ongoing or forecasted changes to the hydrologic conditions of a region of the United States; to the Committee on Environment and Public Works.

By Mr. CARDIN (for himself, Mr. BLUMENTHAL, Mr. DURBIN, Mrs. GILLIBRAND, Mr. KERRY, Mr. LAUTENBERG, Mr. LEVIN, Mr. MENENDEZ, Ms. MIKULSKI, and Ms. STABENOW):

S. 1670. A bill to eliminate racial profiling by law enforcement, and for other purposes; to the Committee on the Judiciary.

By Mrs. HAGAN (for herself, Mr. MCCAIN, Mrs. BOXER, Mr. BLUNT, Mr. GRAHAM, Mr. ISAKSON, Ms. MURKOWSKI, Mr. BROWN of Massachusetts, and Mr. MANCHIN):

S. 1671. A bill to amend the Internal Revenue Code of 1986 to allow a temporary dividends received deduction for dividends received from a controlled foreign corporation; to the Committee on Finance.

By Mr. CONRAD (for himself and Mr. SESSIONS):

S. 1672. A bill to amend the Controlled Substances Act to clarify that persons who enter into a conspiracy within the United States to traffic illegal controlled substances outside the United States, or engage in conduct within the United States to aid or abet drug trafficking outside the United States, may be criminally prosecuted in the United States, and for other purposes; to the Committee on the Judiciary.

By Mr. AKAKA (for himself and Mrs. FEINSTEIN):

S. 1673. A bill to establish the Office of Agriculture Inspection within the Department of Homeland Security, which shall be headed by the Assistant Commissioner for Agriculture Inspection, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. REED:

S. 1674. A bill to improve teacher quality, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MERKLEY (for himself, Mr. FRANKEN, Mr. BEGICH, Mrs. GILLIBRAND, and Mr. CASEY):

S. 1675. A bill to improve student academic achievement in science, technology, engineering, and mathematics subjects; to the Committee on Health, Education, Labor, and Pensions.

By Mr. THUNE:

S. 1676. A bill to amend the Internal Revenue Code of 1986 to provide for taxpayers making donations with their returns of income tax to the Federal Government to pay down the public debt; to the Committee on Finance.

By Mr. WYDEN:

S.J. Res. 28. A joint resolution limiting the issuance of a letter of offer with respect to a certain proposed sale of defense articles and defense services to the Kingdom of Bahrain; to the Committee on Foreign Relations.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. COONS (for himself, Mr. SESSIONS, Mr. CARDIN, Mr. ALEXANDER, Mrs. MURRAY, Mr. LIEBERMAN, Mr. REED, Mr. WYDEN, Mr. BINGAMAN, Mr. WHITEHOUSE, Mr. UDALL of New Mexico, Mr. BROWN of Massachusetts, Ms. COLLINS, Mr. COCHRAN, and Mr. MERKLEY):

S. Res. 288. A resolution designating the week beginning October 9, 2011, as "National Wildlife Refuge Week"; considered and agreed to.

By Mr. BROWN of Ohio (for himself, Mr. SHELBY, Mr. SESSIONS, Mr. PORTMAN, Mr. LEVIN, Mr. MENENDEZ, Mr. CARDIN, Mr. LAUTENBERG, Mr. INHOFE, Ms. MIKULSKI, and Mr. REID):

S. Res. 289. A resolution celebrating the life and achievements of Reverend Fred Lee Shuttlesworth and honoring him for his tireless efforts in the fight against segregation and his steadfast commitment to the civil rights of all people; considered and agreed to.

By Mrs. MURRAY (for herself, Mr. ISAKSON, and Mr. BEGICH):

S. Res. 290. A resolution supporting the designation of October 6, 2011, as "Jumpstart's Read for the Record Day"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 164

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Wyoming [Mr. BARRASSO] and the Senator from Georgia [Mr. ISAKSON] were added as cosponsors of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 202

At the request of Mr. PAUL, the names of the Senator from Idaho [Mr. RISCH], the Senator from Florida [Mr. RUBIO], the Senator from Oklahoma [Mr. COBURN], the Senator from Missouri [Mr. BLUNT], the Senator from Wyoming [Mr. BARRASSO], the Senator from North Carolina [Mr. BURR], the Senator from South Dakota [Mr. THUNE], the Senator from Oklahoma [Mr. INHOFE] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 202, a bill to

require a full audit of the Board of Governors of the Federal Reserve System and the Federal reserve banks by the Comptroller General of the United States before the end of 2012, and for other purposes.

S. 299

At the request of Mr. PAUL, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 299, a bill to amend chapter 8 of title 5, United States Code, to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law.

S. 306

At the request of Mr. WEBB, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 504

At the request of Mr. DEMINT, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 556

At the request of Mrs. HUTCHISON, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 556, a bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes.

S. 798

At the request of Mr. TESTER, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the names of the Senator from Idaho [Mr. CRAPO] and the Senator from Wisconsin [Mr. JOHNSON] were added as cosponsors of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1061

At the request of Mr. BARRASSO, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 1061, a bill to amend title 5 and 28, United States Code, with respect to the award of fees and other expenses in cases brought against agencies of the United States, to require the Administrative Conference of the United States to compile, and make publically available, certain data relating to the Equal Access to Justice Act, and for other purposes.

S. 1167

At the request of Mr. JOHNSON of South Dakota, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1167, a bill to amend the Public Health Service Act to improve the diagnosis and treatment of hereditary hemorrhagic telangiectasia, and for other purposes.

S. 1219

At the request of Mr. BARRASSO, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1219, a bill to require Federal agencies to assess the impact of Federal action on jobs and job opportunities, and for other purposes.

S. 1335

At the request of Mr. INHOFE, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1392

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

At the request of Ms. COLLINS, the names of the Senator from Kansas [Mr. MORAN] and the Senator from Maryland [Ms. MIKULSKI] were added as cosponsors of S. 1392, *supra*.

S. 1438

At the request of Mr. JOHNSON of Wisconsin, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1438, a bill to provide that no agency may take any significant regulatory action until the unemployment rate is equal to or less than 7.7 percent.

S. 1486

At the request of Mr. ROBERTS, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1486, a bill to amend title XVIII of the Social Security Act to clarify and expand on criteria applicable to patient admission to and care furnished in long-term care hospitals participating in the Medicare program, and for other purposes.

S. 1508

At the request of Mr. MENENDEZ, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1508, a bill to extend loan limits for programs of the Federal Housing Administration, the government-sponsored enterprises, and the Department of Veterans Affairs, and for other purposes.

S. 1527

At the request of Mrs. HAGAN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1538

At the request of Ms. COLLINS, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1538, a bill to provide for a time-out on certain regulations, and for other purposes.

S. 1541

At the request of Mr. BENNET, the names of the Senator from Idaho [Mr. CRAPO] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 1541, a bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1589

At the request of Mr. LAUTENBERG, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1589, a bill to extend the authorization for the Coastal Heritage Trail in the State of New Jersey.

S. 1606

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1606, a bill to reform the process by which Federal agencies analyze and formulate new regulations and guidance documents.

S. 1611

At the request of Mr. JOHNSON of Wisconsin, the names of the Senator from Kentucky [Mr. MCCONNELL], the Senator from Arizona [Mr. KYL], the Senator from Texas [Mr. CORNYN], the Senator from Alabama [Mr. SESSIONS], the Senator from Arizona [Mr. MCCAIN], the Senator from Oklahoma [Mr. INHOFE], the Senator from Mississippi [Mr. WICKER], the Senator from South Carolina [Mr. DEMINT], the Senator from Oklahoma [Mr. COBURN], the Senator from Idaho [Mr. RISCH], the Senator from Idaho [Mr. CRAPO], the Senator from Wyoming [Mr. BARRASSO], the Senator from Louisiana [Mr. VITTER], the Senator from Florida [Mr. RUBIO] and the Senator from Utah [Mr. LEE] were added as cosponsors of S. 1611, a bill to reduce the size of the Federal workforce through attrition, and for other purposes.

S. 1639

At the request of Mr. TESTER, the names of the Senator from Alaska [Mr. BEGICH] and

the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 1639, a bill to amend title 36, United States Code, to authorize the American Legion under its Federal charter to provide guidance and leadership to the individual departments and posts of the American Legion, and for other purposes.

S. 1653

At the request of Ms. KLOBUCHAR, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 1653, a bill to make minor modifications to the procedures relating to the issuance of visas.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of Senate Resolution 132, a resolution recognizing and honoring the zoos and aquariums of the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. SCHUMER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on October 6, 2011, at 10 a.m.

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on October 6, 2011.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on October 6, 2011, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Tax Reform Options: Incentives for Homeownership."

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on October 6, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a hearing entitled "Internet Infrastructure in Native Communities: Equal Access to E-Commerce, Jobs and the Global Marketplace."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on October 6, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on October 6, 2011, at 2:30 p.m.

SUBCOMMITTEE ON CHILDREN'S HEALTH AND ENVIRONMENTAL RESPONSIBILITY

The Subcommittee on Children's Health and Environmental Responsibility of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on October 6, 2011, in Dirksen 406 to conduct a hearing entitled, "Oversight Hearing on Federal Actions to Clean Up Contamination from Legacy Uranium Mining and Milling Operations."

WESTERN HEMISPHERE, PEACE CORPS, AND GLOBAL NARCOTICS AFFAIRS SUBCOMMITTEE

The Committee on Foreign Relations be authorized to meet during the session of the Senate on October 6, 2011, at 10:30 a.m., to hold a Western Hemisphere, Peace Corps, and Global Narcotics Affairs subcommittee hearing entitled, "Peace Corps, the Next 50 Years."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 10:09 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1343. An act to return unused or reclaimed funds made available for broadband awards in the American Recovery and Reinvestment Act of 2009 to the Treasury of the United States.

ENROLLED BILLS SIGNED

The PRESIDENT pro tempore announced that on today, October 6, 2011, he had signed the following enrolled bills, signed by the Speaker of the House on yesterday:

H.R. 771. An act to designate the facility of the United States Postal Service located at 1081 Elbel Road in Schertz, Texas, as the "Schertz Veterans Post Office".

H.R. 1632. An act to designate the facility of the United States Postal Service located at 5014 Gary Avenue in Lubbock, Texas, as the "Sergeant Chris Davis Post Office".

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1343. An act to return unused or reclaimed funds made available for broadband awards in the American Recovery and Reinvestment Act of 2009 to the

Treasury of the United States; to the Committee on Commerce, Science, and Transportation.

MOTION TO PROCEED TO CONSIDER BILL S. 1660

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the provisions of rule XXII of the Standing Rules of the Senate, it be in order for him to move to proceed to consider bill S. 1660.

Under the authority of the foregoing order,

On motion by Mr. REID that the Senate proceed to consider the bill (S. 1660) to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 1660:

HARRY REID, DICK DURBIN, CHUCK SCHUMER, SHERROD BROWN, ROBERT MENENDEZ, MARK BEGICH, BARBARA BOXER, DEBBIE STABENOW, RICHARD BLUMENTHAL, S. WHITEHOUSE, BERNARD SANDERS, JOHN KERRY, FRANK R. LAUTENBERG, JEFFREY A. MERKLEY, B.A. MIKULSKI, BEN CARDIN, PATRICK J. LEAHY.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived; that, following the vote on passage of bill S. 1619 on Tuesday, October 11, 2011, there be 5 minutes, equally divided and controlled, for debate between the two leaders, or their designees; and that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider bill S. 1660.

Mr. REID thereupon withdrew the motion to proceed.

ORDER FOR CONSIDERATION OF CERTAIN HOUSE BILLS

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the Senate not yet having received the bills (H.R. 3080) to implement the United States-Korea Free Trade Agreement, (H.R. 3079) to implement the United States-Panama Trade Promotion Agreement, and (H.R. 3078) to implement the United States-Colombia Trade Promotion Agreement, from the House of

Representatives, the Senate proceed to consider the bills, en bloc, at a time to be determined by the majority leader, after consultation with the minority leader; that there be 12 hours, equally divided and controlled, for debate between the two leaders, or their designees; that in addition to said time for debate, Mr. BAUCUS control 20 minutes, Mr. SHERROD BROWN control 1 hour, and Mr. SANDERS control 1 hour; and that the minority control like time.

Ordered further, That, upon conclusion of debate, and upon receipt of said bills from the House of Representatives, the bills be read twice, considered, and read the third time; that the Senate then vote on passage of the bills in the aforementioned order; that budget points of order, and motions to waive in relation thereto, be in order; and that no other amendment, point of order, or motion be in order.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 5:30 p.m. on Tuesday, October 11, 2011, the Senate proceed to executive session to consider the nomination of Jane Margaret Triche-Milazzo, of Louisiana, to be United States District Judge for the Eastern District of Louisiana; that there be 2 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, with no further intervening action or debate; that, following the vote, a motion to reconsider be considered made and laid on the table; that no further motion be in order relative to the nomination; that the President be immediately notified of the Senate's action; that the order of Monday, September 26, 2011, remain in effect; and that the Senate then resume its legislative session.

UNITED STATES PAROLE COMMISSION EXTENSION ACT

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the bill (H.R. 2944) to provide for the continued performance of the functions of the United States Parole Commission, and for other purposes, received from the House of Representatives for concurrence on Wednesday, September 21, 2011, and remaining undisposed of; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mr. REID (for Mr. COBURN) to amend the bill, on page 2, line 12, by striking certain words and inserting in lieu thereof other words (being amendment No. 736).

The amendment was agreed to.

The question being on passage of the bill, as amended.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING THE AMERICAN LEGION TO PROVIDE GUIDANCE AND LEADERSHIP TO ITS INDIVIDUAL DEPARTMENTS AND POSTS

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Judiciary be discharged from the further consideration of the bill (S. 1639) to amend title 36, United States Code, to authorize the American Legion under its Federal charter to provide guidance and leadership to the individual departments and posts of the American Legion, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING THE REGRET OF THE SENATE FOR THE PASSAGE OF DISCRIMINATORY LAWS AGAINST THE CHINESE IN AMERICA

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 201) expressing the regret of the Senate for the passage of discriminatory laws against the Chinese in America, including the Chinese Exclusion Act.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

On motion by Mr. REID (for Mr. SCOTT BROWN) to amend the resolution, in various places, by striking certain words and inserting other words (being amendment No. 737).

The amendment was agreed to.

The question being on agreeing to the resolution, as amended.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL WILDLIFE REFUGE WEEK"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 288) designating the week beginning October 9, 2011, as "National Wildlife Refuge Week", submitted today by Mr. COONS (for himself, Mr. SESSIONS, Mr. CARDIN, Mr. ALEXANDER, Mrs. MURRAY, Mr. LIEBERMAN, Mr. REED, Mr. WYDEN, Mr. BINGAMAN, Mr. WHITEHOUSE, Mr. TOM UDALL, Mr. SCOTT BROWN, Ms. COLLINS, Mr. COCHRAN, and Mr. MERKLEY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CELEBRATING THE LIFE AND ACHIEVEMENTS OF REVEREND FRED LEE SHUTTLESWORTH

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 289) celebrating the life and achievements of Reverend Fred Lee Shuttlesworth and honoring him for his tireless efforts in the fight against segregation and his steadfast commitment to the civil rights of all people, submitted today by Mr. SHERROD BROWN (for himself, Mr. SHELBY, Mr. SESSIONS, Mr. PORTMAN, Mr. LEVIN, Mr. MENENDEZ, Mr. CARDIN, Mr. LAUTENBERG, Mr. INHOFE, Ms. MIKULSKI, and Mr. REID), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE DESIGNATION OF "JUMPSTART'S READ FOR THE RECORD DAY"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 290) supporting the designation of October 6, 2011, as "Jumpstart's Read for the Record Day", submitted today by Mrs. MURRAY (for herself, Mr. BEGICH, and Mr. ISAKSON), and at the desk.

FRIDAY, OCTOBER 7, 2011

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 12 NOON ON TOMORROW
FOR PRO FORMA SESSION, UNTIL 2
P.M. ON TUESDAY, OCTOBER 11,
2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 12 noon on tomorrow, for a pro forma session only; that the Senate then adjourn until 2 p.m. on Tuesday, October 11, 2011; that, on Tuesday, October 11, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 5:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

Ordered further, That, on Tuesday, October 11, 2011, when the Senate resumes its legislative session at the conclusion of its executive session, bill S. 1619 be read the third time, and the Senate vote on passage of the bill.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 10 p.m.,

The Senate adjourned, under its order of today, until 12 noon on tomorrow.

FRIDAY, OCTOBER 7, 2011

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 12:00:26 p.m., and

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

JOURNAL OF THE SENATE

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, October 7, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WARNER took the chair.

ADJOURNMENT

Under the authority of the order of yesterday,

At 12:00:58 p.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of yesterday, until 2 p.m. on Tuesday, October 11, 2011.

TUESDAY, OCTOBER 11, 2011

Mr. JIM WEBB, from the Commonwealth of Virginia, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. WEBB led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, October 11, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JIM WEBB, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WEBB took the chair.

THE JOURNAL

Pursuant to the order of Thursday, October 6, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of Thursday, October 6, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of Thursday, October 6, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3494. A communication from the Under Secretary of Commerce for Oceans and Atmosphere, transmitting, pursuant to law, a report relative to the activities of the Northwest Atlantic Fisheries Organization for 2010; to the Committee on Commerce, Science, and Transportation.

EC-3495. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a report providing a statement of actions with respect to the Government Accountability Office report entitled "Data Center Consolidation: Agencies Need to Complete Inventories and Plans to Achieve Expected Savings"; to the Committee on Commerce, Science, and Transportation.

EC-3496. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a report providing a statement of actions with respect to the Government Accountability Office report entitled "Social Media: Federal Agencies Need Policies and Procedures for Managing and Protecting Information They Access and Disseminate"; to the Committee on Commerce, Science, and Transportation.

EC-3497. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a report providing a statement of actions with respect to the Government Accountability Office report entitled "Space and Missile Defense Acquisitions: Periodic Assessment Needed to Correct Parts Quality Problems in Major Programs"; to the Committee on Commerce, Science, and Transportation.

EC-3498. A communication from the Government Affairs Liaison, National Transportation Safety Board, transmitting,

pursuant to law, the Board's annual submission regarding agency compliance with the Federal Manager's Financial Integrity Act and revised Office of Management and Budget (OMB) Circular A-123; to the Committee on Commerce, Science, and Transportation.

EC-3499. A communication from the Secretary of Transportation, transmitting, a legislative proposal entitled "Pipeline and Hazardous Material Transportation Safety Reauthorization Act of 2011"; to the Committee on Commerce, Science, and Transportation.

EC-3500. A communication from the Chief of the Revenue and Receivable Group, Financial Operations, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of the Schedule of Application Fees Set Forth in Section 1.1102 through 1.1109 of the Commission's Rules" (FCC 11-27) received in the Office of the President of the Senate on October 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3501. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Telemarketing Sales Rule: Final Rule Amendments" (RIN3084-AA98) received in the Office of the President of the Senate on September 21, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3502. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Commercial Porbeagle Shark Fishery Closure" (RIN0648-XA658) received in the Office of the President of the Senate on October 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3503. A communication from the Regulatory Ombudsman, Federal Motor Carrier Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Parts and Accessories Necessary for Safe Operation; Saddle-Mount Braking Requirements" (RIN2126-AB30) received in the Office of the President of the Senate on September 23, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3504. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Electronic Stability Control Systems" (RIN2127-AL02) received during adjournment of the Senate in the Office of the President of the Senate on

September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3505. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Child Restraint Systems" (RIN2127-AJ44) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3506. A communication from the Acting Director of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries" (RIN0648-XA630) received in the Office of the President of the Senate on October 3, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3507. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Emergency Rule to Increase the Recreational Quota for Red Snapper and Suspend the Red Snapper Closure Date" (RIN0648-BB12) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3508. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Framework Adjustment 22" (RIN0648-BA72) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3509. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Standards; Rotor Overspeed Requirements" ((RIN2120-AJ62)(Docket No. FAA-2010-0398)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3510. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Amendment of Class E Airspace; Tonopah, NV" ((RIN2120-AA66)(Docket No. FAA-2011-0490)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3511. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Glendive, MT" ((RIN2120-AA66)(Docket No. FAA-2011-0560)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3512. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and Modification of Class E Airspace; Grand Junction, CO" ((RIN2120-AA66)(Docket No. FAA-2011-0425)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3513. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (71); Amdt. No. 3440" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3514. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (22); Amdt. No. 3441" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3515. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (50); Amdt. No. 3442" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3516. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of

Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (20); Amdt. No. 3443" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3517. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D Airspace; Eglin Air Force Base, FL" ((RIN2120-AA66)(Docket No. FAA-2011-0087)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3518. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Vice Admiral Adam M. Robinson, Jr., United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC-3519. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Francis H. Kearney III, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-3520. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Eric B. Schoomaker, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-3521. A communication from the Chief of Planning and Regulatory Affairs, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Special Supplemental Nutrition Program for Women, Infants and Children (WIC): Implementation of Nondiscretionary, Non-Electronic Benefits Transfer-Related Provisions" (RIN0584-AE13) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3522. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Sample Income Data to Meet the Low-Income Definition" (RIN3133-AD76) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3523. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Sudan that was declared in Executive Order 13067 of November 3, 1997; to the Committee on Banking, Housing, and Urban Affairs.

EC-3524. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on October 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3525. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Information; Privacy Act Regulations; Notice and Amendments" (RIN3064-AD83) received in the Office of the President of the Senate on October 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3526. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Resolution Plans Required for Insured Depository Institutions With \$50 Billion or More in Total Assets" (RIN3064-AD59) received in the Office of the President of the Senate on October 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3527. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Sudanese Sanctions Regulations; Iranian Transactions Regulations" (31 CFR Parts 538 and 560) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3528. A communication from the Senior Counsel for Regulatory Affairs, Office of Financial Research, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Supplemental Standards for Ethical Conduct for Employees of the Department of the Treasury" (RIN1505-AC38) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3529. A communication from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010

('CISADA') Reporting Requirements Under Section 104(e)" (RIN1506-AB12) received in the Office of the President of the Senate on October 5, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3530. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Electric Reliability Organization Interpretation of Transmission Operations Reliability Standard" (Docket No. RM10-29-000) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Energy and Natural Resources.

EC-3531. A communication from the Deputy General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Interpretation of Transmission Planning Reliability Standard" (Docket No. RM10-6-000) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Energy and Natural Resources.

EC-3532. A communication from the Secretary of Energy, transmitting, pursuant to law, a report relative to the construction of a Mixed Oxide Fuel Fabrication Facility near Aiken, South Carolina; to the Committee on Energy and Natural Resources.

EC-3533. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Environmental Impact Considerations, Food Additives, and Generally Recognized as Safe Substances; Technical Amendments" (Docket No. FDA-2011-N-0011) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Environment and Public Works.

EC-3534. A communication from the Wildlife Biologist, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Reinstatement of Listing Protections for the Virginia Northern Flying Squirrel in Compliance with a Court Order" (RIN1018-AX80) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Environment and Public Works.

EC-3535. A communication from the Wildlife Biologist, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Removal of the Lake Erie Watersnake (*Nerodia sipedon insularum*) From the Federal List of Endangered and Threatened Wildlife" (RIN1018-AW62) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011;

to the Committee on Environment and Public Works.

EC-3536. A communication from the Acting Chief of the Listing Branch, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Endangered Status for the Ozark Hellbender Salamander" (RIN1018-AV94) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Environment and Public Works.

EC-3537. A communication from the Acting Chief of the Listing Branch, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Endangered Status for the Altamaha Spiny mussel and Designation of Critical Habitat" (RIN1018-AV88) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Environment and Public Works.

EC-3538. A communication from the Chief of the Listing Branch, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Revised Critical Habitat for the Marbled Murrelet" (RIN1018-AW84) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Environment and Public Works.

EC-3539. A communication from the Chief of the Branch of Operations, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Inclusion of the Hellbender, Including the Eastern Hellbender and the Ozark Hellbender, in Appendix III of the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES)" (RIN1018-AW93) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Environment and Public Works.

EC-3540. A communication from the Wildlife Biologist, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Migratory Bird Hunting; Final Frameworks for Late-Season Migratory Bird Hunting Regulations" (RIN1018-AX34) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Environment and Public Works.

EC-3541. A communication from the Wildlife Biologist, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Migratory Bird Hunting; Late Seasons and

Bag and Possession Limits for Certain Migratory Game Birds" (RIN1018-AX34) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Environment and Public Works.

EC-3542. A communication from the Wildlife Biologist, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Migratory Bird Hunting; Migratory Bird Hunting Regulations on Certain Federal Indian Reservations and Ceded Lands for the 2011-12 Late Season" (RIN1018-AX34) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Environment and Public Works.

EC-3543. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report relative to U.S. Army Corps of Engineer projects that have been identified as candidates for de-authorization; to the Committee on Environment and Public Works.

EC-3544. A communication from the Assistant Secretary of the Army (Civil Works), transmitting a report relative to watershed management studies of the Eastern Shore, Maryland and Delaware; to the Committee on Environment and Public Works.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. MURRAY, from the Committee on Veterans' Affairs, with an amendment in the nature of a substitute:

S. 914. A bill to amend title 38, United States Code, to authorize the waiver of the collection of copayments for telehealth and telemedicine visits of veterans, and for other purposes (Rept. No. 112-88).

By Mr. BAUCUS, from the Committee on Finance, without amendment:

S. 1641. A bill to implement the United States-Colombia Trade Promotion Agreement.

S. 1642. A bill to implement the United States-Korea Free Trade Agreement.

S. 1643. A bill to implement the United States-Panama Trade Promotion Agreement.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CASEY:

S. 1677. A bill to amend titles I and II of the Elementary and Secondary Education Act of 1965 to strengthen connections to early childhood education programs, and for other

purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. AYOTTE (for herself and Mr. BROWN of Massachusetts):

S. 1678. A bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to permit eligible fishermen to approve certain limited access privilege programs, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. THUNE:

S. 1679. A bill to ensure effective control over the Congressional budget process; to the Committee on the Budget.

By Mr. CONRAD (for himself, Mr. ROBERTS, Mr. HARKIN, and Mr. BARRASSO):

S. 1680. A bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes; to the Committee on Finance.

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

S. 1681. A bill to assure that Congress acts on the budget resolution; to the Committee on the Budget.

ADDITIONAL COSPONSORS

S. 211

At the request of Mr. ISAKSON, the name of the Senator from Wisconsin [Mr. JOHNSON] was added as a cosponsor of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 260

At the request of Mr. NELSON of Florida, the names of the Senator from Washington [Ms. CANTWELL] and the Senator from Missouri [Mrs. McCASKILL] were added as cosponsors of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 438

At the request of Ms. STABENOW, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 438, a bill to amend the Public Health Service Act to improve women's health by prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women.

S. 481

At the request of Mr. HARKIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 481, a bill to enhance and further research into the prevention and treatment of eating disorders, to improve access to treatment of eating disorders, and for other purposes.

S. 587

At the request of Mr. CASEY, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 587, a bill to amend the Safe Drinking Water Act to repeal a certain exemption for hydraulic fracturing, and for other purposes.

S. 596

At the request of Mr. WYDEN, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 596, a bill to establish a grant program to benefit victims of sex trafficking, and for other purposes.

S. 634

At the request of Mr. SCHUMER, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 634, a bill to ensure that the courts of the United States may provide an impartial forum for claims brought by United States citizens and others against any railroad organized as a separate legal entity, arising from the deportation of United States citizens and others to Nazi concentration camps on trains owned or operated by such railroad, and by the heirs and survivors of such persons.

S. 648

At the request of Mrs. GILLIBRAND, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 648, a bill to require the Commissioner of Social Security to revise the medical and evaluation criteria for determining disability in a person diagnosed with Huntington's Disease and to waive the 24-month waiting period for Medicare eligibility for individuals disabled by Huntington's Disease.

S. 649

At the request of Mrs. GILLIBRAND, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 649, a bill to expand the research and awareness activities of the National Institute of Arthritis and Musculoskeletal and Skin Diseases and the Centers for Disease Control and Prevention with respect to scleroderma, and for other purposes.

S. 810

At the request of Ms. CANTWELL, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 810, a bill to prohibit the conducting of invasive research on great apes, and for other purposes.

S. 838

At the request of Mr. THUNE, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to

clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 939

At the request of Mr. MENENDEZ, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 939, a bill to amend the Internal Revenue Code of 1986 to provide that the volume cap for private activity bonds shall not apply to bonds for facilities for the furnishing of water and sewage facilities.

S. 986

At the request of Mr. MENENDEZ, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 986, a bill to amend the Internal Revenue Code of 1986 to regulate the subsidies paid to rum producers in Puerto Rico and the Virgin Islands, and for other purposes.

S. 1025

At the request of Mr. JOHANNES, his name was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1049

At the request of Mr. KYL, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1049, a bill to lower health premiums and increase choice for small business.

S. 1211

At the request of Mrs. FEINSTEIN, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1211, a bill to amend the Federal Food, Drug, and Cosmetic Act to preserve the effectiveness of medically important antibiotics used in the treatment of human and animal diseases.

S. 1301

At the request of Mr. LEAHY, the names of the Senator from Georgia [Mr. ISAKSON] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 1301, a bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1358

At the request of Mr. TESTER, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1358, a bill to amend the Family and Medical Leave Act of

1993 to provide leave because of the death of a son or daughter.

S. 1468

At the request of Mrs. SHAHEEN, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1468, a bill to amend title XVIII of the Social Security Act to improve access to diabetes self-management training by authorizing certified diabetes educators to provide diabetes self-management training services, including as part of telehealth services, under part B of the Medicare program.

S. 1507

At the request of Mr. HATCH, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1507, a bill to provide protections from workers with respect to their right to select or refrain from selecting representation by a labor organization.

S. 1512

At the request of Mr. CARDIN, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1512, a bill to amend the Internal Revenue Code of 1986 and the Small Business Act to expand the availability of employee stock ownership plans in S corporations, and for other purposes.

S. 1514

At the request of Mr. TESTER, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 1514, a bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1528

At the request of Mr. JOHANNES, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 1528, a bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, and for other purposes.

S. 1541

At the request of Mr. BENNET, the names of the Senator from Delaware [Mr. COONS], the Senator from Virginia [Mr. WARNER] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 1541, a bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1567

At the request of Mr. ALEXANDER, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1567, a bill to amend title II of the Elementary and

Secondary Education Act of 1965, and for other purposes.

S. 1568

At the request of Mr. ALEXANDER, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1568, a bill to amend section 9401 of the Elementary and Secondary Education Act of 1965 with regard to waivers of statutory and regulatory requirements.

S. 1577

At the request of Mr. BAUCUS, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1577, a bill to amend the Internal Revenue Code of 1986 to increase and make permanent the alternative simplified research credit, and for other purposes.

S. 1600

At the request of Mr. MORAN, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 1600, a bill to enhance the ability of community banks to foster economic growth and serve their communities, boost small businesses, increase individual savings, and for other purposes.

S. 1633

At the request of Mr. TESTER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1633, a bill to amend chapter 1606 of title 10, United States Code, to modify the basis utilized for annual adjustments in amounts of educational assistance for members of the Selected Reserve.

S. 1634

At the request of Mr. TESTER, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 1634, a bill to amend title 38, United States Code, to improve the approval and disapproval of programs of education for purposes of educational benefits under laws administered by the Secretary of Veterans Affairs, and for other purposes.

S. 1651

At the request of Mr. SESSIONS, the names of the Senator from New Hampshire [Ms. AYOTTE] and the Senator from Tennessee [Mr. ALEXANDER] were added as cosponsors of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1668

At the request of Mr. MERKLEY, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1668, a bill to provide that the Postal Service may not close any post office which results in more than 10 miles distance (as measured on roads with year-round access) between any 2 post offices.

S. 1671

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1671, a bill to amend the Internal Revenue Code of 1986 to

allow a temporary dividends received deduction for dividends received from a controlled foreign corporation.

SENATE RESOLUTION 232

At the request of Mr. MENENDEZ, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of Senate Resolution 232, a resolution recognizing the continued persecution of Falun Gong practitioners in China on the 12th anniversary of the campaign by the Chinese Communist Party to suppress the Falun Gong movement, recognizing the Tuidang movement whereby Chinese citizens renounce their ties to the Chinese Communist Party and its affiliates, and calling for an immediate end to the campaign to persecute Falun Gong practitioners.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. WEBB,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on October 11, 2011, at 4 p.m., in room 215 of the Dirksen Senate Office Building.

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on October 11, 2011, at 2:30 p.m., to conduct a hearing entitled "Labor-Management Forums in the Federal Government."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:04 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2681. An act to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for cement manufacturing facilities, and for other purposes.

EXECUTIVE SESSION

The hour of 5:30 p.m. having passed, Pursuant to the order of Thursday, October 6, 2011, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall Vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, October 6, 2011,

The Senate resumed its legislative session.

CURRENCY EXCHANGE RATE OVERSIGHT REFORM ACT

Pursuant to the order of Thursday, October 6, 2011,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate its unfinished business, viz, the bill (S. 1619) to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 694, proposed by Mr. REID, to the bill.

By unanimous consent, on the request of Mr. REID,

Ordered, That the pending amendment be withdrawn.

The question being on passage of the bill.

Pursuant to the order of Thursday, October 6, 2011,

The bill was read the third time.

The question being on passage of the bill.

On motion by Mr. DURBIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of passage of the bill.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 63, nays... 35

[Rollcall Vote No. 159 Leg.]

YEAS --- 63

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Burr, Cardin, Carper, Casey, Chambliss, Cochran, Collins, Conrad, Coons, Crapo, Durbin, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hoeven, Isakson, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Manchin, Menendez, Merkley, Mikulski, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Rockefeller, Sanders, Schumer, Sessions, Shelby, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 35

Alexander, Ayotte, Barrasso, Blunt, Boozman, Cantwell, Coats, Corker, Cornyn, DeMint, Enzi, Hatch, Heller, Hutchison, Inhofe, Inouye, Johnson (WI), Kirk, Kyl, Lee, Lieberman, Lugar, McCain, McCaskill, McConnell, Moran, Murkowski, Murray, Paul, Roberts, Rubio, Thune, Toomey, Vitter, Wicker.

So it was

Resolved, That the bill do pass.

OBJECTION TO CONSIDERATION OF BILLS S. 1660 AND S. 1549

Mr. McCONNELL asked unanimous consent that the motion to bring to a close debate on the motion to proceed to consider bill S. 1660 be vitiated; that the motion to proceed be agreed to; that the Senate proceed to consider the bill; that the bill be read the third time; that the Senate vote on passage of the bill, with no intervening action or debate; and that, if the bill fails to receive 60 yeas votes, it be returned to the calendar.

Mr. McCONNELL further asked unanimous consent that, following said vote, the Senate immediately proceed to consider the bill (S. 1549) to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs; that the bill be read the third time; that the Senate vote on passage of the bill, with no intervening action or debate; and that, if the bill fails to receive 60 yeas votes, it be returned to the calendar.

Mr. REID objected.

MOTION TO PROCEED TO CONSIDER BILL S. 1660

Pursuant to the order of Thursday, October 6, 2011,

The PRESIDING OFFICER laid before the Senate the motion, presented by Mr. REID on that day, to bring to a close debate on the motion to proceed to consider the bill (S. 1660) to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs.

Pursuant to the order of Thursday, October 6, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the negative---
yeas... 50, nays... 49

[Rollcall Vote No. 160 Leg.]

YEAS --- 50

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 49

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Reid, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Tester, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

The question being on agreeing to the motion to proceed to consider the bill.

Mr. REID, having voted on the prevailing side, entered a motion to reconsider the foregoing vote.

The question being on agreeing to the motion to proceed to consider the bill.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2681) to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for cement manufacturing facilities, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the

Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to consider the following bills, en bloc: (H.R. 3080) to implement the United States-Korea Free Trade Agreement; (H.R. 3079) to implement the United States-Panama Trade Promotion Agreement; and (H.R. 3078) to implement the United States-Colombia Trade Promotion Agreement; that there be 12 hours, equally divided and controlled for debate between the two leaders, or their designees; that Mr. BAUCUS control 20 minutes of the time of the majority therein; that Mr. SHERROD BROWN and Mr. SANDERS each control one hour of the time of the majority therein; and that the provisions of the order of Thursday, October 6, 2011, remain in effect.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:48 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, OCTOBER 12, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, October 12, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2681) to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for cement manufacturing facilities, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

IMPLEMENTING THE KOREA, PANAMA, AND COLOMBIA FREE TRADE PROMOTION AGREEMENTS

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate the bills (H.R. 3080) to implement the United States-Korea Free Trade Agreement, (H.R. 3079) to implement the United States-Panama Trade Promotion Agreement, and (H.R. 3078) to implement the United States-Colombia Trade Promotion Agreement, notwithstanding the bills not yet having been received from the House of Representatives; and

The Senate proceeded to consider the bills, en bloc.

The question being on passage of bill H.R. 3078.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:47 p.m.,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. BEGICH in the chair) called the Senate to order.

IMPLEMENTING THE KOREA, PANAMA, AND COLOMBIA FREE TRADE PROMOTION AGREEMENTS

The Senate resumed consideration of bills H.R. 3080, H.R. 3079, and H.R. 3078, en bloc.

The question being on passage of H.R. 3078.

Pending debate,

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That, there be 15 minutes, equally divided and controlled, for debate between Mr. BAUCUS and the minority leader; that Mr. BAUCUS control the first half therein; that, upon conclusion of said debate, time for debate pursuant to the order of Thursday, October 6, 2011, be concluded; that the Senate then vote in "stacked" sequence on passage of the bills in the following order: H.R. 3080, H.R. 3079, H.R. 3078, as pursuant to the order of Thursday, October 6, 2011; that there be two minutes, equally divided and controlled, between the votes; and that each vote following the first be 10 minutes in duration.

The question being on passage of H.R. 3078.

The bills H.R. 3080, H.R. 3079, and H.R. 3078, having been received from the House of Representatives for concurrence, were each considered read twice, considered, and considered read the third time.

Pursuant to the order of Thursday, October 6, 2011,

The question being on passage of bill H.R. 3080.

On motion by Mr. BAUCUS,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of passage of the bill.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 83, nays... 15

[Rollcall Vote No. 161 Leg.]

YEAS --- 83

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blunt, Boozman, Boxer, Brown (MA), Burr, Cantwell, Carper, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Lee, Levin, Lieberman, Lugar, McCain, McCaskill, McConnell, Menendez, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Risch, Roberts, Rubio, Schumer, Sessions, Shaheen, Shelby, Stabenow, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Wicker, Wyden.

NAYS --- 15

Blumenthal, Brown (OH), Cardin, Casey, Hagan, Harkin, Leahy, Manchin, Merkley, Reid, Rockefeller, Snowe, Tester, Whitehouse.

So it was

Resolved, That the bill do pass.

Pursuant to the order of Thursday, October 6, 2011,

The Senate resumed consideration of bill H.R. 3079.

The question being on passage of the bill.

Notwithstanding the bill having been considered read the third time,

Pursuant to the order of today,

After debate,

On motion by Mr. BAUCUS,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of passage of the bill.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 77, nays... 22

[Rollcall Vote No. 162 Leg.]

YEAS --- 77

Alexander, Ayotte, Barrasso, Baucus, Bennet, Bingaman, Blunt, Boozman, Brown (MA), Burr, Cantwell, Cardin, Carper, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, McCain, McCaskill, McConnell, Menendez, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Risch, Roberts, Rubio, Schumer, Sessions, Shaheen, Shelby, Snowe, Thune, Toomey, Udall (CO), Vitter, Warner, Webb, Wicker, Wyden.

NAYS --- 22

Akaka, Begich, Blumenthal, Boxer, Brown (OH), Casey, Franken, Gillibrand, Hagan, Harkin, Inouye, Manchin, Merkley, Mikulski, Reid, Rockefeller, Sanders, Stabenow, Tester, Udall (NM), Whitehouse.

So it was

Resolved, That the bill do pass.

Pursuant to the order of Thursday, October 6, 2011,

The Senate resumed consideration of bill H.R. 3078.

The question being on passage of the bill.

Notwithstanding the bill having been considered read the third time,

Pursuant to the order of today,

After debate,

On motion by Mrs. BOXER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of passage of the bill.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 66, nays... 33

[Rollcall Vote No. 163 Leg.]

YEAS --- 66

Alexander, Ayotte, Barrasso, Baucus, Bennet, Bingaman, Blunt, Boozman, Brown (MA), Burr, Cantwell, Carper, Chambliss, Coats, Cochran, Conrad, Corker, Cornyn, Crapo, DeMint, Enzi, Feinstein, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johans, Johnson (SD), Johnson (WI), Kerry, Kirk, Kyl, Landrieu, Leahy, Lee, Lieberman, Lugar, McCain, McConnell, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shaheen, Shelby, Thune, Toomey, Udall (CO), Vitter, Warner, Webb, Wicker, Wyden.

NAYS --- 33

Akaka, Begich, Blumenthal, Boxer, Brown (OH), Cardin, Casey, Collins, Coons, Durbin, Franken, Gillibrand, Hagan, Harkin, Klobuchar, Kohl, Lautenberg, Levin, Manchin, McCaskill, Menendez, Merkley, Mikulski, Reed, Reid, Rockefeller, Sanders, Schumer, Snowe, Stabenow, Tester, Udall (NM), Whitehouse.

So it was

Resolved, That the bill do pass.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3545. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Sudanese Sanctions Regulations; Iranian Transactions Regulations; Final Rule" (31 CFR Parts 538 and 560) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3546. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update of Weighted Average Interest Rates, Yield Curves, and Segment Rates" (Notice No. 2011-84) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Finance.

EC-3547. A communication from the Chief of the Publications and Regulations Branch,

Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Updated Procedures for Opinion and Advisory Letter Rulings for Pre-approved Plans" (Notice No. 2011-49) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Finance.

EC-3548. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Implementation of Recovery Auditing at the Centers for Medicare and Medicaid Services" for fiscal year 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-3549. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Listing of Color Additives Exempt From Certification; Reactive Blue 69; Confirmation of Effective Date" (Docket No. FDA-2009-C-0543) received in the Office of the President of the Senate on October 5, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3550. A communication from the Program Manager, Health Resources and Services Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Countermeasures Injury Compensation Program (CICP): Administrative Implementation, Final Rule" (RIN0906-AA83) received during adjournment of the Senate in the Office of the President of the Senate on October 7, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3551. A communication from the Director, Regulations Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Presumptive Service Connection for Diseases Associated With Service in the Southwest Asia Theater of Operations During the Persian Gulf War; Functional Gastrointestinal Disorders" (RIN2900-AN83) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Veterans' Affairs.

EC-3552. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Embraer - Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-500 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0088)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3553. A communication from the Senior Program Analyst, Federal Aviation

Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0225)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3554. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Viking Air Limited (Type Certificate No. A-815 Formerly Held by Bombardier Inc. and de Havilland, Inc.)" ((RIN2120-AA64)(Docket No. FAA-2011-0597)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3555. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Saab AB, Saab Aerosystems Model SAAB 2000 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0476)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3556. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Eurocopter France Model SA-365N and SA-365N1 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-0791)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3557. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; General Electric Company CF34-10E2A1, CF34-10E5, CF34-10E5A1, CF34-10E6, CF34-10E6A1, CF34-10E7, and CF34-10E7-B Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0187)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3558. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of

Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-600-2C10 (Regional Jet Series 700, 701 and 702), Model CL-600-2D15 (Regional Jet Series 705), and Model CL-600-2D24 (Regional Jet Series 900) Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-0515)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3559. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200, A330-300, A340-300, A340-500, and A340-600 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0385)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3560. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model DC-9-81 (MD-81), and DC-9-82 (MD-82), DC-9-83 (MD-83), DC-9-87 (MD-87), and MD-88 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2009-1213)) received during adjournment of the Senate in the Office of the President of the Senate on September 24, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3561. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pratt and Whitney (PW) Models PW4074 and PW4077 Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-1095)) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3562. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.28 Mark 1000, 2000, 3000, and 4000 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0473)) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3563. A communication from the Senior Program Analyst, Federal Aviation

Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0470)) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3564. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A320-214, -232, and -233 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0305)) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3565. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F-28 Mark 1000, 2000, 3000, and 4000 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0472)) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3566. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-600, -700, -700C, -800, and -900 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2007-28661)) received during adjournment of the Senate in the Office of the President of the Senate on September 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3567. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Pacific Cod by Non-American Fisheries Act Crab Vessels Harvesting Pacific Cod for Processing by the Inshore Component in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA715) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3568. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 in the Gulf of Alaska"

(RIN0648-XA710) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3569. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Shallow-Water Species by Vessels Using Trawl Gear in the Gulf of Alaska" (RIN0648-XA704) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3570. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure" (RIN0648-XA690) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3571. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Surfclam and Ocean Quahog Fisheries; 2012 Fishing Quotas for Atlantic Surfclams and Ocean Quahogs; and Suspension of Minimum Atlantic Surfclam Size Limit" (RIN0648-XA529) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3572. A communication from the Deputy Assistant Administrator, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Highly Migratory Species; Annual Catch Limits and Accountability Measures" (RIN0648-BA35) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3573. A communication from the Deputy Assistant Administrator, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Framework Adjustment 45; Adjustments for Fishing Year 2011" (RIN0648-BA27) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3574. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a

rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Shallow-Water Species by Vessels Using Trawl Gear in the Gulf of Alaska" (RIN0648-XA722) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3575. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Closure" (RIN0648-XA709) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3576. A communication from the Deputy Assistant Administrator, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Stone Crab Fishery of the Gulf of Mexico; Removal of Regulations" (RIN0648-BB07) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3577. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery of the South Atlantic; Closure" (RIN0648-XA677) received in the Office of the President of the Senate on October 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3578. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Addition of Certain Persons on the Entity List; Implementation of Entity List Annual Review Change; and Removal of Persons from the Entity List Based on Removal Requests" (RIN0694-AF28) received in the Office of the President of the Senate on October 5, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3579. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report entitled "The Cross-Border Trucking Pilot Program Report to Congress"; to the Committee on Commerce, Science, and Transportation.

EC-3580. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Agusta S.p.A. Model A109A, A109A II, A109C, and A109K2 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-

0823)) received in the Office of the President of the Senate on September 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3581. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Cessna Aircraft Company Airplanes" ((RIN2120-AA64)(Docket No. FAA-2007-27747)) received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3582. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to support the Proton launch of the W5A Commercial Communication Satellites from the Baikonur Cosmodrome in Kazakhstan in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3583. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to The Netherlands for the manufacture of Improved Extended Forward Avionics Bays for the AH-64D Apache Helicopter for end use by the United States Government in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3584. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to the Republic of Korea to support the manufacture and assembly of the Rolling Airframe Missile (RAM) Guided Missile Round Pack (GMRP) and Guided Missile Launching System (GMLS) in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3585. A communication from the Acting District of Columbia Auditor, transmitting, pursuant to law, three reports entitled, "Audit of Advisory Neighborhood Commission 2F for Fiscal Years 2008 through 2011, as of March 31, 2011", "Audit of Advisory Neighborhood Commission 4D for Fiscal Years 2008 through 2011, as of March 31, 2011", and "Audit of Advisory

Neighborhood Commission 5A for Fiscal Years 2008 through 2011, as of March 31, 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3586. A communication from the Acting District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "District of Columbia Agencies' Compliance with Fiscal Year 2010 Small Business Enterprise Expenditure Goals"; to the Committee on Homeland Security and Governmental Affairs.

EC-3587. A communication from the Acting District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "Comparative Analysis of Actual Cash Collections to the Revised Revenue Estimate Through the 2nd Quarter of Fiscal Year 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3588. A communication from the Acting District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "Comparative Analysis of Actual Cash Collections to the Revised Revenue Estimate Through the 3rd Quarter of Fiscal Year 2011"; to the Committee on Homeland Security and Governmental Affairs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. CASEY:

S. 1682. A bill to amend the Food, Conservation, and Energy Act of 2008 to promote growth and opportunity for the dairy industry in the United States, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. HAGAN (for herself and Mr. GRAHAM):

S. 1683. A bill to provide the Department of Homeland Security, U.S. Customs and Border Protection, and the Department of the Treasury with authority to more aggressively enforce trade laws relating to textile and apparel articles, and for other purposes; to the Committee on Finance.

By Mr. BARRASSO (for himself, Mr. AKAKA, Mr. MCCAIN, and Mr. HOEVEN):

S. 1684. A bill to amend the Indian Tribal Energy Development and Self-Determination Act of 2005, and for other purposes; to the Committee on Indian Affairs.

By Mr. WEBB (for himself and Mr. WARNER):

S. 1685. A bill to amend the Internal Revenue Code of 1986 to allow rehabilitation expenditures for public school buildings to qualify for rehabilitation credit; to the Committee on Finance.

By Mr. CASEY:

S. 1686. A bill to amend section 1112 of the Elementary and Secondary Education Act of 1965; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 1687. A bill to adjust the boundary of Carson National Forest, New Mexico; to the Committee on Energy and Natural Resources.

By Ms. MIKULSKI:

S. 1688. A bill to amend the provisions of title 5, United States Code, relating to the methodology for calculating the amount of any Postal surplus or supplemental liability under the Civil Service Retirement System, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. TOOMEY:

S. 1689. A bill to amend title 38, United States Code, to require a comprehensive policy on reporting and tracking sexual assault incidents and other safety incidents that occur at medical facilities of the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. MCCAIN (for himself, Mr. KYL, Mr. HATCH, Mr. LEE, and Mr. BARRASSO):

S. 1690. A bill to preserve the multiple use land management policy in the State of Arizona, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BEGICH (for himself and Mr. HATCH):

S. 1691. A bill to amend chapter 44 of title 18, United States Code, to update certain procedures applicable to commerce in firearms and remove certain Federal restrictions on interstate firearms transactions; to the Committee on the Judiciary.

By Mr. BINGAMAN (for himself, Ms. MURKOWSKI, Mr. BAUCUS, Mr. CRAPO, Mr. WYDEN, Mr. RISCH, Mr. REID, Mr. COCHRAN, Mr. TESTER, Mr. BLUNT, Mrs. FEINSTEIN, Mr. HELLER, Mr. UDALL of New Mexico, Mrs. BOXER, Ms. CANTWELL, Mrs. MURRAY, Mr. BENNET, Mr. MERKLEY, Mr. SANDERS, Mr. JOHNSON of South Dakota, Mr. BEGICH, Mrs. MCCASKILL, Mr. UDALL of Colorado, Mr. FRANKEN, and Mr. LEVIN):

S. 1692. A bill to reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, to provide full funding for the Payments in Lieu of Taxes program, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. MENENDEZ:

S. 1693. A bill to amend the Internal Revenue Code of 1986 to prevent the avoidance of tax by insurance companies

through reinsurance with non-taxed affiliates; to the Committee on Finance.

By Mr. MCCAIN (for himself and Ms. AYOTTE):

S. 1694. A bill to limit the use of cost-type contracts by the Department of Defense for major defense acquisition programs; to the Committee on Armed Services.

By Mr. BLUMENTHAL (for himself, Ms. KLOBUCHAR, and Mr. FRANKEN):

S. 1695. A bill to require accurate disclosures to consumers of the terms and conditions of 4G service and other advanced wireless mobile broadband service; to the Committee on Commerce, Science, and Transportation.

By Mr. LEAHY (for himself, Ms. MIKULSKI, Ms. LANDRIEU, and Mr. CARDIN):

S. 1696. A bill to improve the Public Safety Officers' Benefits Program; to the Committee on the Judiciary.

By Mr. LEE (for himself and Mr. SCHUMER):

S. 1697. A bill to amend the Immigration and Nationality Act to provide a special rule for the period of admission of H-2A nonimmigrants employed as sheepherders, goat herders, or dairy farmers, and for other purposes; to the Committee on the Judiciary.

By Mr. LIEBERMAN (for himself and Mr. BROWN of Massachusetts):

S. 1698. A bill to add engaging in or supporting hostilities against the United States to the list of acts for which United States nationals would lose their nationality; to the Committee on the Judiciary.

By Mr. KOHL:

S. 1699. A bill to reduce the costs of prescription drugs under the Medicare program, and for other purposes; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MENENDEZ (for himself, Mr. CORNYN, and Mr. WARNER):

S. Res. 291. A resolution recognizing the religious and historical significance of the festival of Diwali; to the Committee on the Judiciary.

By Mr. GRASSLEY (for himself, Mr. ROCKEFELLER, Mr. PRYOR, Mr. ALEXANDER, Mrs. MURRAY, Mr. BROWN of Ohio, Mr. COCHRAN, Mr. ENZI, Mr. LIEBERMAN, and Mr. LEVIN):

S. Res. 292. A resolution designating the week beginning October 16, 2011, as "National Character Counts Week"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 581

At the request of Mr. BURR, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of S. 581, a bill to amend the Child Care and Development Block Grant Act of 1990 to require criminal background checks for child care providers.

S. 714

At the request of Mr. BINGAMAN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 714, a bill to reauthorize the Federal Land Transaction Facilitation Act, and for other purposes.

S. 847

At the request of Mr. LAUTENBERG, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 847, a bill to amend the Toxic Substances Control Act to ensure that risks from chemicals are adequately understood and managed, and for other purposes.

S. 887

At the request of Mr. NELSON of Florida, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 887, a bill to increase the portion of community block grants that may be used to provide public services, and for other purposes.

S. 1102

At the request of Mr. DURBIN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1102, a bill to amend title 11, United States Code, with respect to certain exceptions to discharge in bankruptcy.

S. 1231

At the request of Mr. LEAHY, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1231, a bill to reauthorize the Second Chance Act of 2007.

S. 1251

At the request of Mr. COBURN, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1281

At the request of Mr. KIRK, the names of the Senator from Connecticut [Mr. LIEBERMAN] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of S. 1281, a bill to amend title 49, United States Code, to prohibit the transportation of horses in interstate transportation in a motor vehicle containing two or more levels stacked on top of one another.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1301, a bill to authorize appropriations for

fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1358

At the request of Mr. TESTER, the names of the Senator from Missouri [Mrs. MCCASKILL] and the Senator from Ohio [Mr. BROWN] were added as cosponsors of S. 1358, a bill to amend the Family and Medical Leave Act of 1993 to provide leave because of the death of a son or daughter.

S. 1452

At the request of Mr. DURBIN, the names of the Senator from Hawaii [Mr. INOUE] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 1452, a bill to promote simplification and fairness in the administration and collection of sales and use taxes.

S. 1460

At the request of Mr. BAUCUS, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1460, a bill to grant the congressional gold medal, collectively, to the First Special Service Force, in recognition of its superior service during World War II.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

S. 1506

At the request of Mr. RUBIO, the names of the Senator from New Hampshire [Ms. AYOTTE], the Senator from Wyoming [Mr. BARRASSO], the Senator from Missouri [Mr. BLUNT], the Senator from Arkansas [Mr. BOOZMAN], the Senator from North Carolina [Mr. BURR], the Senator from Oklahoma [Mr. COBURN], the Senator from South Carolina [Mr. DEMINT], the Senator from Utah [Mr. HATCH], the Senator from Oklahoma [Mr. INHOFE], the Senator from Utah [Mr. LEE], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Kentucky [Mr. PAUL], the Senator from Louisiana [Mr. VITTER] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 1506, a bill to prevent the Secretary of the Treasury from expanding United States bank reporting requirements with respect to interest on deposits paid to nonresident aliens.

S. 1541

At the request of Mr. BENNET, the names of the Senator from North Carolina [Mr. BURR], the Senator from North Carolina [Mrs. HAGAN], the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Alaska [Mr. BEGICH] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 1541, a bill to revise the Federal charter

for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1569

At the request of Mr. BURR, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1569, a bill to amend the Elementary and Secondary Education Act of 1965 to provide State educational agencies and local educational agencies with flexible Federal education funding that will allow such State and local educational agencies to fund locally determined programs and initiatives that meet the varied and unique needs of individual States and localities.

S. 1600

At the request of Mr. MORAN, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1600, a bill to enhance the ability of community banks to foster economic growth and serve their communities, boost small businesses, increase individual savings, and for other purposes.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1676

At the request of Mr. THUNE, the names of the Senator from Missouri [Mr. BLUNT], the Senator from Iowa [Mr. GRASSLEY], the Senator from Nebraska [Mr. JOHANNES], the Senator from Oklahoma [Mr. INHOFE], the Senator from Arkansas [Mr. BOOZMAN], the Senator from North Carolina [Mr. BURR], the Senator from Florida [Mr. RUBIO], the Senator from New Hampshire [Ms. AYOTTE], the Senator from South Carolina [Mr. GRAHAM], the Senator from Kentucky [Mr. PAUL], the Senator from Utah [Mr. HATCH], the Senator from Arizona [Mr. KYL], the Senator from Mississippi [Mr. WICKER], the Senator from Kansas [Mr. ROBERTS], the Senator from North Dakota [Mr. HOEVEN], the Senator from Indiana [Mr. LUGAR], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Idaho [Mr. RISCH], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Ohio [Mr. PORTMAN], the Senator from Indiana [Mr. COATS], the Senator from Wyoming [Mr. BARRASSO], the Senator from Tennessee [Mr. CORKER], the Senator from Nevada [Mr. HELLER], the Senator from South Carolina [Mr. DEMINT], the Senator from Arizona [Mr. MCCAIN], the Senator from Illinois [Mr. KIRK], the Senator from Texas [Mr. CORNYN], the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of S. 1676, a bill to amend the

Internal Revenue Code of 1986 to provide for taxpayers making donations with their returns of income tax to the Federal Government to pay down the public debt.

S. 1679

At the request of Mr. THUNE, the names of the Senator from Maryland [Mr. CARDIN], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Idaho [Mr. CRAPO], the Senator from Oklahoma [Mr. INHOFE], the Senator from Nebraska [Mr. JOHANNES], the Senator from Illinois [Mr. KIRK], the Senator from Ohio [Mr. PORTMAN], the Senator from Mississippi [Mr. WICKER], the Senator from Louisiana [Mr. VITTER], the Senator from Indiana [Mr. LUGAR] and the Senator from Kentucky [Mr. PAUL] were added as cosponsors of S. 1679, a bill to ensure effective control over the Congressional budget process.

S. 1680

At the request of Mr. CONRAD, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

SENATE JOINT RESOLUTION 6

At the request of Mrs. HUTCHISON, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of Senate Joint Resolution 6, a joint resolution disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices.

SENATE RESOLUTION 253

At the request of Mr. HOEVEN, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of Senate Resolution 253, a resolution designating October 26, 2011, as "Day of the Deployed".

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. MURRAY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on October 12, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "Universal Service Reform—Bringing Broadband to All Americans."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on October 12, 2011, at 2:15 p.m.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on October 12, 2011, directly after the business meeting scheduled for 2:15 p.m.

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate, to conduct a hearing entitled "The State of Chronic Disease Prevention," on October 12, 2011, at 2:30 p.m. in room 430 of the Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY
AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on October 12, 2011, at 10:30 a.m. to conduct a hearing entitled "Ten Years After 9/11: A Status Report on Information Sharing."

COMMITTEE ON SMALL BUSINESS AND
ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on October 12, 2011, immediately after the first vote, off the Senate floor.

SPECIAL COMMITTEE ON AGING

The Special Committee on Aging be authorized to meet during the session of the Senate on October 12, 2011, at 2 p.m. in room 562 of the Dirksen Senate Office Building, to conduct a hearing entitled "A Time for Solutions: Finding Consensus in the Medicare Reform Debate."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 12:47 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that it had passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1025. An act to amend title 38, United States Code, to recognize the service in the reserve components of certain persons by honoring them with status as veterans under law.

H.R. 1263. An act to amend the Servicemembers Civil Relief Act to provide surviving spouses with certain protections relating to mortgages and mortgage foreclosures, and for other purposes.

H.R. 2074. An act to amend title 38, United States Code, to require a comprehensive policy on reporting and tracking sexual assault incidents and other safety incidents that occur at medical facilities of the Department of Veterans Affairs, to improve rehabilitative services for veterans with traumatic brain injury, and for other purposes.

H.R. 2302. An act to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to notify Congress of conferences sponsored by the Department of Veterans Affairs, and for other purposes.

H.R. 2349. An act to amend title 38, United States Code, to improve the determination of annual income with respect to pensions for certain veterans, to direct the Secretary of Veterans Affairs to establish a pilot program to assess the skills of certain employees and managers of the Veterans Benefits Administration, and for other purposes.

At 6:30 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that it had passed the following bills, in which it requests the concurrence of the Senate:

H.R. 3078. An act to implement the United States-Colombia Trade Promotion Agreement.

H.R. 3079. An act to implement the United States-Panama Trade Promotion Agreement.

H.R. 3080. An act to implement the United States-Korea Free Trade Agreement.

The message also announced that the House agrees to the amendment of the Senate to the bill (H.R. 2832) to extend the Generalized System of Preferences, and for other purposes.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1025. An act to amend title 38, United States Code, to recognize the service in the reserve components of certain persons by honoring them with status as veterans under law; to the Committee on Veterans' Affairs.

H.R. 1263. To amend the Servicemembers Civil Relief Act to provide surviving spouses with certain protections relating to mortgages and mortgage foreclosures, and for other purposes; to the Committee on Veterans' Affairs.

H.R. 2074. To amend title 38, United States Code, to require a comprehensive policy on reporting and tracking sexual assault incidents and other safety incidents that occur at medical facilities of the Department of Veterans Affairs, to improve rehabilitative services for veterans with traumatic brain injury, and for other purposes; to the Committee on Veterans' Affairs.

H.R. 2302. To amend title 38, United States Code, to direct the Secretary of Veterans Affairs to notify Congress of conferences sponsored by the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

H.R. 2349. To amend title 38, United States Code, to improve the determination of annual income with respect to pensions for certain veterans, to direct the Secretary of Veterans Affairs to establish a pilot program to assess

the skills of certain employees and managers of the Veterans Benefits Administration, and for other purposes; to the Committee on Veterans' Affairs.

SUPPORTING THE GOALS AND
IDEALS OF "NATIONAL LIFE
INSURANCE AWARENESS MONTH"

By unanimous consent, on the request of Mr. MARK UDALL,

Ordered, That the Committee on Banking, Housing, and Urban Affairs be discharged from the further consideration of the resolution (S. Res. 270) supporting the goals and ideals of "National Life Insurance Awareness Month".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL
CHARACTER COUNTS WEEK"

On the request of Mr. MARK UDALL,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 292) designating the week beginning October 16, 2011, as "National Character Counts Week", submitted today by Mr. GRASSLEY (for himself, Mr. ROCKEFELLER, Mr. PRYOR, Mr. ALEXANDER, Mrs. MURRAY, Mr. SHERROD BROWN, Mr. COCHRAN, Mr. ENZI, Mr. LIEBERMAN, and Mr. LEVIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. MARK UDALL,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 12 noon, with

Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, at 12 noon, the Senate proceed to executive session, as pursuant to the order of September 26, 2011.

ADJOURNMENT

By unanimous consent, on the request of Mr. MARK UDALL,

At 8:41 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, OCTOBER 13, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, October 13, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-63. A concurrent resolution adopted by the Legislature of the State of Utah expressing support for an amendment to the United States Constitution to balance the federal budget and restrict tax increases; to the Committee on the Judiciary.

POM-63. A concurrent resolution adopted by the Legislature of the State of Utah expressing support for an amendment to the United States Constitution to balance the federal budget and restrict tax increases; to the Committee on the Judiciary.

CONCURRENT RESOLUTION NO. 201

Whereas, the Legislature of the state of Utah acknowledges that the United States of America is facing a crippling debt crisis because of unrestrained spending and irresponsible fiscal policies;

Whereas, a majority of sitting United States Senators—including all 47 Republicans, 10 Democrats, and one Independent—have specifically expressed support for a requirement to balance the federal budget; and

Whereas, the 112th Congress is currently considering the following Constitutional Amendment, Senate Joint Resolution 10, which was introduced on March 31, 2011, by United States Senators Orrin Hatch and Mike Lee, both from Utah:

“Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States:

Article—

Section 1. Total outlays for any fiscal year shall not exceed total receipts for that fiscal year, unless two-thirds of the duly chosen and sworn Members of each House of Congress shall provide by law for a specific excess of outlays over receipts by a roll call vote.

Section 2. Total outlays for any fiscal year shall not exceed 18 percent of the gross domestic product of the United States for the calendar year ending before the beginning of such fiscal year, unless two-thirds of the duly chosen and sworn Members of each House of Congress shall provide by law for a specific

amount in excess of such 18 percent by a roll call vote.

Section 3. Prior to each fiscal year, the President shall transmit to the Congress a proposed budget for the United States Government for that fiscal year in which—

(1) total outlays do not exceed total receipts; and

(2) total outlays do not exceed 18 percent of the gross domestic product of the United States for the calendar year ending before the beginning of such fiscal year.

Section 4. Any bill that imposes a new tax or increases the statutory rate of any tax or the aggregate amount of revenue may pass only by a two-thirds majority of the duly chosen and sworn Members of each House of Congress by a roll call vote. For the purpose of determining any increase in revenue under this section, there shall be excluded any increase resulting from the lowering of the statutory rate of any tax.

Section 5. The limit on the debt of the United States shall not be increased, unless three-fifths of the duly chosen and sworn Members of each House of Congress shall provide for such an increase by a roll call vote.

Section 6. The Congress may waive the provisions of sections 1, 2, 3, and 5 of this article for any fiscal year in which a declaration of war against a nation-state is in effect and in which a majority of the duly chosen and sworn Members of each House of Congress shall provide for a specific excess by a roll call vote.

Section 7. The Congress may waive the provisions of sections 1, 2, 3, and 5 of this article in any fiscal year in which the United States is engaged in a military conflict that causes an imminent and serious military threat to national security and is so declared by three-fifths of the duly chosen and sworn Members of each House of Congress by a roll call vote. Such suspension must identify and be limited to the specific excess of outlays for that fiscal year made necessary by the identified military conflict.

Section 8. No court of the United States or of any State shall order any increase in revenue to enforce this article.

Section 9. Total receipts shall include all receipts of the United States Government except those derived from borrowing or from penalties or fines. Total outlays shall include all outlays of the United States Government except those for repayment of debt principal.

Section 10. The Congress shall have power to enforce and implement this article by appropriate legislation, which may rely on estimates of outlays, receipts, and gross domestic product.

Section 11. This article shall take effect beginning with the fifth fiscal year beginning after its ratification.”: Now, therefore, be it

Resolved, That the Legislature of the state of Utah, the Governor concurring therein,

pursuant to Article V of the United States Constitution, would hereby support a Balanced Budget Amendment to the Constitution of the United States proposed by resolution of the 112th Congress of the United States in Washington, D.C., described herein, on March 31, 2011. Be it further

Resolved, That a copy of this resolution be sent to the legislatures of all 49 other states, all members of Utah's congressional delegation, the majority and minority leaders in the United States Senate and House of Representatives, the Vice President of the United States, and the Speaker of the United States House of Representatives, with a request that it be printed in the Congressional Record.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 1301. A bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. KLOBUCHAR (for herself, Mr. BURR, and Mr. BENNET):

S. 1700. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to device review determinations and conflicts of interest, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. SNOWE (for herself, Mr. NELSON of Florida, Mr. BEGICH, Mr. ROCKEFELLER, Mr. WHITEHOUSE, Mrs. GILLIBRAND, and Mr. CARDIN):

S. 1701. A bill to amend the Harmful Algal Blooms and Hypoxia Research and Control Act of 1998, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. MORAN (for himself and Mr. ROBERTS):

S. 1702. A bill to provide that the rules of the Environmental Protection Agency entitled "National Emission Standards for Hazardous Air Pollutants for Reciprocating Internal Combustion Engines" have no force or effect with respect to existing stationary compression and spark ignition reciprocating internal combustion engines operated by certain persons and entities for the purpose of generating electricity or operating a water

pump; to the Committee on Environment and Public Works.

By Mr. PRYOR (for himself, Mr. BINGAMAN, Ms. MURKOWSKI, Mr. BEGICH, Mr. COONS, Mr. BURR, and Mr. TESTER):

S. 1703. A bill to amend the Department of Energy Organization Act to require a Quadrennial Energy Review, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. AYOTTE (for herself and Mr. REED):

S. 1704. A bill to amend title 10, United States Code, to modify certain authorities relating to the strategic airlift aircraft force structure of the Air Force; to the Committee on Armed Services.

By Mrs. MURRAY (for herself and Ms. CANTWELL):

S. 1705. A bill to designate the Department of Veterans Affairs Medical Center in Spokane, Washington, as the "Mann-Grandstaff Department of Veterans Affairs Medical Center"; to the Committee on Veterans' Affairs

By Mr. LAUTENBERG (for himself, Mr. DURBIN, Mr. BLUMENTHAL, and Mr. HARKIN):

S. 1706. A bill to amend the Internal Revenue Code of 1986 to reduce tobacco smuggling, and for other purposes; to the Committee on Finance.

By Mr. BURR (for himself, Mr. WEBB, Mr. MORAN, Mr. BOOZMAN, Mr. WICKER, Ms. MURKOWSKI, Mr. BEGICH, Mr. COBURN, Mr. ENZI, Mr. THUNE, Mr. COCHRAN, and Mr. RISCH):

S. 1707. A bill to amend title 38, United States Code, to clarify the conditions under which certain persons may be treated as adjudicated mentally incompetent for certain purposes; to the Committee on Veterans' Affairs.

By Mr. REED (for himself, Mr. BROWN of Massachusetts, Mr. KERRY, and Mr. WHITEHOUSE):

S. 1708. A bill to establish the John H. Chafee Blackstone River Valley National Historical Park, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CASEY:

S. 1709. A bill to temporarily reduce interest rates for certain small business disaster loans, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. BEGICH (for himself and Ms. MURKOWSKI):

S. 1710. A bill to designate the United States courthouse located at 222 West 7th Avenue, Anchorage, Alaska, as the James M. Fitzgerald United States Courthouse; to the Committee on Environment and Public Works.

By Mr. BROWN of Ohio:

S. 1711. A bill to enhance reciprocal market access for United States domestic producers in the negotiating process of bilateral, regional, and multilateral trade agreements; to the Committee on Finance.

By Mr. BROWN of Massachusetts (for himself, Mr. TESTER, Mr. BARRASSO, and Ms. COLLINS):

S. 1712. A bill to increase transparency in the payment of judgments and settlements by agencies, and for other purposes; to the Committee on the Judiciary.

By Mrs. BOXER:

S. 1713. A bill to establish a timely and expeditious process for voting on the statutory debt limit; to the Committee on Finance.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. LEVIN (for himself, Ms. STABENOW, Mr. BROWN of Ohio, Mr. CASEY, and Mr. KERRY):

S. Res. 293. A resolution celebrating the 10-year commemoration of the Underground Railroad Memorial, comprised of the Gateway to Freedom Monument in Detroit, Michigan, and the Tower of Freedom Monument in Windsor, Ontario, Canada; considered and agreed to.

By Mr. WICKER:

S. Con. Res. 30. A concurrent resolution supporting the goals and ideals of Spina Bifida Awareness Month; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ISAKSON:

S. Con. Res. 31. A concurrent resolution directing the Secretary of the Senate to make a correction in the enrollment of S. 1280; considered and agreed to.

ADDITIONAL COSPONSORS

S. 35

At the request of Mr. LAUTENBERG, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 35, a bill to establish background check procedures for gun shows.

S. 84

At the request of Mr. VITTER, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 84, a bill to amend the Internal Revenue Code of 1986 to allow refunds of Federal motor fuel excise taxes on fuels used in mobile mammography vehicles.

S. 306

At the request of Mr. WEBB, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 434

At the request of Mr. COCHRAN, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 434, a bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education.

S. 471

At the request of Ms. STABENOW, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 471, a bill to require the Secretary of the Army to study the feasibility of the hydrological separation of the Great Lakes and Mississippi River Basins.

S. 481

At the request of Mr. HARKIN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 481, a bill to enhance and further research into the prevention and treatment of eating disorders, to improve access to treatment of eating disorders, and for other purposes.

S. 545

At the request of Mr. UDALL of Colorado, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 545, a bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to strengthen the quality control measures in place for part B lung disease claims and part E processes with independent reviews.

S. 595

At the request of Mrs. MURRAY, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 595, a bill to amend title VIII of the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to complete payments under such title to local educational agencies eligible for such payments within 3 fiscal years.

S. 596

At the request of Mr. WYDEN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 596, a bill to establish a grant program to benefit victims of sex trafficking, and for other purposes.

S. 707

At the request of Mr. DURBIN, the names of the Senator from Colorado [Mr. BENNET], the Senator from Massachusetts [Mr. KERRY], the Senator from Oregon [Mr. WYDEN] and the Senator from New Jersey [Mr.

MENENDEZ] were added as cosponsors of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 797

At the request of Ms. MIKULSKI, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 797, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 877

At the request of Mr. HATCH, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 877, a bill to prevent taxpayer-funded elective abortions by applying the longstanding policy of the Hyde amendment to the new health care law.

S. 1107

At the request of Mr. MENENDEZ, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1107, a bill to authorize and support psoriasis and psoriatic arthritis data collection, to express the sense of the Congress to encourage and leverage public and private investment in psoriasis research with a particular focus on interdisciplinary collaborative research on the relationship between psoriasis and its comorbid conditions, and for other purposes.

S. 1241

At the request of Mr. RUBIO, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 1241, a bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions.

S. 1301

At the request of Mr. LEAHY, the names of the Senator from Florida [Mr. NELSON], the Senator from Michigan [Ms. STABENOW] and the Senator from Illinois [Mr. DURBIN] were added as cosponsors of S. 1301, a bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1487

At the request of Mr. JOHNSON of Wisconsin, his name was withdrawn as a cosponsor of S. 1487, a bill to authorize the Secretary of Homeland Security, in coordination with the Secretary of State, to establish a program to issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes.

S. 1494

At the request of Mrs. BOXER, the name of the Senator from Montana [Mr. BAUCUS] was added as a cosponsor of S. 1494, a bill to reauthorize and amend the National Fish and Wildlife Foundation Establishment Act.

S. 1514

At the request of Mr. TESTER, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1514, a bill to authorize the President to award a gold medal on behalf of the Congress to Elouise Pepion Cobell, in recognition of her outstanding and enduring contributions to American Indians, Alaska Natives, and the Nation through her tireless pursuit of justice.

S. 1541

At the request of Mr. BENNET, the names of the Senator from California [Mrs. BOXER] and the Senator from Nevada [Mr. HELLER] were added as cosponsors of S. 1541, a bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1675

At the request of Mr. MERKLEY, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1675, a bill to improve student academic achievement in science, technology, engineering, and mathematics subjects.

S. 1676

At the request of Mr. THUNE, the names of the Senator from Wyoming [Mr. ENZI], the Senator from Georgia [Mr. ISAKSON] and the Senator from Utah [Mr. LEE] were added as cosponsors of S. 1676, a bill to amend the Internal Revenue Code of 1986 to provide for taxpayers making donations with their returns of income tax to the Federal Government to pay down the public debt.

S. 1680

At the request of Mr. CONRAD, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

S. 1694

At the request of Mr. MCCAIN, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 1694, a bill to limit the use of cost-type contracts by the Department of Defense for major defense acquisition programs.

SENATE RESOLUTION 291

At the request of Mr. MENENDEZ, the names of the Senator from Connecticut [Mr. LIEBERMAN], the Senator from Ohio [Mr. BROWN] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of Senate Resolution 291, a resolution

recognizing the religious and historical significance of the festival of Diwali.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on October 13, 2011, at 10 a.m. to conduct a hearing entitled "Addressing Potential Threats From Iran: Administration Perspectives on Implementing New Economic Sanctions One Year Later."

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet on October 13, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on Judiciary be authorized to meet during the session of the Senate on October 13, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

COMMITTEE ON THE JUDICIARY

The Committee on Judiciary be authorized to meet during the session of the Senate on October 13, 2011, at 2 p.m., in SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Arbitration: Is It Fair When Forced?"

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on October 13, 2011, at 2:30 p.m.

SUBCOMMITTEE ON GREEN JOBS AND THE NEW ECONOMY

The Subcommittee on Green Jobs and the New Economy of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on October 13, 2011, at 10 a.m., in Dirksen 406 to conduct a hearing entitled, "Innovative Practices to Create Jobs and Reduce Pollution."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 12:30 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2433. An act to amend title 38, United States Code, to make certain improvements

in the laws relating to the employment and training of veterans, and for other purposes.

The message also announced that the House agrees to the amendment of the Senate to the bill (H.R. 2944) to provide for the continued performance of the functions of the United States Parole Commission, and for other purposes.

At 1:38 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bills:

H.R. 2832. An act to extend the Generalized System of Preferences, and for other purposes.

H.R. 2944. An act to provide for the continued performance of the functions of the United States Parole Commission, and for other purposes.

H.R. 3078. An act to implement the United States-Colombia Trade Promotion Agreement.

H.R. 3079. An act to implement the United States-Panama Trade Promotion Agreement.

H.R. 3080. An act to implement the United States-Korea Free Trade Agreement.

ENROLLED BILLS SIGNED

The enrolled bills were subsequently signed by the PRESIDENT pro tempore.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2433. An act to amend title 38, United States Code, to make certain improvements in the laws relating to the employment and training of veterans, and for other purposes; to the Committee on Veterans' Affairs.

EXECUTIVE SESSION

The hour of 12 noon having passed, Pursuant to the order of Monday, September 26, 2011, as modified,

The Senate proceeded to executive session (involving two rollcall votes); during which the following occurred:

AUTHORITY FOR APPOINTMENT OF COMMITTEE OF ESCORT

By unanimous consent, on the request of Mr. LEAHY,

As in legislative session,

Ordered, That the President of the Senate be authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort His Excellency Lee Myung-bak, President of the Republic of Korea, into the Chamber of the House of Representatives for a joint meeting at 4 p.m. on today.

LEGISLATIVE SESSION

Pursuant to the order of Monday, September 26, 2011, as modified,

The Senate resumed its legislative session.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. KERRY,

The Senate proceeded to executive session and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. KERRY,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. KERRY,

As in executive session,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to executive session to consider the nomination of Heather A. Higginbottom, of the District of Columbia, to be Deputy Director of the Office of Management and Budget; that there be four hours, equally divided and controlled in the usual form for debate thereon; that, upon conclusion of debate, the Senate then vote on confirmation of the nomination; that a motion to reconsider be considered made and laid on the table; that no motion be in order to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

RECESS

By unanimous consent, on the request of Mr. REID,

At 3:43 p.m.,

The Senate recessed, subject to the call of the chair.

AT 5:03 P.M.

The PRESIDING OFFICER (Mr. FRANKEN in the chair) called the Senate to order.

ORDER FOR CONSIDERATION OF BILL H.R. 2112

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 4 p.m. on Monday, October 17, 2011, the Senate proceed to consider the bill (H.R. 2112) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes;

that the reported amendment (in the nature of a substitute) be withdrawn; that the chairman of the Committee on Appropriations, or his designee, be recognized to propose amendment No. 738; that the text of the withdrawn reported amendment (in the nature of a substitute) being considered Division A, the text of bill S. 1572 being considered Division B, and the text of bill S. 1596 being considered Division C; that bill H.R. 2596, as reported by the House Committee on Appropriations, and Division C of amendment No. 738 be deemed House-passed text in the bill H.R. 2112 for purposes of rule XVI of the Standing Rules of the Senate; and that, for purposes of paragraph 1 of rule XVI of the Standing Rules of the Senate, amendment No. 738 be considered a reported amendment.

DIRECTING THE SECRETARY OF THE SENATE TO CORRECT THE ENROLLMENT OF BILL S. 1280

On the request of Mr. REID,

The PRESIDING OFFICER (Mrs. McCASKILL in the chair) laid before the Senate the concurrent resolution (S. Con. Res. 31) directing the Secretary of the Senate to make a correction in the enrollment of S. 1280, submitted today by Mr. ISAKSON, and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CELEBRATING THE 10-YEAR COMMEMORATION OF THE UNDERGROUND RAILROAD MEMORIAL

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 293) celebrating the 10-year commemoration of the Underground Railroad Memorial, comprised of the Gateway to Freedom Monument in Detroit, Michigan, and the Tower of Freedom Monument in Windsor, Ontario, Canada, submitted today by Mr. LEVIN (for himself, Ms. STABENOW, Mr. SHERROD BROWN, Mr. CASEY, and Mr. KERRY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 5:15 p.m. on Monday next, the Senate proceed to executive session to consider the nomination of Cathy Bissoon, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania; that there be 15 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, without intervening action or debate; that a motion to reconsider be considered made and laid on the table, with no intervening action or debate; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, OCTOBER 17, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, October 17, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4 p.m., with Senators permitted to speak for 10 minutes each therein; and that, at 4 p.m., the Senate proceed to consider bill H.R. 2112, as pursuant to the order of today.

Ordered further, That, at 5:15 p.m. on Monday next, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:24 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, October 17, 2011.

MONDAY, OCTOBER 17, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2

p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, October 17, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Thursday, October 13, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, October 13, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, October 13, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

H.R. 368. A bill to amend title 28, United States Code, to clarify and improve certain provisions relating to the removal of litigation against Federal officers or agencies to Federal courts, and for other purposes.

By Mr. LEAHY, from the Committee on the Judiciary, with amendments:

H.R. 394. A bill to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

H.R. 2633. A bill to amend title 28, United States Code, to clarify the time limits for appeals in civil cases to which United States officers or employees are parties.

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, with amendments:

S. 473. A bill to extend the chemical facility security program of the Department of Homeland Security, and for other purposes.

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment:

S. 1014. A bill to provide for additional Federal district judgeships.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 1636. A bill to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes.

S. 1637. A bill to clarify appeal time limits in civil actions to which United States officers or employees are parties.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. GILLIBRAND:

S. 1714. A bill to extend the milk income loss contract program, to require the Secretary of Agriculture to conduct hearings to assess the implications of transitioning Federal milk marketing orders from end-product pricing to a competitive pay pricing system, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. GILLIBRAND:

S. 1715. A bill to replace current dairy product price support and milk income loss contract programs with a program to protect dairy producer income when the difference between milk prices and feed costs is less than a specified amount, to establish a dairy market stabilization program, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. SANDERS:

S. 1716. A bill to amend the Elementary and Secondary Education Act of 1965 to improve teacher quality and increase access to effective teachers; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BEGICH (for himself and Ms. MURKOWSKI):

S. 1717. A bill to prevent the escapement of genetically altered salmon in the United States, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. WYDEN (for himself, Mr. PORTMAN, Mr. NELSON of Nebraska, and Mr. BURR):

S. 1718. A bill to amend title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims; to the Committee on Finance.

By Mrs. FEINSTEIN:

S. 1719. A bill to clarify that schools and local educational agencies participating in the school lunch program under the Richard B. Russell National School Lunch Act are authorized to donate excess food to local food banks or charitable organizations; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. MCCAIN (for himself, Mr. PAUL, Mr. PORTMAN, Mr. MCCONNELL, Mr. CHAMBLISS, Mr. COATS, Mr. COCHRAN, Mr. CRAPO, Mr. DEMINT, Mr. GRASSLEY, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. KIRK, Mr. LEE, Mr. LUGAR, Mr. ROBERTS, Mr. RUBIO, Mr. TOOMEY, Mr. WICKER, Mr. SHELBY, Mr. THUNE, Mr. GRAHAM, Mr. VITTER, Mr. ENZI, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, and Mr. SESSIONS):

S. 1720. A bill to provide American jobs through economic growth; read the first time.

By Mr. SCHUMER (for himself, Mr. LEAHY, Mrs. GILLIBRAND, Mr. MENENDEZ, Mr. FRANKEN, and Ms. KLOBUCHAR):

S. 1721. A bill to amend section 402 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to extend the eligibility period for supplemental security income benefits for refugees, asylees, and certain other humanitarian immigrants, and for other purposes; considered and passed.

By Mrs. BOXER:

S. 1722. A bill to improve early education, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MENENDEZ (for himself, Ms. STABENOW, Mr. CASEY, Mr. REID, and Mr. HARKIN):

S. 1723. A bill to provide for teacher and first responder stabilization; read the first time.

By Ms. MURKOWSKI:

S. 1724. A bill to amend the Elementary and Secondary Education Act of 1965 regarding highly qualified teachers, growth models, adequate yearly progress, Native American language programs, and parental involvement, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. MURKOWSKI:

S. 1725. A bill to amend the Elementary and Secondary Education Act of 1965 regarding the accountability system for elementary and secondary schools, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MCCONNELL:

S. 1726. A bill to repeal the imposition of withholding on certain payments made to vendors by government entities; read the first time.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. COONS (for himself, Mr. CARPER, Ms. MIKULSKI, and Mr. CARDIN):

S. Res. 294. A resolution commemorating the 182nd anniversary of the opening of the Chesapeake and Delaware Canal; considered and agreed to.

By Mr. HOEVEN (for himself, Mr. CONRAD, Mr. ROBERTS, Mr. SESSIONS, Mr. ISAKSON, Mr. BLUNT, and Mr. BOOZMAN):

S. Res. 295. A resolution designating October 26, 2011, as "Day of the Deployed"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 165

At the request of Mr. VITTER, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 165, a bill to amend the Public Health Services Act to prohibit certain abortion-related discrimination in governmental activities.

S. 230

At the request of Mr. BEGICH, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 230, a bill to amend the Federal Food, Drug, and Cosmetic Act to prevent the approval of genetically-engineered fish.

S. 306

At the request of Mr. WEBB, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 504

At the request of Mr. DEMINT, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 556

At the request of Mrs. HUTCHISON, the names of the Senator from Kansas [Mr. MORAN] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 556,

a bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes.

S. 678

At the request of Mr. KOHL, the names of the Senator from South Carolina [Mr. GRAHAM] and the Senator from Arizona [Mr. KYL] were added as cosponsors of S. 678, a bill to increase the penalties for economic espionage.

S. 738

At the request of Ms. STABENOW, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 810

At the request of Ms. CANTWELL, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 810, a bill to prohibit the conducting of invasive research on great apes, and for other purposes.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 1002

At the request of Mr. KYL, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1131

At the request of Mrs. HAGAN, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1131, a bill to authorize the Secretary of Health and Human Services, acting through the Director of the Centers for Disease Control and Prevention, to establish and implement a birth defects prevention, risk reduction, and public awareness program.

S. 1154

At the request of Mr. BAUCUS, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 1154, a bill to require transparency for Executive departments in meeting the Government-wide goals for contracting with small business concerns owned and controlled by service-disabled veterans, and for other purposes.

S. 1265

At the request of Mr. BINGAMAN, the names of the Senator from Minnesota [Mr. FRANKEN], the Senator from North Carolina [Mr. BURR] and the Senator from New Hampshire [Mrs. SHAHEEN] were added as

cosponsors of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1301

At the request of Mr. LEAHY, the names of the Senator from Ohio [Mr. PORTMAN], the Senator from Minnesota [Mr. FRANKEN] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 1301, a bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1316

At the request of Mr. ENZI, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1316, a bill to prevent a fiscal crisis by enacting legislation to balance the Federal budget through reductions of discretionary and mandatory spending.

S. 1335

At the request of Mr. INHOFE, the names of the Senator from Mississippi [Mr. COCHRAN], the Senator from Tennessee [Mr. CORKER], the Senator from South Carolina [Mr. GRAHAM], the Senator from Iowa [Mr. GRASSLEY], the Senator from Illinois [Mr. KIRK] and the Senator from Alabama [Mr. SHELBY] were added as cosponsors of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1451

At the request of Mr. VITTER, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 1451, a bill to prohibit the sale of billfish.

S. 1467

At the request of Mr. BLUNT, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1493

At the request of Ms. MIKULSKI, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1493, a bill to provide compensation to relatives of Foreign Service members killed in the line of duty and the relatives of United States citizens who were killed as a result of the bombing of the United States Embassy in Kenya on August 7, 1998, and for other purposes.

S. 1507

At the request of Mr. HATCH, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 1507, a bill to provide protections from workers with respect to their right to select or refrain from

selecting representation by a labor organization.

S. 1523

At the request of Mr. GRAHAM, the names of the Senator from Texas [Mr. CORNYN], the Senator from Nevada [Mr. HELLER], the Senator from Alabama [Mr. SESSIONS] and the Senator from Pennsylvania [Mr. TOOMEY] were added as cosponsors of S. 1523, a bill to prohibit the National Labor Relations Board from ordering any employers to close, relocate, or transfer employment under any circumstance.

S. 1541

At the request of Mr. BENNET, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from Iowa [Mr. HARKIN] were added as cosponsors of S. 1541, a bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1651

At the request of Mr. SESSIONS, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1679

At the request of Mr. THUNE, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1679, a bill to ensure effective control over the Congressional budget process.

S. 1690

At the request of Mr. MCCAIN, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1690, a bill to preserve the multiple use land management policy in the State of Arizona, and for other purposes.

S. 1707

At the request of Mr. BURR, the names of the Senator from Oklahoma [Mr. INHOFE] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of S. 1707, a bill to amend title 38, United States Code, to clarify the conditions under which certain persons may be treated as adjudicated mentally incompetent for certain purposes.

SENATE JOINT RESOLUTION 19

At the request of Mr. HATCH, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of Senate Joint Resolution 19, a joint resolution proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in

which it requests the concurrence of the Senate:

H.R. 358. An act to amend the Patient Protection and Affordable Care Act to modify special rules relating to coverage of abortion services under such Act.

H.R. 2250. An act to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

H.R. 2273. An act to amend subtitle D of the Solid Waste Disposal Act to facilitate recovery and beneficial use, and provide for the proper management and disposal, of materials generated by the combustion of coal and other fossil fuels.

The message also announced that pursuant to 22 U.S.C. 6913 and the order of the House of January 5, 2011, the SPEAKER appoints the following Member of the House of Representatives to the Congressional-Executive Commission on the People's Republic of China: Mr. WALZ of Minnesota.

The message further that pursuant to 16 U.S.C. 431 note and the order of the House of January 5, 2011, the SPEAKER appoints the following Member of the House of Representatives to the Dwight D. Eisenhower Memorial Commission: Mr. BISHOP of Georgia.

The message also announced that pursuant to section 1002 of the Intelligence Authorization Act for Fiscal Year 2003 (Public Law 107-306) as amended by section 701(a)(3) of the Intelligence Authorization Act for Fiscal Year 2010, the Minority Leader appoints the following individuals to the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community: Honorable RUSH D. HOLT of New Jersey and Ms. Samantha Ravich of Clark, New Jersey.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 358. An act to amend the Patient Protection and Affordable Care Act to modify special rules relating to coverage of abortion services under such Act; to the Committee on Finance.

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT

Pursuant to the order of Thursday, October 13, 2011, as modified,

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate the bill (H.R. 2112) making appropriations for

Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on agreeing to the reported amendment (in the nature of a substitute).

Pursuant to the order of Thursday, October 13, 2011,

The reported amendment (in the nature of a substitute) was withdrawn.

The question being on passage of the bill.

Pursuant to the order of Thursday, October 13, 2011,

On motion by Mr. REID (for Mr. INOUE) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 738, in the nature of a substitute).

On motion by Mr. REID (for Mr. WEBB) to amend the pending amendment (in the nature of a substitute), at the appropriate place, by inserting certain words (being amendment No. 750).

Pending debate,

The pending amendment was laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute) to the bill.

On motion by Mr. KOHL to amend the pending amendment (in the nature of a substitute) in title VII of division A, at the end thereof, by adding certain words (being amendment No. 755).

Pending debate,

EXECUTIVE SESSION

The hour of 5:15 p.m. having arrived,

Pursuant to the order of Thursday, October 13, 2011,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall Vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, October 13, 2011,

The Senate resumed its legislative session.

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT
The Senate resumed consideration of bill H.R. 2112.

The question being on agreeing to amendment No. 755 to amendment No. 738 (in the nature of a substitute) to the bill.

The pending amendments were laid aside, by unanimous consent,

The question being on agreeing to amendment No. 738 (in the nature of a substitute) to the bill.

On motion by Mr. CORNYN to amend the pending amendment (in the nature of a substitute) in section 217 of title II, division B, at the end thereof, by adding certain words (being amendment No. 775).

Pending debate,

The pending amendments were laid aside, by unanimous consent,

The question being on agreeing to amendment No. 738 (in the nature of a substitute) to the bill.

On motion by Mr. DURBIN (for Mrs. MURRAY) to amend the pending amendment (in the nature of a substitute) by striking section 128 of division C (being amendment No. 772).

Pending debate,

SSI EXTENSION FOR ELDERLY AND DISABLED REFUGEES ACT

On the request of Mr. SCHUMER,

The PRESIDING OFFICER laid before the Senate the bill (S. 1721) to amend section 402 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to extend the eligibility period for supplemental security income benefits for refugees, asylees, and certain other humanitarian immigrants, and for other purposes, introduced on today by Mr. SCHUMER (for himself, Mr. LEAHY, Mrs. GILLIBRAND, Mr. MENENDEZ, Mr. FRANKEN, and Ms. KLOBUCHAR), and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

The PAYGO statement of the Chairman of the Committee on the Budget was read.

The question being on passage of the bill.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

PIPELINE TRANSPORTATION SAFETY IMPROVEMENT ACT OF 2011

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 275) to amend title 49, United States Code, to provide for enhanced safety and environmental protection in pipeline transportation, to provide for enhanced reliability in the transportation of the Nation's energy products by pipeline, and for other purposes.

The question being on agreeing to the reported amendment (in the nature of a substitute).

On motion by Mr. REID (for Mr. ROCKEFELLER) to amend the pending reported amendment (in the nature of a substitute) on page 64, after line 18, by adding certain words (being amendment No. 783).

The amendment was agreed to.

The question being on agreeing to the reported amendment (in the nature of a substitute), as amended, to the bill.

On motion by Mr. REID (for Mr. PAUL) to further amend the pending reported amendment (in the nature of a substitute) on page 56, striking all beginning on line 12 through line 18 on page 64, and inserting in lieu thereof other words (being amendment No. 784).

The amendment was agreed to.

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

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMEMORATING THE 182ND ANNIVERSARY OF THE CHESAPEAKE AND DELAWARE CANAL

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the resolution (S. Res. 294) commemorating the 182nd anniversary of the opening of the Chesapeake and Delaware Canal, submitted today by Mr. COONS (for himself, Mr. CARPER, Ms. MIKULSKI, and Mr. CARDIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING A "DAY OF THE DEPLOYED"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 295) designating October 26, 2011, as "Day of the Deployed", submitted today by Mr. HOEVEN (for himself, Mr. CONRAD, Mr. ROBERTS, Mr. SESSIONS, Mr. ISAKSON, Mr. BLUNT, and Mr. BOOZMAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2250) to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2273) to amend subtitle D of the Solid Waste Disposal Act to facilitate recovery and beneficial use, and provide for the proper management and disposal, of materials generated by the combustion of coal and other fossil fuels, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1720) to provide American jobs through economic growth, introduced today by Mr. MCCAIN (for himself, Mr. PAUL, Mr. PORTMAN, Mr. MCCONNELL, Mr. CHAMBLISS, Mr. COATS, Mr. COCHRAN, Mr. CRAPO, Mr. DEMINT, Mr. GRASSLEY, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNES, Mr. RON JOHNSON, Mr. KIRK, Mr. LEE, Mr. LUGAR, Mr. ROBERTS, Mr. RUBIO, Mr. TOOMEY, Mr. WICKER, Mr. SHELBY, Mr. THUNE, Mr. GRAHAM, Mr. VITTER, Mr. ENZI,

Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, and Mr. SESSIONS), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1723) to provide for teacher and first responder stabilization, introduced today by Mr. MENENDEZ (for himself, Ms. STABENOW, Mr. CASEY, Mr. REID, and Mr. HARKIN), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill H.R. 2112.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1726) to repeal the

imposition of withholding on certain payments made to vendors by government entities, introduced today by Mr. McCONNELL, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:22 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, OCTOBER 18, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, October 18, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2250) to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2273) to amend subtitle D of the Solid Waste Disposal Act to facilitate recovery and beneficial use, and provide for the proper management and disposal of materials generated by the combustion of coal and other fossil fuels, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1720) to provide American jobs through economic growth, introduced on yesterday by Mr. MCCAIN (for himself, Mr. PAUL, Mr. PORTMAN, Mr. McCONNELL, Mr. CHAMBLISS, Mr. COATS, Mr. COCHRAN, Mr. CRAPO, Mr. DeMINT, Mr. GRASSLEY, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr.

JOHANNES, Mr. RON JOHNSON, Mr. KIRK, Mr. LEE, Mr. LUGAR, Mr. ROBERTS, Mr. RUBIO, Mr. TOOMEY, Mr. WICKER, Mr. SHELBY, Mr. THUNE, Mr. GRAHAM, Mr. VITTER, Mr. ENZI, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. SESSIONS, Mr. BURR, and Mr. MORAN), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1723) to provide for teacher and first responder stabilization, introduced on yesterday by Mr. MENENDEZ (for himself, Ms. STABENOW, Mr. CASEY, Mr. REID, Mr. HARKIN, Mr. BLUMENTHAL, Mrs. FEINSTEIN, and Mr. LEAHY), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1726) to repeal the imposition of withholding on certain payments made to vendors by government entities, introduced on yesterday by Mr. McCONNELL, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3589. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Tomatoes With Stems From the Republic of Korea Into the United States" ((RIN0579-AD33)(Docket No. APHIS-2010-0020)) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3590. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3591. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Adoption of Control Techniques Guidelines for Plastic Parts and Business Machines Coatings" (FRL No. 9479-6) received in the Office of the President of the Senate on October 11, 2011; to the Committee on Environment and Public Works.

EC-3592. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Adoption of Control Techniques Guidelines for Drum and Pail Coatings" (FRL No. 9479-4) received in the Office of the President of the Senate on October 11, 2011; to the Committee on Environment and Public Works.

EC-3593. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Transportation Conformity Rule: MOVES Regional" (FRL No. 9478-1) received in the Office of the President of the Senate on October 11, 2011; to the Committee on Environment and Public Works.

EC-3594. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of

Air Quality Implementation Plans; Indiana; Miscellaneous Metal Plastic Parts Surface Coating Rules" (FRL No. 9478-4) received in the Office of the President of the Senate on October 11, 2011; to the Committee on Environment and Public Works.

EC-3595. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Ohio and Indiana; Redesignation of the Ohio and Indiana Portions Cincinnati-Hamilton Area to Attainment of the 1997 Annual Standard for Fine Particulate Matter" (FRL No. 9480-6) received during adjournment of the Senate in the Office of the President of the Senate on October 14, 2011; to the Committee on Environment and Public Works.

EC-3596. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Adhesives and Sealants Rule" (FRL No. 9480-5) received during adjournment of the Senate in the Office of the President of the Senate on October 14, 2011; to the Committee on Environment and Public Works.

EC-3597. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Transportation Conformity Regulations" (FRL No. 9480-8) received during adjournment of the Senate in the Office of the President of the Senate on October 14, 2011; to the Committee on Environment and Public Works.

EC-3598. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Special Rules Governing Certain Information Obtained Under the Clean Air Act: Technical Correction" (FRL No. 9479-8) received during adjournment of the Senate in the Office of the President of the Senate on October 14, 2011; to the Committee on Environment and Public Works.

EC-3599. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; South Carolina; Update to Materials Incorporated by Reference; Correction" (FRL No. 9480-3) received during adjournment of the Senate in the Office of the President of the Senate on

October 14, 2011; to the Committee on Environment and Public Works.

EC-3600. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Keller v. Commissioner, T.C. Memo 2006-131" (AOD-2011-44) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Finance.

EC-3601. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2011 Prevailing State Assumed Interest Rates" (Rev. Rul. 2011-23) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Finance.

EC-3602. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-155 "Unemployment Compensation Funds Appropriation Authorization Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3603. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-156 "Saving D.C. Homes from Foreclosure Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3604. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to Belgium, France, Germany, Spain, Turkey and the United Kingdom for A400M Aircraft Oxygen Systems in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3605. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Groundfish Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Halibut Fisheries; CDQ Program; Bering Sea and Aleutian Islands King and Tanner Crab Fisheries; Recordkeeping and Reporting" (RIN0648-AX97) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3606. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a

rule entitled "Safety Zone; Head of the Cuyahoga, Cuyahoga River, Cleveland, OH" ((RIN1625-AA00)(Docket No. USCG-2011-0825)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3607. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; TriRock Triathlon, San Diego Bay, San Diego, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0789)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3608. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Giannangeli Wedding Fireworks, Lake St. Clair, Harrison Township, MI" ((RIN1625-AA00)(Docket No. USCG-2011-0721)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3609. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Corporate Party on Hornblower Yacht, San Francisco, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0690)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3610. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; August and September Fireworks and Swimming Events in Captain of the Port Boston Zone" ((RIN1625-AA00)(Docket No. USCG-2011-0671)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3611. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Myrtle Beach Triathlon, Atlantic Intracoastal Waterway, Myrtle Beach, SC" ((RIN1625-AA00)(Docket No. USCG-2011-0001)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3612. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Revolution 3 Triathlon, Sandusky Bay, Lake Erie, Cedar

Point, OH" ((RIN1625-AA00)(Docket No. USCG-2011-0775)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3613. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Fireworks Displays and Surfing Events in Captain of the Port Long Island Sound Zone" ((RIN1625-AA00)(Docket No. USCG-2011-0786)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3614. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Ryder Cup Captain's Duel Golf Shot, Chicago River, Chicago, IL" ((RIN1625-AA00)(Docket No. USCG-2011-0847)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3615. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; M/V DAVY CROCKETT, Columbia River" ((RIN1625-AA00)(Docket No. USCG-2010-0939)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3616. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; East Coast Drag Boat Bucksport Blowout Boat Race, Waccamaw River, Bucksport, SC" ((RIN1625-AA00)(Docket No. USCG-2011-0672)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3617. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Thunder on the Gulf, Gulf of Mexico, Orange Beach, AL" ((RIN1625-AA00)(Docket No. USCG-2011-0734)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3618. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Temporary Change of Dates

for Recurring Marine Events in the Fifth Coast Guard District, John H. Kerr Reservoir, Clarksville, VA" ((RIN1625-AA08)(Docket No. USCG-2011-0545)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3619. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Chesapeake Bay Workboat Race; Back River, Messick Point, Poquoson, Virginia" ((RIN1625-AA08)(Docket No. USCG-2011-0741)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3620. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Temporary Change of Dates for Recurring Marine Events in the Fifth Coast Guard District; Wrightsville Channel; Wrightsville Beach, NC" ((RIN1625-AA08)(Docket No. USCG-2011-0629)) received in the Office of the President of the Senate on October 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3621. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0917)) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3622. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 and ERJ 190 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-1310)) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3623. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0471)) received in the Office of the President of the Senate on

October 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3624. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 190 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0216)) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3625. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model MD-90-30 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0218)) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3626. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (31); Amdt. No. 3445" (RIN2120-AA65) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3627. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (75); Amdt. No. 3444" (RIN2120-AA65) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3628. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 767 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0957)) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3629. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Lycoming Engines Model IO-720-A1B Reciprocating Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0604)) received in the Office of the President of the Senate on October 12, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-3630. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; WYTWORKIA SPRZETU KOMUNIKACYJNEGO (WSK) "PZL-RZESZOW"-SPOLKA AKCYJNA (SA) PZL-10W Turboshift Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0760)) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3631. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Restrictions on Operators Employing Former Flight Standards Service Aviation Safety Inspectors; Correction" (RIN2120-AJ36) received in the Office of the President of the Senate on October 12, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. HELLER (for himself, Mr. BOOZMAN, Mr. BLUNT, and Mrs. MCCASKILL):

S. 1727. A bill to direct the Secretary of the Army and the Secretary of the Navy to conduct a review of military service records of Jewish American veterans of World War I, including those previously awarded a military decoration, to determine whether any of the veterans should be posthumously awarded the Medal of Honor, and for other purposes; to the Committee on Armed Services.

By Mr. BROWN of Massachusetts:

S. 1728. A bill to amend title 18, United States Code, to establish a criminal offense relating to fraudulent claims about military service; to the Committee on the Judiciary.

By Mr. BLUNT (for himself, Mr. CRAPO, Mr. MORAN, Mr. ISAKSON, Mr. LUGAR, Mr. CHAMBLISS, and Mr. RISCH):

S. 1729. A bill to amend the Comprehensive Environmental Response Compensation and Liability Act of 1980 to clarify that manure is not considered a hazardous substance, pollutant, or contaminant under that Act; to the Committee on Environment and Public Works.

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 1730. A bill to permit Mexican nationals who legally enter the United States with a valid border Crossing Card through specific

ports of entry in New Mexico to remain in southern New Mexico for up to 30 days; to the Committee on the Judiciary.

By Mr. GRASSLEY (for himself and Mrs. FEINSTEIN):

S. 1731. A bill to improve the prohibitions on money laundering, and for other purposes; to the Committee on the Judiciary.

By Mr. AKAKA:

S. 1732. A bill to amend section 552a of title 5, United States Code, (commonly referred to as the Privacy Act), the E-Government Act of 2002 (Public Law 107-347), and chapters 35 and 36 of title 44, United States Code, and other provisions of law to modernize and improve Federal privacy laws; to the Committee on Homeland Security and Governmental Affairs.

By Mr. TESTER (for himself and Mrs. HUTCHISON):

S. 1733. A bill to establish the Commission on the Review of the Overseas Military Facility Structure of the United States; to the Committee on Armed Services.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. AKAKA (for himself, Mr. LIEBERMAN, Mr. LEVIN, and Mr. CARPER):

S. Res. 296. A resolution commemorating the 50th anniversary of the Combined Federal Campaign; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MENENDEZ (for himself and Mr. PORTMAN):

S. Res. 297. A resolution congratulating the Corporation for Supportive Housing on the 20th anniversary of its founding; to the Committee on the Judiciary.

By Mr. CASEY (for himself, Mr. ROBERTS, Mr. SANDERS, Mr. LEVIN, Mr. AKAKA, and Mr. BROWN of Ohio):

S. Res. 298. A resolution expressing support for the designation of October 20, 2011, as the "National Day on Writing"; considered and agreed to.

By Mr. BINGAMAN:

S. Con. Res. 32. A concurrent resolution to authorize the Clerk of the House of Representatives to make technical corrections in the enrollment of H.R. 470, an Act to further allocate and expand the availability of hydroelectric power generated at Hoover Dam, and for other purposes; considered and agreed to.

ADDITIONAL COSPONSORS

S. 25

At the request of Mrs. SHAHEEN, the name of the Senator from Ohio [Mr. PORTMAN]

was added as a cosponsor of S. 25, a bill to phase out the Federal sugar program, and for other purposes.

S. 164

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 296

At the request of Ms. KLOBUCHAR, the names of the Senator from Nevada [Mr. REID] and the Senator from Louisiana [Ms. LANDRIEU] were added as cosponsors of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 390

At the request of Mr. WEBB, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 390, a bill to ensure that the right of an individual to display the Service Flag on residential property not be abridged.

S. 424

At the request of Mr. SCHUMER, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 424, a bill to amend title XVIII of the Social Security Act to preserve access to ambulance services under the Medicare program.

S. 504

At the request of Mr. DEMINT, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 504, a bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities.

S. 506

At the request of Mr. CASEY, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 652

At the request of Mr. KERRY, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 652, a bill to facilitate efficient investments and financing of infrastructure projects and new job creation through the establishment of an American Infrastructure Financing Authority, to provide for an extension of the exemption from the alternative minimum tax treatment for certain tax-exempt bonds, and for other purposes.

S. 939

At the request of Mr. MENENDEZ, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of

S. 939, a bill to amend the Internal Revenue Code of 1986 to provide that the volume cap for private activity bonds shall not apply to bonds for facilities for the furnishing of water and sewage facilities.

S. 1133

At the request of Mr. WYDEN, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1133, a bill to prevent the evasion of antidumping and countervailing duty orders, and for other purposes.

S. 1203

At the request of Ms. SNOWE, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1203, a bill to amend title XVIII of the Social Security Act to provide for the coverage of home infusion therapy under the Medicare Program.

S. 1212

At the request of Mr. WYDEN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 1212, a bill to amend title 18, United States Code, to specify the circumstances in which a person may acquire geolocation information and for other purposes.

S. 1217

At the request of Ms. SNOWE, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1217, a bill to amend title XVIII of the Social Security Act to provide coverage for custom fabricated breast prostheses following a mastectomy.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1299

At the request of Mr. MORAN, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1350

At the request of Mr. COONS, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1350, a bill to expand the research, prevention, and awareness activities of the Centers for

Disease Control and Prevention and the National Institutes of Health with respect to pulmonary fibrosis, and for other purposes.

S. 1385

At the request of Mr. VITTER, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1385, a bill to terminate the \$1 presidential coin program.

S. 1392

At the request of Ms. COLLINS, the names of the Senator from Texas [Mrs. HUTCHISON] and the Senator from Wyoming [Mr. BARRASSO] were added as cosponsors of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1407

At the request of Ms. SNOWE, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 1407, a bill to amend title XVIII of the Social Security Act to establish accreditation requirements for suppliers and providers of air ambulance services, and for other purposes.

S. 1427

At the request of Mr. LUGAR, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1427, a bill to amend the Food, Conservation, and Energy Act of 2008 to authorize producers on a farm to produce fruits and vegetables for processing on the base acres of the farm.

S. 1440

At the request of Mr. ALEXANDER, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Maryland [Ms. MIKULSKI] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1539

At the request of Mr. CORNYN, the name of the Senator from North Dakota [Mr. HOEVEN] was added as a cosponsor of S. 1539, a bill to provide Taiwan with critically needed United States-built multirole fighter aircraft to strengthen its self-defense capability against the increasing military threat from China.

S. 1568

At the request of Mr. ALEXANDER, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1568, a bill to amend section 9401 of the Elementary and Secondary Education Act of

1965 with regard to waivers of statutory and regulatory requirements.

S. 1578

At the request of Mr. TOOMEY, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1578, a bill to amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

S. 1593

At the request of Mrs. GILLIBRAND, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1593, a bill to amend the Food and Nutrition Act of 2008 to require State electronic benefit transfer contracts to treat wireless program retail food stores in the same manner as wired program retail food stores.

S. 1615

At the request of Mr. THUNE, his name was added as a cosponsor of S. 1615, a bill to require enhanced economic analysis and justification of regulations proposed by certain Federal banking, housing, securities, and commodity regulators, and for other purposes.

S. 1616

At the request of Mr. MENENDEZ, the names of the Senator from Idaho [Mr. CRAPO] and the Senator from Colorado [Mr. BENNET] were added as cosponsors of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1666

At the request of Mr. THUNE, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1666, a bill to prohibit the implementation of certain rules of the National Labor Relations Board relating to the posting of notices on unionization.

S. 1676

At the request of Mr. THUNE, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1676, a bill to amend the Internal Revenue Code of 1986 to provide for taxpayers making donations with their returns of income tax to the Federal Government to pay down the public debt.

S. 1680

At the request of Mr. CONRAD, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

S. 1707

At the request of Mr. BURR, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 1707, a bill to amend title 38, United States Code, to clarify the conditions under which certain persons

may be treated as adjudicated mentally incompetent for certain purposes.

S. 1720

At the request of Mr. MCCAIN, the names of the Senator from North Carolina [Mr. BURR] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 1720, a bill to provide American jobs through economic growth.

S. 1723

At the request of Mr. MENENDEZ, the names of the Senator from Vermont [Mr. LEAHY] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 1723, a bill to provide for teacher and first responder stabilization.

At the request of Mrs. FEINSTEIN, her name was added as a cosponsor of S. 1723, *supra*.

SENATE JOINT RESOLUTION 28

At the request of Mr. WYDEN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of Senate Joint Resolution 28, a joint resolution limiting the issuance of a letter of offer with respect to a certain proposed sale of defense articles and defense services to the Kingdom of Bahrain.

SENATE RESOLUTION 291

At the request of Mr. MENENDEZ, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of Senate Resolution 291, a resolution recognizing the religious and historical significance of the festival of Diwali.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on October 18, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on October 18, 2011, at 10 a.m., in Dirksen 406 to conduct a hearing entitled, "A Review of the 2011 Floods and the Condition of the Nation's Flood Control Systems."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on October 18, 2011, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Tax Reform Options: Incentives for Charitable Giving."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "The Recession and Older Americans: Where Do We Go from Here" on October 18, 2011, at 10 a.m., in room 430 of the Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on October 18, 2011, at 10 a.m., to conduct a hearing entitled "Ten Years After 9/11 and the Anthrax Attacks: Protecting Against Biological Threats."

COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

The Committee on Small Business and Entrepreneurship be authorized to meet during the session of the Senate on October 18, 2011, at 10 a.m., to conduct a hearing entitled "The Small Business Jobs Act of 2010, One Year Later."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on October 18, 2011, at 2:30 p.m.

SUBCOMMITTEE ON SURFACE TRANSPORTATION AND MERCHANT MARINE INFRASTRUCTURE, SAFETY, AND SECURITY

The Subcommittee on Surface Transportation and Merchant Marine Infrastructure, Safety, and Security of the Committee on Commerce, Science and Transportation be authorized to meet during the session of the Senate on October 18, 2011, at 2:30 p.m., in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "Pipeline Safety since San Bruno and Other Recent Incidents."

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mr. TESTER in the chair) laid before the Senate its pending business, viz, the bill (H.R. 2112) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 772, proposed by Mr. DURBIN (for Mrs. MURRAY), to amendment No. 738 (in the nature of a substitute),

proposed by Mr. REID (for Mr. INOUE), to the bill.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute) to the bill.

On motion by Mr. MCCAIN, by unanimous consent, to amend the pending amendment (in the nature of a substitute) on various pages and lines, by striking certain words and inserting other words (being amendments considered en bloc and designated numbers 739 through 741).

The question being on agreeing to amendment No. 741 to amendment No. 738 (in the nature of a substitute) to the bill.

Pending debate,

Mr. REID called for the regular order with respect to amendment No. 750.

Whereupon,

The question being on agreeing to amendment No. 750, proposed by Mr. REID (for Mr. WEBB), to amendment No. 738 (in the nature of a substitute) to the bill.

Mr. REID modified the pending amendment.

The question then being on agreeing to amendment No. 750, as modified, to amendment No. 738 (in the nature of a substitute) to the bill.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That amendment No. 775 be the pending question.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 775, proposed by Mr. CORNYN, to amendment No. 738 (in the nature of a substitute) to the bill.

RECESS

Pursuant to the order of yesterday, as modified,

At 12:27 p.m.,

The PRESIDING OFFICER declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER called the Senate to order.

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT

The Senate resumed consideration of bill H.R. 2112.

The question being on agreeing to amendment No. 775 to amendment No. 738 (in the nature of a substitute) to the bill.

Pending debate,

By unanimous consent, on the request of Mr. KOHL,

Ordered, That amendment No. 775 be modified; that, at 4:35 p.m. on today, the Senate vote in relation to the following amendments: amendment No. 775, as modified; and amendment No. 740; that the time until 4:35 p.m. be equally divided and controlled for debate between the leaders, or their designees; that budget points of order be in order; that no other amendment or point of order be in order prior to the votes; and that there be two minutes, equally divided and controlled, for debate between the votes.

Ordered further, That, following the votes, the following Senators be recognized to propose the following amendments: Mr. VITTER, amendment No. 769; Ms. COLLINS, amendment No. 804; Mr. SANDERS, amendment No. 816; and Ms. LANDRIEU, amendment No. 781.

Pursuant to the foregoing order,

The question being on agreeing to amendment No. 775, as modified, to amendment No. 738 (in the nature of a substitute) to the bill.

On motion by Mr. KOHL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as modified.

The question being taken.

It was determined in the affirmative--- yeas... 99, nays... 0

[Rollcall Vote No. 167 Leg.]

YEAS --- 99

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment, as modified, was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 740 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Mr. MCCAIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on

the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 44, nays... 55

[Rollcall Vote No. 168 Leg.]

YEAS --- 44

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McCaskill, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 55

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

The question being on agreeing to amendment No. 750, as modified, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

By unanimous consent, on the request of Mr. KOHL,

Ordered, That, on today, the following be the only amendments in order to be proposed: amendment No. 769; amendment No. 804; amendment No. 816; amendment No. 781; and by Mr. COBURN, amendments Numbered 791 and 792.

The question being on agreeing to amendment No. 750, as modified, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Ms. COLLINS to further amend the pending amendment (in the nature of a substitute) in title VII of division A, at the end thereof, by adding certain words (being amendment No. 804).

After debate,

The amendment was agreed to.

On motion by Ms. COLLINS to reconsider the vote agreeing to the amendment.

On motion by Ms. COLLINS,

The motion to reconsider was laid on the table.

By unanimous consent, on the request of Ms. COLLINS,

Ordered, That the following be added as cosponsors of amendment No. 804: Mr.

MARK UDALL, Mr. CRAPO, Mr. RISCH, Ms. SNOWE, Ms. AYOTTE, Mr. JOHANNIS, Mr. BEN NELSON, Mr. HOEVEN, Ms. MURKOWSKI, Mr. RON JOHNSON, and Mr. KOHL.

The question recurring on agreeing to amendment No. 750, as modified, to amendment No. 738 (in the nature of a substitute), as modified, to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. SANDERS to further amend the pending amendment (in the nature of a substitute) on page 87, line 21, before the period, by inserting certain words (being amendment No. 816).

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Ms. LANDRIEU to further amend the pending amendment (in the nature of a substitute) on page 83, after line 20, by inserting certain words (being amendment No. 781).

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. VITTER to further amend the pending amendment (in the nature of a substitute) on page 83, after line 20, by inserting certain words (being amendment No. 769).

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. COBURN to further amend the pending amendment (in the nature of a substitute), at the appropriate place, by inserting certain words (being amendment No. 791).

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. COBURN to further amend the pending amendment (in the nature of a substitute), at the appropriate place, by inserting certain words (being amendment No. 792).

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That time from when the Senate resumes consideration of pending bill H.R. 2112 on tomorrow, until 12 noon, be equally divided and controlled for debate between Mr. MCCAIN and Mrs. BOXER, or their designees, on amendment No. 739; that, at 12 noon, the Senate vote in relation to the amendment; that budget points of order be in order; and that no other points of order or amendment be in order to the amendment prior to a vote.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

MT. ANDREA LAWRENCE DESIGNATION ACT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Energy and Natural Resources be discharged from the further consideration of the bill (S. 925) to designate Mt. Andrea Lawrence.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONSIDERATION OF CERTAIN BILLS ON CALENDAR EN BLOC

The Senate proceeded, by unanimous consent, to consider the following bills on the calendar, en bloc:

S. 270. A bill to direct the Secretary of the Interior to convey certain Federal land to Deschutes County, Oregon, with an amendment;

S. 292. A bill to resolve the claims of the Bering Straits Native Corporation and the State of Alaska to land adjacent to Salmon Lake in the State of Alaska and to provide for the conveyance to the Bering Straits Native Corporation of certain other public land in partial satisfaction of the land entitlement of the Corporation under the Alaska Native Claims Settlement Act, with an amendment;

S. 333. A bill to reinstate and extend the deadline for commencement of construction

of a hydroelectric project involving the Little Wood River Ranch, without amendment;

S. 334. A bill to reinstate and extend the deadline for commencement of construction of a hydroelectric project involving the American Falls Reservoir, without amendment;

S. 404. A bill to modify a land grant patent issued by the Secretary of the Interior, without amendment;

H.R. 470. A bill to further allocate and expand the availability of hydroelectric power generated at Hoover Dam, and for other purposes, without amendment;

H.R. 489. A bill to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and for other purposes, without amendment;

H.R. 765. A bill to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other purposes, without amendment.

The reported amendments were agreed to, en bloc.

The bills, as thus amended were read the third time, en bloc.

Resolved, That the bills, as amended, en bloc, do pass.

A motion to reconsider the vote on the passage of the bills, as amended, en bloc, was deemed made and laid on the table, by unanimous consent.

AUTHORIZING THE CLERK OF THE HOUSE TO CORRECT THE ENROLLMENT OF BILL H.R. 470

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the concurrent resolution (S. Con. Res. 32) to authorize the Clerk of the House of Representatives to make technical corrections in the enrollment of H.R. 470, submitted today by Mr. BINGAMAN, and at the desk; and

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING A "NATIONAL DAY ON WRITING"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 298) expressing support for the designation of October 20, 2011, as the "National Day on Writing", submitted today by Mr. CASEY (for himself, Mr. ROBERTS, Mr. SANDERS, Mr. LEVIN, Mr.

AKAKA, and Mr. SHERROD BROWN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate resume consideration of bill H.R. 2112, as pursuant to the order of today.

AUTHORITY FOR ADJOURNMENT ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate adjourn, following remarks by Ms. MURKOWSKI.

After debate,

ADJOURNMENT

Under the authority of the order of today,
At 7:37 p.m.,

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) declared the Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, OCTOBER 19, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in

reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, October 19, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

NOTICE OF CONTINUATION OF THE NATIONAL EMERGENCY DECLARED WITH RESPECT TO SIGNIFICANT NARCOTICS TRAFFICKERS CENTERED IN COLOMBIA -- PM 29

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act, 50 U.S.C. 1622(d), provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the

Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the emergency declared with respect to significant narcotics traffickers centered in Colombia is to continue in effect beyond October 21, 2011.

The circumstances that led to the declaration on October 21, 1995, of a national emergency have not been resolved. The actions of significant narcotics traffickers centered in Colombia continue to pose an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States and cause an extreme level of violence, corruption, and harm in the United States and abroad. For these reasons, I have determined that it is necessary to maintain economic pressure on significant narcotics traffickers centered in Colombia by blocking their property and interests in property that are in the United States or within the possession or control of United States persons and by depriving them of access to the U.S. market and financial system.

BARACK OBAMA.

THE WHITE HOUSE, *October 19, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3632. A communication from the Associate General Counsel, Office of the General Counsel, Department of Agriculture, transmitting, pursuant to law, (3) three reports relative to vacancies in the Department of Agriculture received in the Office of the President of the Senate on October 17, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3633. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Bacteriophage of *Clavibacter michiganensis* subspecies *michiganensis*; Exemption from the Requirement of a Tolerance" (FRL No. 8891-3) received in the Office of the President of the Senate on October 18, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3634. A communication from the Chairman, Defense Nuclear Facilities Safety Board, transmitting, the Board's Quarterly Report to Congress on the Status of Significant Unresolved Issues with the Department of Energy's Design and Construction Projects; to the Committee on Armed Services.

EC-3635. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, a report entitled "Iran-Related Multilateral Sanction Regime Efforts"; to the Committee on Armed Services.

EC-3636. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury, transmitting, pursuant to law, (6) reports relative to vacancies within the Department of the Treasury, received in the Office of the President of the Senate on October 13, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3637. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to blocking the property of certain persons contributing to the conflict in Somalia that was declared in Executive Order 13536 of April 12, 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-3638. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Iran that was declared in Executive Order 12170 on November 14, 1979; to the Committee on Banking, Housing, and Urban Affairs.

REPORTS OF A COMMITTEE

The following reports of a committee were submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment:

H.R. 1843. A bill to designate the facility of the United States Postal Service located at 489 Army Drive in Barrigada, Guam, as the "John Pangelinan Gerber Post Office Building".

H.R. 1975. A bill to designate the facility of the United States Postal Service located at 281 East Colorado Boulevard in Pasadena, California, as the "First Lieutenant Oliver Goodall Post Office Building".

H.R. 2062. A bill to designate the facility of the United States Postal Service located at 45 Meetinghouse Lane in Sagamore Beach, Massachusetts, as the "Matthew A. Pucino Post Office".

H.R. 2149. A bill to designate the facility of the United States Postal Service located at 4354 Paoa Avenue in Honolulu, Hawaii, as the "Cecil L. Heftel Post Office Building".

S. 1412. A bill to designate the facility of the United States Postal Service located at 462 Washington Street, Woburn, Massachusetts, as the "Officer John Maguire Post Office".

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BLUMENTHAL (for himself, Mr. CORKER, Mr. BENNET, Mr. HATCH, Mr. CASEY, Mr. ALEXANDER, and Mr. COONS):

S. 1734. A bill to provide incentives for the development of qualified infectious disease products; to the Committee on Health, Education, Labor, and Pensions.

By Mr. COCHRAN (for himself and Mr. WICKER):

S. 1735. A bill to approve the transfer of Yellow Creek Port properties in Iuka, Mississippi; to the Committee on Environment and Public Works.

By Mr. BROWN of Massachusetts (for himself, Ms. COLLINS, and Mr. LIEBERMAN):

S. 1736. A bill to achieve cost savings through the reform of Federal acquisition practices and procedures; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BENNET (for himself and Mr. ISAKSON):

S. 1737. A bill to improve the accuracy of mortgage underwriting used by Federal mortgage agencies by ensuring that energy costs are included in the underwriting process, to reduce the amount of energy consumed by homes, to facilitate the creation of energy efficiency retrofit and construction jobs, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. CORNYN (for himself, Mr. CRAPO, Mr. RUBIO, Mrs. HUTCHISON, and Mr. BURR):

S. 1738. A bill to rescind the 3.8 percent tax on the investment income of the American people and to promote job creation and small businesses; to the Committee on Finance.

By Mr. FRANKEN (for himself and Ms. KLOBUCHAR):

S. 1739. A bill to provide for the use and distribution of judgment funds awarded to the Minnesota Chippewa Tribe by the United States Court of Federal Claims in Docket Numbers 19 and 188, and for other purposes; to the Committee on Indian Affairs.

By Mr. CARDIN (for himself, Ms. MIKULSKI, Mr. WARNER, Mr. WEBB, Mr. CARPER, and Mr. COONS):

S. 1740. A bill to amend the Chesapeake Bay Initiative Act of 1998 to provide for the reauthorization of the Chesapeake Bay Gateways and Watertrails Network; to the Committee on Environment and Public Works.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MERKLEY (for himself, Mr. CRAPO, Mr. KOHL, and Mr. LAUTENBERG):

S. Res. 299. A resolution designating October 2011 as "National Work and Family Month"; considered and agreed to.

By Ms. MURKOWSKI (for herself, Mr. WHITEHOUSE, Mr. GRASSLEY, Mr. CRAPO, Mr. CHAMBLISS, Mrs. FEINSTEIN, and Mr. THUNE):

S. Res. 300. A resolution supporting the goals and ideals of Red Ribbon Week, 2011; considered and agreed to.

ADDITIONAL COSPONSORS

S. 229

At the request of Mr. BEGICH, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 229, a bill to amend the Federal Food, Drug, and Cosmetic Act to require labeling of genetically-engineered fish.

S. 306

At the request of Mr. WEBB, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 390

At the request of Mr. WEBB, the name of the Senator from Massachusetts [Mr. BROWN] was withdrawn as a cosponsor of S. 390, a bill to ensure that the right of an individual to display the Service Flag on residential property not be abridged.

At the request of Mr. WEBB, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 390, *supra*.

S. 414

At the request of Mr. DURBIN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 431

At the request of Mr. PRYOR, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 720

At the request of Mr. THUNE, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 720, a bill to repeal the CLASS program.

S. 968

At the request of Mr. LEAHY, the name of the Senator from New Mexico [Mr.

BINGAMAN] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 1133

At the request of Mr. WYDEN, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1133, a bill to prevent the evasion of antidumping and countervailing duty orders, and for other purposes.

S. 1181

At the request of Mr. GRASSLEY, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1181, a bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization.

S. 1385

At the request of Mr. VITTER, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1385, a bill to terminate the \$1 presidential coin program.

S. 1467

At the request of Mr. BLUNT, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1508

At the request of Mr. MENENDEZ, the names of the Senator from Hawaii [Mr. AKAKA] and the Senator from New Hampshire [Mrs. SHAHEEN] were added as cosponsors of S. 1508, a bill to extend loan limits for programs of the Federal Housing Administration, the government-sponsored enterprises, and the Department of Veterans Affairs, and for other purposes.

S. 1512

At the request of Mr. CARDIN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1512, a bill to amend the Internal Revenue Code of 1986 and the Small Business Act to expand the availability of employee stock ownership plans in S corporations, and for other purposes.

S. 1610

At the request of Mr. THUNE, his name was added as a cosponsor of S. 1610, a bill to provide additional time for the Administrator of the Environmental Protection Agency to promulgate achievable standards for cement manufacturing facilities, and for other purposes.

S. 1615

At the request of Mr. SHELBY, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1615, a bill to require enhanced economic analysis and justification of regulations proposed by

certain Federal banking, housing, securities, and commodity regulators, and for other purposes.

S. 1651

At the request of Mr. SESSIONS, the names of the Senator from North Carolina [Mr. BURR], the Senator from Texas [Mr. CORNYN] and the Senator from Wyoming [Mr. ENZI] were added as cosponsors of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1653

At the request of Ms. KLOBUCHAR, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1653, a bill to make minor modifications to the procedures relating to the issuance of visas.

S. 1676

At the request of Mr. THUNE, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1676, a bill to amend the Internal Revenue Code of 1986 to provide for taxpayers making donations with their returns of income tax to the Federal Government to pay down the public debt.

S. 1692

At the request of Mr. BINGAMAN, the names of the Senator from Arkansas [Mr. BOOZMAN] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 1692, a bill to reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, to provide full funding for the Payments in Lieu of Taxes program, and for other purposes.

S. 1704

At the request of Ms. AYOTTE, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1704, a bill to amend title 10, United States Code, to modify certain authorities relating to the strategic airlift aircraft force structure of the Air Force.

S. 1718

At the request of Mr. WYDEN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1718, a bill to amend title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims.

S. 1720

At the request of Mr. MCCAIN, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1720, a bill to provide American jobs through economic growth.

S. 1723

At the request of Mr. COONS, his name was added as a cosponsor of S. 1723, a bill to provide for teacher and first responder stabilization.

At the request of Mr. MERKLEY, his name was added as a cosponsor of S. 1723, *supra*.

SENATE RESOLUTION 132

At the request of Mr. NELSON of Nebraska, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of Senate Resolution 132, a resolution

recognizing and honoring the zoos and aquariums of the United States.

SENATE RESOLUTION 291

At the request of Mr. MENENDEZ, the names of the Senator from Massachusetts [Mr. BROWN] and the Senator from Oregon [Mr. MERKLEY] were added as cosponsors of Senate Resolution 291, a resolution recognizing the religious and historical significance of the festival of Diwali.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. CARDIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on October 19, 2011, at 2:30 p.m., in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "Concussions and the Marketing of Sports Equipment."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on October 19, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS AND THE SUBCOMMITTEE ON SUPERFUND, TOXICS, AND ENVIRONMENTAL HEALTH

The Committee on Environment and Public Works and the Subcommittee on Superfund, Toxics, and Environmental Health be authorized to meet during the session of the Senate on October 19, 2011, at 10 a.m. in Dirksen 406 to conduct a joint hearing entitled, "Oversight Hearing on the Brownfields Program—Cleaning Up and Rebuilding Communities."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on October 19, 2011, at 10 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on October 19, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Oversight of the Department of Homeland Security."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on October 19, 2011, at 2:30 p.m., in

room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

SUBCOMMITTEE ON READINESS AND MANAGEMENT SUPPORT

The Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on October 19, 2011, at 2:30 p.m.

SUBCOMMITTEE ON SECURITIES, INSURANCE, AND INVESTMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Securities, Insurance, and Investment, be authorized to meet during the session of the Senate on October 19, 2011, at 9:30 a.m. to conduct a hearing entitled "Market Microstructure: Examination of Exchange-Traded Funds (ETFS)."

NOTICES OF INTENT

Mr. DEMINT, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XVI of the Standing Rules of the Senate, for the purpose of proposing and considering amendment No. 773 to bill H.R. 2112.

Mr. DEMINT, in accordance with rule V of the Standing Rules of the Senate, submitted notice in writing of his intent to move to suspend rule XVI of the Standing Rules of the Senate, for the purpose of proposing and considering amendment No. 774 to bill H.R. 2112.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 12 noon on today, notwithstanding the order of yesterday, the Senate proceed to executive session to consider the nominations of Mark Raymond Hornak, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania, Robert David Mariani, of Pennsylvania, to be United States District Judge for the Middle District of Pennsylvania, and Robert N. Scola, Jr., of Florida, to be United States District Judge for the Southern District of Florida; that there be 10 minutes equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the nominations of Mark Raymond Hornak, and Robert N. Scola, Jr., be confirmed; that the Senate then vote on confirmation of the nomination of Robert David Mariani, without intervening action or debate; that motions to reconsider be considered made and laid on the table, without intervening action or debate; that no motion be in order to the nominations; that the President be immediately notified of the

Senate's action; and that the Senate resume its legislative session.

ORDER RELATIVE TO FURTHER CONSIDER OF BILL H.R. 2112 ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate resumes its legislative session, there be 2 minutes equally divided controlled for debate between Mr. MCCAIN and Mrs. BOXER, or their designees, prior to a vote in relation to amendment No. 739; and that the provisions of the order of yesterday remain in effect.

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2012

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (H.R. 2112) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 792, proposed by Mr. COBURN, to amendment No. 738 (in the nature of a substitute), as amended, proposed by Mr. REID (for Mr. INOUE), to the bill.

Pending debate,

By unanimous consent, on the request of Mrs. BOXER,

Ordered, That the 10 minutes prior to 12 noon on today be equally divided and controlled, for debate between Mrs. BOXER and Mr. MCCAIN, or their designees, on amendment No. 739.

The question being on agreeing to amendment No. 792 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pending debate,

EXECUTIVE SESSION

Pursuant to the order of today,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of today,

The Senate resumed its legislative session.

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2012

Pursuant to the order of today, The Senate resumed consideration of bill H.R. 2112.

Pursuant to the order of today,

The question being on agreeing to amendment No. 739, proposed by Mr. MCCAIN, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Mrs. BOXER to lay the pending amendment on the table.

On motion by Mrs. BOXER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the affirmative--- yeas... 59, nays... 39

[Rollcall Vote No. 170 Leg.]

YEAS --- 59

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Coats, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Hoeven, Inhofe, Inouye, Johnson (SD), Kerry, Kirk, Klobuchar, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 39

Ayotte, Barrasso, Brown (MA), Burr, Chambliss, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hutchison, Johanns, Johnson (WI), Kyl, Lee, Lugar, Manchin, McCain, McCaskill, McConnell, Moran, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Udall (CO), Vitter, Wicker.

So the motion was agreed to.

On motion by Mrs. BOXER to reconsider the vote agreeing to the motion.

On motion by Mrs. BOXER,

The motion to reconsider was laid on the table.

The question recurring on agreeing to amendment No. 792 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

OBJECTION TO COMMITTEE MEETING

Mr. HARKIN asked unanimous consent that, on today during the session of the Senate, the Committee on Health, Education, Labor, and Pensions be authorized to meet in executive session in room SD-106 of the Dirksen

Senate Office Building, for consideration of a bill to reauthorize the Elementary and Secondary Education Act.

Mr. PAUL objected.

AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG
ADMINISTRATION, AND RELATED
AGENCIES APPROPRIATIONS ACT,
2012

The Senate resumed consideration of bill H.R. 2112.

The question being on agreeing to amendment No. 792 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

OBJECTION TO EXECUTIVE
SESSION

Mr. CARDIN asked unanimous consent, as in executive session, that the Senate proceed to executive session to consider the nomination of William J. Boarman, of Maryland, to be Public Printer; that the nomination be confirmed; that the motion to reconsider be made and laid on the table, without intervening action or debate; and that the President be immediately notified of the Senate's action.

Mr. BLUNT objected.

AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG
ADMINISTRATION, AND RELATED
AGENCIES APPROPRIATIONS ACT,
2012

The Senate resumed consideration of bill H.R. 2112.

The question being on agreeing to amendment No. 792 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

By unanimous consent, on the request of Ms. MIKULSKI,

Ordered, That it be in order for the following Senators to propose the following first degree amendments:

Ms. AYOTTE, amendment No. 753;
Mr. CRAPO, amendment No. 814;
Mr. MORAN, amendment No. 815;
Mr. COBURN, amendment No. 793;
Mr. COBURN, amendment No. 798;
Mr. DEMINT, amendment No. 763;
Mr. DEMINT, amendment No. 764;
Mr. GRASSLEY, amendment No. 860;
Mr. SESSIONS, amendment No. 810;
Mr. LAUTENBERG, amendment No. 836;
Mr. SHERROD BROWN, amendment No. 874;
Mr. MERKLEY, amendment No. 879;
Mr. BINGAMAN, amendment No. 771;
Mrs. GILLIBRAND, amendment No. 869;
Mrs. FEINSTEIN, amendment No. 855;
Mr. MENENDEZ, amendment No. 857.

Ordered further, That a motion to recommit the bill to the Committee on Appropriations, by Mr. LEE, be in order; that said motion, if made, be laid aside; and that the question recur on agreeing to the pending amendments.

The question being on agreeing to amendment No. 792 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Ms. AYOTTE (for herself and Mr. SCOTT BROWN) to further amend the pending amendment (in the nature of a substitute), after section 217 of title II of division B, by inserting certain words (being amendment No. 753).

Pending debate,

Mr. VITTER, by unanimous consent, modified his amendment No. 769.

By unanimous consent, on the request of Mr. VITTER,

Ordered, That Ms. STABENOW and Mr. BINGAMAN be added as cosponsors to amendment No. 769, as modified.

The question being on agreeing to amendment No. 753 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. CRAPO (for himself, Mr. JOHANNES, Mr. SHELBY, Mr. TOOMEY, Mr. MORAN, Mr. VITTER, and Mr. KIRK) to further amend the pending amendment (in the nature of a substitute), on page 83, after line 20, by inserting certain words (being amendment No. 814).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. MERKLEY (for himself, Mr. WYDEN, Ms. CANTWELL, and Mr. BEGICH) to further amend the pending amendment (in the nature of a substitute), on page 264, after line 9, by inserting certain words (being amendment No. 879).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. MORAN to further amend the pending amendment (in the nature of a substitute), on page 6, line 17, before the period, by inserting certain words (being amendment No. 815).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. BINGAMAN (for himself and Ms. STABENOW) to further amend the pending amendment (in the nature of a substitute), on page 209, after line 2, by inserting certain words (being amendment No. 771).

Mr. BINGAMAN modified his pending amendment.

The question then being on agreeing to amendment No. 771, as modified, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

By unanimous consent, on the request of Mr. BINGAMAN,

Ordered, That Mr. COONS, and Mr. SHERROD BROWN be added as cosponsors to pending amendment No. 771, as modified.

The question being on agreeing to amendment No. 771, as modified, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. BLUNT (for Mr. GRASSLEY) to further amend the pending amendment (in the nature of a substitute), after section 217 of title II of division B, by inserting certain words (being amendment No. 860).

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. MENENDEZ (for himself, Mr. ISAKSON, Mrs. FEINSTEIN, Mr. SCHUMER, Mr. KERRY, Ms. MIKULSKI, Mr. LIEBERMAN, Mr. COONS, Mr. SCOTT BROWN, Mr. CARDIN, Mrs. SHAHEEN, Mr. AKAKA, and Mrs. BOXER) to further amend the pending amendment (in the nature of a substitute), at the appropriate place, by inserting certain words (being amendment No. 857).

Pending debate,

Pursuant to the order of today,

On motion by Mr. LEE to recommit the pending bill to the Committee on

Appropriations with instructions to report the same back to the Senate with reductions in spending in each division required to bring the overall spending for the division to fiscal year 2011 levels which shall not to exceed \$130,559,669,000 for division A (Ag), \$58,786,478,000 for division B (CJS), and \$55,368,096,000 for division C (THUD).

Pending debate,

Pursuant to the order of today,

The pending motion was laid aside.

The question recurring on agreeing to amendment No. 857 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pending debate,

By unanimous consent, on the request of Mr. SESSIONS,

Ordered, That, following remarks by him, MARK UDALL be recognized.

The question being on agreeing to amendment No. 857 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. SESSIONS to further amend the pending amendment (in the nature of a substitute), at the end of title VII of division A, by adding certain words (being amendment No. 810).

Pending debate,

By unanimous consent, on the request of Mr. COBURN,

Ordered, That his pending amendment No. 792 be modified.

The question being on agreeing to amendment No. 810 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pending debate,

By unanimous consent, on the request of Mr. BLUNT,

Ordered, That amendment No. 741 be withdrawn.

The question being on agreeing to amendment No. 810 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

On motion by Mr. BLUNT (for Mr. DEMINT), by unanimous consent, to further amend the pending amendment (in the nature of a substitute), by striking certain words and inserting other words (being amendments considered en bloc and designated numbers 763 and 764).

The question being on agreeing to amendment No. 764 to amendment No. 738

(in the nature of a substitute), as amended, to the bill.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

On motion by Mr. LAUTENBERG (for himself, Mr. SANDERS, Mr. MENENDEZ, Mrs. GILLIBRAND, Mr. LEAHY, and Mr. BLUMENTHAL) to further amend the pending amendment (in the nature of a substitute), on page 88, after line 8, by inserting certain words (being amendment No. 836).

Pending debate,

MOTION TO PROCEED TO CONSIDER BILL S. 1723

On motion by Mr. REID that the Senate proceed to consider the bill (S. 1723) to provide for teacher and first responder stabilization.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 1723:

HARRY REID, ROBERT MENENDEZ, D. K. INOUE, HERB KOHL, S. WHITEHOUSE, JACK REED, JEFF BINGAMAN, B. A. MIKULSKI, PATTY MURRAY, DEBBIE STABENOW, DICK DURBIN, SHERROD BROWN, RICHARD BLUMENTHAL, BERNARD SANDERS, ROBERT P. CASEY, Jr., J. A. MERKLEY, PATRICK LEAHY, TOM HARKIN.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived; and that the pending motion to proceed be withdrawn.

MOTION TO PROCEED TO CONSIDER BILL S. 1726

On motion by Mr. McCONNELL that the Senate proceed to consider the bill (S. 1726) to repeal the imposition of withholding on certain payments made to vendors by government entities.

The question being on agreeing to the motion.

Mr. McCONNELL presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 1726:

JIM INHOFE, DAVID VITTER, MIKE CRAPO, KELLY AYOTTE, ROY BLUNT, JOHNNY ISAKSON, JEFF SESSIONS, MICHAEL S. LEE, SAXBY CHAMBLISS, TOM COBURN, JON KYL, SUSAN M. COLLINS, RON JOHNSON, PAT ROBERTS, RICHARD BURR, LAMAR ALEXANDER.

By unanimous consent, on the request of Mr. McCONNELL,

Ordered, That the motion to proceed be withdrawn.

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2012

The Senate resumed consideration of bill H.R. 2112.

The question being on agreeing to amendment No. 836 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

On motion by Mrs. GILLIBRAND (for herself and Mr. SCHUMER) to further amend the pending amendment (in the nature of a substitute), on page 83, after line 9, by inserting certain words (being amendment No. 869).

By unanimous consent, on the request of Mrs. GILLIBRAND,

Ordered, That Mr. LEAHY, Mr. CASEY, and Mr. SANDERS be added as cosponsors of her pending amendment.

The question being on agreeing to amendment No. 869 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

By unanimous consent, on the request of Mr. REID,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate resume consideration of bill H.R. 2112; that the Senate then vote in "stacked" sequence in relation to the following amendments in the following order: amendment No. 769, as modified; amendment No. 750, as modified; amendment No. 879, as may be modified; amendment No. 874, as may be modified, to be proposed by Mr. SHERROD BROWN; amendment No. 815; and amendment No. 860; that budget points of order be in order to the amendments; that no other amendment or point of order be in order to the amendments prior to the votes; that there be two minutes, equally divided and controlled in the usual form, for debate prior to each vote; that the following amendments each receive a minimum of 60 yeas votes to be agreed to: amendment No. 769, as modified,

amendment No. 750, as modified, amendment No. 879, as may be modified, amendment No. 874, as may be modified, and amendment No. 860; and that each vote following the first be ten minutes in duration.

Ordered further, That, on today, the following amendments be proposed on behalf of the Senators indicated, modified, as indicated, and agreed to: Mr. SANDERS, amendment No. 816; Mr. COBURN, amendment No. 793; and Mr. COBURN, amendment No. 798, as modified; and that, on tomorrow, it be in order for Mr. COBURN to propose amendments Numbered 794, 795, 796, 797, 799, 800, 801, and 833, en bloc.

Mr. REID presented a motion to bring to a close debate on pending amendment (in the nature of a substitute); which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on amendment No. 738 (in the nature of a substitute), as amended, to bill H.R. 2112:

HARRY REID, HERB KOHL, D.K. INOUE, S. WHITEHOUSE, JACK REED, ROBERT MENENDEZ, JEFF BINGAMAN, B. A. MIKULSKI, PATTY MURRAY, DEBBIE STABENOW, DICK DURBIN, SHERROD BROWN, RICHARD BLUMENTHAL, BERNARD SANDERS, ROBERT P. CASEY, Jr., J. A. MERKLEY, PATRICK LEAHY, TOM HARKIN.

Mr. REID presented a motion to bring to a close debate on pending bill H.R. 2112; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on bill H.R. 2112:

HARRY REID, HERB KOHL, D.K. INOUE, S. WHITEHOUSE, JACK REED, ROBERT MENENDEZ, JEFF BINGAMAN, B. A. MIKULSKI, PATTY MURRAY, DEBBIE STABENOW, DICK DURBIN, SHERROD BROWN, RICHARD BLUMENTHAL, BERNARD SANDERS, ROBERT P. CASEY, Jr., J. A. MERKLEY, PATRICK LEAHY, TOM HARKIN.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorums under the rule be waived.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to executive session to consider the nomination of John Edgar Bryson, of California, to be Secretary of Commerce; that there be four hours, equally divided and controlled in the usual form, for debate thereon; that, upon

conclusion of debate, the Senate vote on confirmation of the nomination; that the nomination receive a minimum of 60 yeas to be agreed to; that, following the vote, a motion to reconsider be considered made and laid on the table; that no other motion be in order to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

VETERANS' COMPENSATION COST-OF-LIVING ADJUSTMENT ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 894) to amend title 38, United States Code, to provide for an increase, effective December 1, 2011, in the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "NATIONAL WORK AND FAMILY MONTH"

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 299) designating October 2011 as "National Work and Family Month", submitted today by Mr. MERKLEY (for himself, Mr. CRAPO, Mr. KOHL, and Mr. LAUTENBERG), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS AND IDEALS OF RED RIBBON WEEK, 2011

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 300) supporting the goals and ideals of Red Ribbon Week, 2011, submitted today by Ms. MURKOWSKI (for herself, Mr. WHITEHOUSE, Mr. GRASSLEY, Mr. CRAPO, Mr. CHAMBLISS, Mrs. FEINSTEIN, and Mr. THUNE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then resume consideration of bill H.R. 2112.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at 12 noon on tomorrow, the Senate proceed to executive session to consider the nomination of Heather A. Higginbottom, of the District of Columbia, to be Deputy Director of the Office of Management and Budget; that there be two minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination; and that provisions of the order of Thursday, October 13, 2011, remain in effect.

ORDER FOR FURTHER CONSIDERATION OF BILL H.R. 2112 ON TOMORROW

By unanimous consent, on the request of Mr. REID,

Ordered, That when the Senate resumes its legislative session on tomorrow, it resume consideration of bill H.R. 2112; that the Senate then vote, first in relation to amendment No. 769, as modified and then in relation to amendment No. 750, as modified; that, at 2 p.m., the Senate vote in relation to the following amendments in the following order: amendment No. 879, as modified, amendment No. 874, as modified, amendment No. 815, and amendment No. 860; and that provisions of the order of Thursday, October 13, 2011, remain in effect.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 9:29 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, OCTOBER 20, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, October 20, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG
ADMINISTRATION, AND RELATED
AGENCIES APPROPRIATIONS ACT,
2012

Pursuant to the order of yesterday,
The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (H.R. 2112) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending

September 30, 2012, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 869, proposed by Mrs. GILLIBRAND (for herself, Mr. SCHUMER, Mr. LEAHY, Mr. CASEY, Mr. SANDERS, Mr. HARKIN, and Mr. TESTER), to amendment No. 738 (in the nature of a substitute), as amended, proposed by Mr. REID (for Mr. INOUE), to the bill.

Pending debate,

By unanimous consent, on the request of Ms. MIKULSKI,

Ordered, That amendment No. 772 be withdrawn.

The question being on agreeing to amendment No. 869 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

EXECUTIVE SESSION

The hour of 12 noon having passed,

Pursuant to the order of Thursday, October 13, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, October 13, 2011,

The Senate resumed its legislative session.

AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG
ADMINISTRATION, AND RELATED
AGENCIES APPROPRIATIONS ACT,
2012

The Senate resumed consideration of bill H.R. 2112.

Pursuant to the order of yesterday,

The question being on agreeing to amendment No. 769, as modified, proposed by Mr. VITTER, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Mr. VITTER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as modified.

The question being taken.

It was determined in the negative---
yeas... 45, nays... 55

[Rollcall Vote No. 172 Leg.]

YEAS --- 45

Begich, Bingaman, Blumenthal, Boozman, Boxer, Brown (OH), Cardin, Casey, Coburn, Collins, Conrad, Corker, DeMint, Feinstein, Franken, Grassley, Heller, Johnson (SD), Klobuchar, Kohl, Leahy, Lee, Levin, McCain,

McCaskill, Merkley, Murkowski, Nelson (NE), Nelson (FL), Paul, Pryor, Reed, Rockefeller, Sanders, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (NM), Vitter, Whitehouse, Wyden.

NAYS --- 55

Akaka, Alexander, Ayotte, Barrasso, Baucus, Bennet, Blunt, Brown (MA), Burr, Cantwell, Carper, Chambliss, Coats, Cochran, Coons, Cornyn, Crapo, Durbin, Enzi, Gillibrand, Graham, Hagan, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (WI), Kerry, Kirk, Kyl, Landrieu, Lautenberg, Lieberman, Lugar, Manchin, McConnell, Menendez, Mikulski, Moran, Murray, Portman, Reid, Risch, Roberts, Rubio, Schumer, Toomey, Udall (CO), Warner, Webb, Wicker.

So the amendment, as modified, was not agreed to.

Pursuant to the order of yesterday,

The question being on agreeing to amendment No. 750, as modified, proposed by Mr. WEBB (for himself, Mr. GRAHAM, Mr. LEVIN, Mr. BINGAMAN, Mrs. MCCASKILL, Mr. WHITEHOUSE, Mr. KERRY, Mr. WYDEN, Mr. MARK UDALL, Mrs. GILLIBRAND, Mrs. SHAHEEN, Mr. WARNER, Mr. COONS, and Mr. LAUTENBERG), to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Mr. WICKER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as modified.

The question being taken.

It was determined in the negative---
yeas... 57, nays... 43

[Rollcall Vote No. 173 Leg.]

YEAS --- 57

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hatch, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 43

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Grassley, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

So the amendment, as modified, was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of yesterday).

The question recurring on agreeing to amendment No. 869 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That the order of yesterday that amendment No. 874, as modified, receive 60 yea votes for the amendment to be agreed to, be vitiated.

The question being on agreeing to amendment No. 869 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Mr. HATCH asked unanimous consent that the pending amendments be laid aside; and that he be recognized to propose an amendment (Numbered 875).

Mr. KOHL objected.

The question being on agreeing to amendment No. 869 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Mr. HATCH asked unanimous consent that the pending amendments be laid aside; and that he be recognized to propose an amendment (Numbered 875).

Mr. KOHL objected.

The question being on agreeing to amendment No. 869 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The hour of 2 p.m. having arrived,

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 879, proposed by Mr. MERKLEY (for himself, Mr. WYDEN, Ms. CANTWELL, and Mr. BEGICH), to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of yesterday,

Mr. MERKLEY modified his pending amendment.

The question then being on agreeing to amendment No. 879, as modified, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

On motion by Mr. LEAHY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as modified.

The question being taken.

It was determined in the negative--- yeas... 55, nays... 44

[Rollcall Vote No. 174 Leg.]

YEAS --- 55

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Leahy, Levin, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer,

Shaheen, Shelby, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Webb, Whitehouse, Wyden.

NAYS --- 44

Alexander, Ayotte, Barrasso, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lieberman, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Thune, Toomey, Vitter, Warner, Wicker.

So the amendment, as modified, was not agreed to (the amendment not having received 60 yea votes, as pursuant to the order of yesterday).

The question being on agreeing to amendment No. 869 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of yesterday,

On motion by Mr. SHERROD BROWN (for himself and Mr. SANDERS) to further amend the pending amendment (in the nature of a substitute), on various pages and lines, by striking certain words and inserting other words (being amendment No. 874).

Mr. SHERROD BROWN modified his pending amendment.

The question then being on agreeing to amendment No. 874, as modified, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

Pursuant to the order of yesterday, as modified,

The amendment, as modified, was agreed to.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 815, proposed by Mr. MORAN (for himself and Mr. INHOFE), to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

The amendment was agreed to.

Pursuant to the order of yesterday,

The question recurring on agreeing to amendment No. 860, proposed by Mr. BLUNT (for Mr. GRASSLEY), to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Mr. GRASSLEY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 46, nays... 54

[Rollcall Vote No. 175 Leg.]

YEAS --- 46

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, Manchin, McCain, McConnell, Moran, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 54

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

The question being on agreeing to amendment No. 869 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on agreeing to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of yesterday,

On motion by Mr. COBURN, by unanimous consent, to further amend the pending amendment (in the nature of a substitute) on various pages and lines, by striking certain words and inserting other words (being amendments considered en bloc and designated numbers 794 through 801, and 833).

The question being on agreeing to amendment No. 833 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

DESIGNATING THE "OFFICER JOHN MAGUIRE POST OFFICE"

By unanimous consent, on the request of Ms. MIKULSKI,

The Senate proceeded to consider the bill (S. 1412) to designate the facility of the United States Postal Service located at 462 Washington Street, Woburn, Massachusetts, as the "Officer John Maguire Post Office".

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "JOHN
PANGELINAN GERBER POST
OFFICE BUILDING"

By unanimous consent, on the request of Ms. MIKULSKI,

The Senate proceeded to consider the bill (H.R. 1843) to designate the facility of the United States Postal Service located at 489 Army Drive in Barrigada, Guam, as the "John Pangelinan Gerber Post Office Building".

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "FIRST
LIEUTENANT OLIVER GOODALL
POST OFFICE BUILDING"

By unanimous consent, on the request of Ms. MIKULSKI,

The Senate proceeded to consider the bill (H.R. 1975) to designate the facility of the United States Postal Service located at 281 East Colorado Boulevard in Pasadena, California, as the "First Lieutenant Oliver Goodall Post Office Building".

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "MATTHEW A.
PUCINO POST OFFICE"

By unanimous consent, on the request of Ms. MIKULSKI,

The Senate proceeded to consider the bill (H.R. 2062) to designate the facility of the United States Postal Service located at 45 Meetinghouse Lane in Sagamore Beach, Massachusetts, as the "Matthew A. Pucino Post Office".

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "CECIL L.
HEFTEL POST OFFICE BUILDING"

By unanimous consent, on the request of Ms. MIKULSKI,

The Senate proceeded to consider the bill (H.R. 2149) to designate the facility of the

United States Postal Service located at 4354 Paho Avenue in Honolulu, Hawaii, as the "Cecil L. Heftel Post Office Building".

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG
ADMINISTRATION, AND RELATED
AGENCIES APPROPRIATIONS ACT,
2012

The Senate resumed consideration of bill H.R. 2112.

The question being on agreeing to amendment No. 833 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Mr. PORTMAN asked unanimous consent that the pending amendments be laid aside; and that he be recognized to propose an amendment (Numbered 859).

Mr. KOHL objected.

The question being on agreeing to amendment No. 833 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pending debate,

EXECUTIVE SESSION

Pursuant to the order of yesterday,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of yesterday,

The Senate resumed its legislative session.

AGRICULTURE, RURAL
DEVELOPMENT, FOOD AND DRUG
ADMINISTRATION, AND RELATED
AGENCIES APPROPRIATIONS ACT,
2012

The Senate resumed consideration of bill H.R. 2112.

The question being on agreeing to amendment No. 833 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate vote in "stacked" sequence in relation to the following amendments and motion in the following order: pending amendment Nos.

781, as modified, and 755, amendment No. 917, intended to be proposed by Mr. VITTER, to pending amendment No. 857, pending amendment No. 857, as may be amended, amendment Nos. 869, 836, 771, as modified, 810, 791, 792, as modified; amendment Nos. 796, 800, amendment No. 821, intended to be proposed by Mr. PAUL, amendment No. 859, intended to be proposed by Mr. PORTMAN, amendment No. 892, intended to be proposed by Mr. MCCAIN, amendment No. 893, intended to be proposed by Ms. CANTWELL, and modified, amendment No. 805, intended to be proposed by Mr. COCHRAN, and modified, amendment No. 890, intended to be proposed by Mr. BURR, pending amendment No. 763, amendment No. 918, intended to be proposed by Mr. INOUE, pending amendment Nos. 753 and 814, amendment No. 912, intended to be proposed by Mr. KYL, and modified, and the pending motion to recommit.

Ordered further, That budget points of order be in order; that there be no amendment to, or other point of order against, any amendment prior to votes; that there be 2 minutes, equally divided and controlled in the usual form, prior to each vote; that amendments Numbered 917, 857, as may be amended, 810, 821, 753, 814, 792, and 796 each receive a minimum of 60 yeas votes to be agreed to; and that each vote following the first be 10 minutes in duration.

Ordered further, That, upon disposition of said amendments, amendments Numbered 794, 795, 797, 799, and 833 be withdrawn; that no other motion or amendment be in order to the bill; and that the Senate then vote on the motion to bring to a close debate on amendment No. 738 (in the nature of a substitute), as amended.

Ordered further, That, if said motion is agreed to, the amendment (in the nature of a substitute), as amended, be agreed to and considered original text for purpose of further amendment; that the majority leader then be recognized to raise points of order against pending non-germane amendments; that, if the motion is agreed to, the Senate resume consideration of the bill at 4 p.m. on Monday, October 31, 2011; that the Senate then vote in relation to remaining pending germane amendments; that, upon disposition of said amendments, the bill, as amended, be read the third time; and that the Senate then vote on passage of the bill, as amended, with no intervening action or debate.

Ordered further, That, when the Senate receives a message from the House on bill H.R. 2112, the Senate insist on its amendment, ask or agree to a conference with the House on the disagreeing votes of the two Houses thereon; and that the Chair be authorized to appoint the following as conferees on the part of the Senate: Mr. KOHL, Mr. HARKIN, Mrs. FEINSTEIN, Mr. TIM JOHNSON, Mr. BEN NELSON, Mr. PRYOR, Mr.

SHERROD BROWN, Mr. INOUE, Mrs. MURRAY, Ms. MIKULSKI, Mr. BLUNT, Mr. COCHRAN, Mr. MCCONNELL, Ms. COLLINS, Mr. MORAN, Mr. HOEVEN, Mrs. HUTCHISON, and Mr. SHELBY.

Ordered further, That, if the motion to bring to a close debate on amendment No. 738 (in the nature of a substitute), as amended, is not agreed to, the motion to bring to a close debate on the bill be withdrawn; and that the bill be returned to the calendar in status quo.

OBJECTION TO CONSIDERATION OF BILL H.R. 674

Mr. REID asked unanimous consent that when the Senate receives the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes, from the House of Representatives for concurrence, the bill be read twice, and considered that an amendment (in the nature of a substitute) be proposed by Mr. REID, and agreed to; that the bill, as thus amended, then be read the third time; that the Senate then vote on passage of the bill, as amended; and that all occur without intervening action or debate.

Mr. MCCONNELL objected.

ORDER RELATIVE TO MOTIONS TO PROCEED TO CONSIDER BILLS S. 1723 AND S. 1726

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 9:55 p.m. on today, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider the bill (S. 1723) to provide for teacher and first responder stabilization; and that, if said motion is not agreed to, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider the bill (S. 1726) to repeal the imposition of withholding on certain payments made to vendors by government entities.

Ordered further, That, if either motion to bring to a close debate is agreed to, and notwithstanding such, the Senate resume consideration of bill H.R. 2112; and that, upon disposition of bill H.R. 2112, the Senate resume consideration of the motion to proceed, as pursuant to rule XXII of the Standing Rules of the Senate.

MOTION TO BRING TO A CLOSE DEBATE ON MOTION TO PROCEED TO CONSIDER BILL S. 1723

Pursuant to the order of today,

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate the motion, presented by Mr. REID on yesterday, to bring to a close debate on the motion to proceed to consider bill S. 1723.

Pursuant to the order of yesterday,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the negative---
yeas... 50, nays... 50

[Rollcall Vote No. 177 Leg.]

YEAS --- 50

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 50

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lieberman, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

MOTION TO BRING TO A CLOSE DEBATE ON MOTION TO PROCEED TO CONSIDER BILL S. 1726

Pursuant to the order of today,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the motion, presented by Mr. MCCONNELL on yesterday, to bring to a close debate on the motion to proceed to consider bill S. 1726.

Pursuant to the order of yesterday,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

By unanimous consent, on the request of Mr. BAUCUS,

Ordered, That there be two minutes, equally divided and controlled, for debate prior to the vote.

Pursuant to the foregoing order,

After debate,

The question being taken.

It was determined in the negative---
yeas... 57, nays... 43

[Rollcall Vote No. 178 Leg.]

YEAS --- 57

Alexander, Ayotte, Barrasso, Bennet, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Franken, Graham, Grassley, Hagan, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Klobuchar, Kyl, Lee, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Tester, Thune, Toomey, Vitter, Wicker.

NAYS --- 43

Akaka, Baucus, Begich, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Gillibrand, Harkin, Inouye, Johnson (SD), Kerry, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Merkley, Mikulski, Murray, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to; three-fifths of Senators duly chosen and sworn not having voted in the affirmative.

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2012

The Senate resumed consideration of bill H.R. 2112.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 781, proposed by Ms. LANDRIEU (for herself, Mr. VITTER, and Mr. BEGICH), to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Ms. LANDRIEU modified her pending amendment.

The question then being on agreeing to amendment No. 781, as modified, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The amendment, as modified, was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 755, proposed by Mr. KOHL, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The amendment was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 857, proposed by Mr.

MENENDEZ (for himself, Mr. ISAKSON, Mrs. FEINSTEIN, Mr. SCHUMER, Mr. KERRY, Ms. MIKULSKI, Mr. LIEBERMAN, Mr. COONS, Mr. SCOTT BROWN, Mr. CARDIN, Mrs. SHAHEEN, Mr. AKAKA, Mrs. BOXER, and Mr. BEGICH), to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of today,

On motion by Mr. VITTER to amend the pending amendment, on page 5, by striking line 14, and by inserting certain words (being amendment No. 917).

After debate,

On motion by Mr. VITTER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 41, nays... 57

[Rollcall Vote No. 179 Leg.]

YEAS --- 41

Alexander, Ayotte, Barrasso, Boozman, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 57

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Chambliss, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Heller, Inouye, Isakson, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Whitehouse, Wyden.

Mr. BURR, when his name was called, answered "present".

So the amendment was not agreed to.

The question being on agreeing to amendment No. 857 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Mr. MENENDEZ,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 60, nays... 38

[Rollcall Vote No. 180 Leg.]

YEAS --- 60

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Chambliss, Conrad, Coons, Durbin, Feinstein, Franken,

Gillibrand, Graham, Hagan, Harkin, Heller, Inouye, Isakson, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Whitehouse, Wyden.

NAYS --- 38

Alexander, Ayotte, Barrasso, Boozman, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

Mr. BURR, when his name was called, answered "present".

So the amendment was agreed to (the amendment having received 60 yeas votes, as pursuant to the order of today).

On motion by Mr. MENENDEZ to reconsider the vote agreeing to the amendment.

On motion by Mrs. BOXER,

The motion to reconsider was laid on the table.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 869, proposed by Mrs. GILLIBRAND, (for herself, Mr. SCHUMER, Mr. LEAHY, Mr. CASEY, Mr. SANDERS, Mr. HARKIN, and Mr. TESTER), to amendment No. 738 (in the nature of a substitute), as amended, proposed by Mr. REID (for Mr. INOUE), to the bill.

After debate,

Mr. SESSIONS requested the yeas and nays on the question of agreeing to the pending amendment.

There was not a sufficient second.

The question being on agreeing to amendment No. 869 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 58, nays... 41

[Rollcall Vote No. 181 Leg.]

YEAS --- 58

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Casey, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Whitehouse, Wicker, Wyden.

NAYS --- 41

Ayotte, Barrasso, Boozman, Burr, Carper, Chambliss, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter.

So the amendment was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 836, proposed by Mr. LAUTENBERG (for himself, Mr. SANDERS, Mr. MENENDEZ, Mrs. GILLIBRAND, Mr. LEAHY, and Mr. BLUMENTHAL), to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Mr. LAUTENBERG requested the yeas and nays on the question of agreeing to the pending amendment.

There was not a sufficient second.

The question being on agreeing to amendment No. 836 to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

The amendment was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 771, as modified, proposed by Mr. BINGAMAN (for himself, Ms. STABENOW, Mr. COONS, Mr. SHERROD BROWN, Mr. WHITEHOUSE, Mr. CASEY, Mr. ROCKEFELLER, Mr. LEVIN, and Mrs. SHAHEEN), to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

The amendment, as modified, was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 810, proposed by Mr. SESSIONS, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Mr. SESSIONS,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 41, nays... 58

[Rollcall Vote No. 182 Leg.]

YEAS --- 41

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, McCain, McCaskill, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 58

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Coats, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Whitehouse, Wyden.

So the amendment was not agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 791, proposed by Mr. COBURN, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

On motion by Mr. COBURN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 84, nays... 15

[Rollcall Vote No. 183 Leg.]

YEAS --- 84

Akaka, Ayotte, Barrasso, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Coats, Coburn, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hutchison, Inouye, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Reed, Reid, Risch, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Whitehouse, Wyden.

NAYS --- 15

Alexander, Baucus, Blunt, Boozman, Chambliss, Cochran, Hoeven, Inhofe, Isakson, Leahy, Moran, Pryor, Roberts, Stabenow, Wicker.

So the amendment was agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 792, as modified, proposed by Mr. COBURN, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

On motion by Mr. COBURN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment, as modified.

The question being taken.

It was determined in the negative--- yeas... 59, nays... 40

[Rollcall Vote No. 184 Leg.]

YEAS --- 59

Alexander, Ayotte, Barrasso, Baucus, Begich, Blunt, Boozman, Brown (MA), Brown (OH), Burr, Casey, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hagan, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kohl, Kyl, Lee, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Tester, Thune, Toomey, Vitter, Warner, Wicker.

NAYS --- 40

Akaka, Bennet, Bingaman, Blumenthal, Boxer, Cantwell, Cardin, Carper, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Landrieu, Lautenberg, Leahy, Levin, Menendez, Merkley, Mikulski, Murray, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Udall (CO), Udall (NM), Whitehouse, Wyden.

So the amendment, as modified, was not agreed to (the amendment not having received 60 yeas votes, as pursuant to the order of today).

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 796, proposed by Mr. COBURN, to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Mr. COBURN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the affirmative--- yeas... 73, nays... 26

[Rollcall Vote No. 185 Leg.]

YEAS --- 73

Alexander, Ayotte, Barrasso, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Coons, Corker, Cornyn, Crapo, DeMint, Enzi, Feinstein, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kerry, Kirk, Klobuchar, Kyl, Landrieu, Lee, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Moran, Murkowski, Nelson (NE), Nelson (FL), Paul, Portman, Risch, Roberts, Rubio, Schumer, Sessions, Shelby, Snowe, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Wicker, Wyden.

NAYS --- 26

Akaka, Baucus, Cantwell, Conrad, Durbin, Franken, Gillibrand, Inouye, Johnson (SD), Kohl, Lautenberg, Leahy, Levin, Menendez, Merkley, Mikulski, Murray, Pryor, Reed, Reid, Rockefeller, Sanders, Shaheen, Stabenow, Tester, Whitehouse.

So the amendment was agreed to.

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the order of today, amendment No. 753, by Ms. AYOTTE, be the pending question; and that all other provisions of the order of yesterday remain in effect.

Pursuant to the order of yesterday, as modified,

The question recurring on agreeing to amendment No. 753, proposed by Ms. AYOTTE (for herself and Mr. SCOTT BROWN), to amendment No. 738 (in the nature of a substitute), as amended, to the bill.

After debate,

On motion by Ms. AYOTTE,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 47, nays... 52

[Rollcall Vote No. 186 Leg.]

YEAS --- 47

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kyl, Lee, Lieberman, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 52

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Paul, Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Whitehouse, Wyden.

So the amendment was not agreed to.

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate next vote on the question of agreeing to the motion to bring to a close debate on amendment No. 738 (in the nature of a substitute), as amended; that, if said motion is agreed to, the amendment (in the nature of a substitute), as amended, be agreed to, and considered original text for purpose of further amendment; that remaining amendments to be voted on, as pursuant to the order of yesterday, remain in order notwithstanding the motion to bring to a close debate having been agreed to; that, when the Senate resumes consideration of bill H.R. 2112 on Tuesday, November 1, 2011, the Senate vote on the question of agreeing to said amendments; and that the provisions of the order of yesterday remain in effect.

Pursuant to the order of yesterday, as modified today,

The PRESIDING OFFICER (Mr. WHITEHOUSE in the chair) laid before the Senate the motion, presented by Mr. REID on Wednesday, October 19, 2011, to bring to a close debate on amendment No. 738 (in the nature of a substitute), as amended, to the bill.

Pursuant to the order of Wednesday, October 19, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 82, nays... 16

[Rollcall Vote No. 187 Leg.]

YEAS --- 82

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Coats, Cochran, Collins, Conrad, Coons, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Warner, Whitehouse, Wicker, Wyden.

NAYS --- 16

Chambliss, Coburn, Corker, Cornyn, Crapo, DeMint, Hatch, Heller, Johnson (WI), Lee, McCain, Risch, Rubio, Sessions, Toomey, Vitter.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The foregoing motion having been agreed to,

Pursuant to the order of today,

The amendment (No. 738, in the nature of a substitute), as amended, was agreed to, and considered original text for purpose of further amendment.

Pursuant to the order of today,

The question being on agreeing to amendment No. 800 to the bill, as amended.

The pending amendments were considered laid aside.

The question being on passage of the bill, as amended.

Mr. DURBIN, by unanimous consent, proposed the following amendments on various pages and lines on behalf of the Senators indicated; each was modified, as indicated, and agreed to: Mr. PORTMAN (for

himself and Mr. SHERROD BROWN), amendment No. 859; Mr. MCCAIN, amendment No. 892; Ms. CANTWELL (for herself, Ms. MURKOWSKI, Mr. BEGICH, Mrs. MURRAY, Mrs. BOXER, Mr. MERKLEY, Mr. WYDEN, and Mrs. FEINSTEIN), amendment No. 893, as modified; Mr. COCHRAN, amendment No. 805, as modified; Mr. BURR (for himself, Mr. COBURN, and Mr. ROBERTS), amendment No. 890; Mr. INOUE, amendment No. 918; and Mr. KYL (for himself, Mr. CORNYN, and Mr. MCCAIN), amendment No. 912, as modified.

The question recurring on agreeing to amendment No. 800 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Mr. REID, by unanimous consent, proposed the following amendments on various pages and lines on behalf of the Senators indicated; each was agreed to: Mr. RUBIO (for himself, Mr. WICKER, Mr. BILL NELSON, Ms. LANDRIEU, and Mr. SHELBY), amendment No. 898; Mr. THUNE, amendment No. 809; and Mrs. HUTCHISON, amendment No. 806.

The question being on agreeing to amendment No. 800 to the bill, as amended.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3639. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report responding to House Report 111-491, page 317, to accompany H.R. 5136, the National Defense Authorization Act for Fiscal Year 2011 relative to spectrum sharing issues for parts of the spectrum under control of the Department of Defense (DOD) related to micro-stimulators; to the Committee on Armed Services.

EC-3640. A communication from the Under Secretary of Defense (Acquisition, Technology, and Logistics), transmitting, pursuant to law, a report relative to the termination of the Joint Tactical Radio System (JTRS) Ground Mobile Radio (GMR)

program; to the Committee on Armed Services.

EC-3641. A communication from the Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Recovery of Delinquent Debts--Treasury Offset Program Enhancements" (RIN0960-AH19) received in the Office of the President of the Senate on October 19, 2011; to the Committee on Finance.

EC-3642. A communication from the Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Amendments to Procedures for Certain Determinations and Decisions" (RIN0960-AG72) received in the Office of the President of the Senate on October 18, 2011; to the Committee on Finance.

EC-3643. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "United States - Oman Free Trade Agreement" ((RIN1515-AD68)(CBP Dec. 11-19)) received in the Office of the President of the Senate on October 18, 2011; to the Committee on Finance.

EC-3644. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Postponement of Certain Hybrid Plan Regulations; Special Timing Rule for Section 204(h) Notice" (Notice No. 2011-85) received in the Office of the President of the Senate on October 17, 2011; to the Committee on Finance.

EC-3645. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "National Environmental Policy Act Implementing Procedures" (RIN1990-AA34) received in the Office of the President of the Senate on October 18, 2011; to the Committee on Environment and Public Works.

EC-3646. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, a report entitled "Draft Strategic Plan: Fiscal Years 2012-2016"; to the Committee on Environment and Public Works.

EC-3647. A communication from the Administrator, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, a report relative to the cost of response and recovery efforts for FEMA-3322-EM in the State of Louisiana having exceeded the \$5,000,000 limit for a single emergency declaration; to the Committee on Environment and Public Works.

EC-3648. A communication from the Director of Congressional Affairs, Office of Nuclear Regulatory Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Design-Basis Hurricane and Hurricane Missiles for Nuclear Power Plants" (Regulatory Guide 1.221) received in the Office of the President of the Senate on October 11, 2011; to the Committee on Environment and Public Works.

EC-3649. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Testing of Certain High Production Volume Chemicals; Third Group of Chemicals" (FRL No. 8885-5) received in the Office of the President of the Senate on October 18, 2011; to the Committee on Environment and Public Works.

EC-3650. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Oil Pollution Prevention; Spill Prevention, Control, and Countermeasure (SPCC) Rule--Compliance Date Amendment for Farms" (FRL No. 9681-4) received in the Office of the President of the Senate on October 18, 2011; to the Committee on Environment and Public Works.

EC-3651. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Regulation of Fuel and Fuel Additives: Alternative Test Method for Olefins in Gasoline" (FRL No. 9482-1) received in the Office of the President of the Senate on October 18, 2011; to the Committee on Environment and Public Works.

EC-3652. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Final Division of Safety Systems Interim Staff Guidance DSS-ISG-2010-01" received in the Office of the President of the Senate on October 3, 2011; to the Committee on Environment and Public Works.

EC-3653. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; California; 2008 San Joaquin Valley PM2.5 Plan and 2007 State Strategy" (FRL No. 9482-2) received in the Office of the President of the Senate on October 18, 2011; to the Committee on Environment and Public Works.

EC-3654. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, a report prepared by the Department of

State on progress toward a negotiated solution of the Cyprus question covering the periods June 1, 2011 through July 31, 2011; to the Committee on Foreign Relations.

EC-3655. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Ames Laboratory at Iowa State University in Ames, Iowa, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3656. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Y-12 facility in Oak Ridge Tennessee, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3657. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from W. R. Grace and Company in Curtis Bay, Maryland, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3658. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Food and Drug Administration's annual report on the performance evaluation of FDA-approved mammography quality standards accreditation bodies; to the Committee on Health, Education, Labor, and Pensions.

EC-3659. A communication from the Secretary of Education, transmitting, pursuant to law, the report of a rule entitled "State Fiscal Stabilization Fund Program" (RIN1894-AA03) received in the Office of the President of the Senate on October 17, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3660. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-170 "Returning Citizens and Ex-Offender Services Reform Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3661. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-171 "Interstate Compact for Juveniles Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3662. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-172 "Community Council for the Homeless at Friendship Place Equitable Real Property Tax Relief Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3663. A communication from the Chairman of the Council of the District of

Columbia, transmitting, pursuant to law, a report on D.C. Act 19-173 "Accountant Mobility Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3664. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-174 "Howard Theatre Redevelopment Project Great Streets Initiative Tax Increment Financing Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3665. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-175 "Daylight Savings Time Extension of Hours Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3666. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-177 "Health Professional Recruitment Program Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3667. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-176 "KIPP DC - Shaw Campus Property Tax Exemption Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3668. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-178 "Public Space Permit Fee Waiver Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3669. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-179 "Pedestrian Safety Reinforcement Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3670. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-180 "Disposed Real Property Procurement Clarification Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3671. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-181 "United House of Prayer for All People Real Property Tax Exemption Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3672. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-182 "DOC Inmate Processing and Release Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3673. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-183 "Revised Fiscal Year 2012 Budget Support Technical Clarification Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3674. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-184 "Carver 2000 Low-Income and Senior Housing Project Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3675. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-185 "Workforce Intermediary Task Force Establishment Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3676. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-186 "Real Property Tax Appeals Commission Establishment Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3677. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-187 "Martin Luther King, Jr., Drive Designation Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3678. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-188 "Mayor's Council on Physical Fitness, Health, and Nutrition Establishment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3679. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-189 "Creditor Calling Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3680. A communication from the Executive Director of the U.S. Election Assistance Commission, transmitting, pursuant to law, report entitled "2010 Uniformed and Overseas Citizens Absentee

Voting Act"; to the Committee on Rules and Administration.

EC-3681. A communication from the Deputy General Counsel, Office of Surety Guarantees, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "Surety Bond Guarantee Program; Timber Sales" (RIN3245-AG14) received in the Office of the President of the Senate on October 18, 2011; to the Committee on Small Business and Entrepreneurship.

EC-3682. A communication from the Deputy Director of the Regulation Policy and Management Office of the General Counsel, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Sharing Information Between the Department of Veterans Affairs and the Department of Defense" (RIN2900-AN95) received in the Office of the President of the Senate on October 19, 2011; to the Committee on Veterans' Affairs.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. INOUE, from the Committee on Appropriations:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2012" (Rept. No. 112-89).

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs:

Report to accompany S. 473, A bill to extend the chemical facility security program of the Department of Homeland Security, and for other purposes (Rept. No. 112-90).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. FRANKEN (for himself and Mr. TESTER):

S. 1741. A bill to amend the Internal Revenue Code of 1986 to provide an investment tax credit for community wind projects having generation capacity of not more than 20 megawatts, and for other purposes; to the Committee on Finance.

By Mr. LEAHY (for himself, Ms. COLLINS, Mr. SCHUMER, Mrs. GILLIBRAND, Mr. SANDERS, and Ms. SNOWE):

S. 1742. A bill to amend title 18, United States Code, to prohibit fraudulently representing a product to be maple syrup; to the Committee on the Judiciary.

By Mr. BROWN of Massachusetts:

S. 1743. A bill to consolidate certain Federal job training programs into a State-administered, market-delivered block grant program, and for other purposes; to the Committee on Health, Education, Labor, and Pensions

By Ms. KLOBUCHAR (for herself and Mr. NELSON of Florida):

S. 1744. A bill to provide funding for State courts to assess and improve the handling of proceedings relating to adult guardianship and conservatorship, to authorize the Attorney General to carry out a pilot program for the conduct of background checks on individuals to be appointed as guardians or conservators, and to promote the widespread adoption of information technology to better monitor, report, and audit conservatorships of protected persons; to the Committee on the Judiciary.

By Mr. MENENDEZ (for himself, Mr. LAUTENBERG, Ms. STABENOW, Mrs. GILLIBRAND, Mrs. MCCASKILL, Mrs. BOXER, Mr. AKAKA, Mr. BEGICH, Ms. MIKULSKI, Ms. KLOBUCHAR, Ms. COLLINS, and Mr. SANDERS):

S. 1745. A bill to posthumously award a Congressional gold medal to Alice Paul, in recognition of her role in the women's suffrage movement and in advancing equal rights for women; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. SCHUMER (for himself and Mr. LEE):

S. 1746. A bill to amend the Immigration and Nationality Act to stimulate international tourism to the United States; to the Committee on the Judiciary.

By Mrs. HAGAN (for herself, Mr. ISAKSON, Mr. ENZI, and Mr. BENNET):

S. 1747. A bill to amend the Fair Labor Standards Act of 1938 to modify provisions relating to the exemption for computer systems analysts, computer programmers, software engineers, or other similarly skilled workers; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LAUTENBERG:

S. 1748. A bill to amend the Truth in Lending Act and the Higher Education Act of 1965 to require additional disclosures and protections for students and cosigners with respect to student loans, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. WARNER (for himself and Mr. WEBB):

S. 1749. A bill to establish and operate a National Center for Campus Public Safety; to the Committee on the Judiciary.

By Mr. FRANKEN (for himself, Mr. CASEY, and Mr. WHITEHOUSE):

S. 1750. A bill to amend the Older Americans Act of 1965 to establish a Home Care Consumer Bill of Rights, to establish State Home Care Ombudsman Programs, and

for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HOEVEN (for himself, Mr. CONRAD, Mr. ENZI, Ms. LANDRIEU, Mr. BOOZMAN, Mr. NELSON of Nebraska, Mr. PORTMAN, Mr. MANCHIN, Mr. THUNE, and Mr. ROCKEFELLER):

S. 1751. A bill to amend subtitle D of the Solid Waste Disposal Act to facilitate recovery and beneficial use, and provide for the proper management and disposal, of materials generated by the combustion of coal and other fossil fuels; to the Committee on Environment and Public Works.

By Mr. ROBERTS:

S. 1752. A bill to nullify certain regulations regarding the removal of essential-use designation for epinephrine used in oral pressurized metered-dose inhalers; to the Committee on Health, Education, Labor, and Pensions.

By Mr. KIRK (for himself, Mr. BROWN of Massachusetts, Mr. CARDIN, and Mr. KERRY):

S. 1753. A bill to require operators of Internet websites that provide access to international travel services and market overseas vacation destinations to provide on such websites information to consumers regarding the potential health and safety risks associated with traveling to such vacation destinations, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. TESTER (for himself, Mr. HARKIN, Ms. KLOBUCHAR, and Mr. BENNET):

S. 1754. A bill to promote clean energy infrastructure for rural communities; to the Committee on Finance.

By Mr. TESTER (for himself and Mr. BEGICH):

S. 1755. A bill to amend title 38, United States Code, to provide for coverage under the beneficiary travel program of the Department of Veterans Affairs of certain disabled veterans for travel for certain special disabilities rehabilitation, and for other purposes; to the Committee on Veterans' Affairs.

By Mrs. HAGAN (for herself and Ms. LANDRIEU):

S. 1756. A bill to extend HUBZone designations by 3 years, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. TESTER (for himself, Mr. HARKIN, Mr. BENNET, and Ms. KLOBUCHAR):

S. 1757. A bill to promote clean energy infrastructure for rural communities; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. MCCASKILL (for herself and Mr. BLUNT):

S. 1758. A bill to amend the Federal Power Act prohibit the Federal Energy Regulatory Commission from requiring the removal or modification of existing structures or encroachments in licenses of the Commission; to the Committee on Energy and Natural Resources.

By Mrs. FEINSTEIN (for herself, Mrs. BOXER, Mr. REED, and Mr. WHITEHOUSE):

S. 1759. A bill to facilitate the hosting in the United States of the 34th America's Cup by authorizing certain eligible vessels to participate in activities related to the competition; to the Committee on Commerce, Science, and Transportation.

By Mr. MANCHIN (for himself and Mr. KIRK):

S. 1760. A bill to amend the Controlled Substances Act to provide for increased penalties for operators of pill mills, and for other purposes; to the Committee on the Judiciary.

By Ms. CANTWELL:

S. 1761. A bill to amend the Internal Revenue Code of 1986 to repeal the exception to the treatment of consolidated groups under the personal holding company rules; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. CASEY:

S. Res. 301. A resolution urging the people of the United States to observe October 2011 as Italian and Italian-American Heritage Month; to the Committee on the Judiciary.

By Ms. LANDRIEU (for herself, Mr. INHOFE, Mr. KERRY, Ms. KLOBUCHAR, Mr. WYDEN, Mr. LAUTENBERG, Mrs. HUTCHISON, Mr. BOOZMAN, Mr. BLUNT, Mr. LUGAR, Mrs. GILLIBRAND, Mr. LEVIN, Mr. GRASSLEY, Ms. COLLINS, Mr. BAUCUS, Mr. MORAN, Mr. NELSON of Nebraska, Mr. CARDIN, Mr. JOHNSON of South Dakota, Mr. BROWN of Ohio, and Mr. DEMINT):

S. Res. 302. A resolution expressing support for the goals of National Adoption Day and National Adoption Month by promoting national awareness of adoption and the children awaiting families, celebrating children and families involved in adoption, and encouraging the people of the United States to secure safety, permanency, and well-being for all children; to the Committee on Health, Education, Labor, and Pensions.

By Mr. NELSON of Florida:

S. Res. 303. A resolution honoring the life, service, and sacrifice of Captain Colin P.

Kelly Jr., United States Army; to the Committee on Armed Services.

By Mrs. BOXER (for herself, Ms. COLLINS, Mr. COCHRAN, Mr. WHITEHOUSE, Mr. CASEY, and Ms. STABENOW):

S. Res. 304. A resolution supporting "Lights on Afterschool", a national celebration of afterschool programs; considered and agreed to.

By Mr. REID (for himself and Mr. MCCONNELL):

S. Res. 305. A resolution to authorize legal representation in Edward Paul Celestine, Jr. v. Social Security Administration; considered and agreed to.

By Mr. JOHNSON of Wisconsin (for himself, Mr. LIEBERMAN, Ms. COLLINS, Ms. LANDRIEU, Mr. BEGICH, Mr. AKAKA, Mr. COONS, Mr. CARPER, Mr. BROWN of Massachusetts, and Ms. SNOWE):

S. Res. 306. A resolution supporting the goals and ideals of National Cybersecurity Awareness Month and raising awareness and enhancing the state of cybersecurity in the United States; considered and agreed to.

By Mr. WICKER (for himself, Mr. COCHRAN, Mr. VITTER, and Ms. LANDRIEU):

S. Res. 307. A resolution honoring the men and women of the John C. Stennis Space Center on reaching the historic milestone of 50 years of rocket engine testing; considered and agreed to.

ADDITIONAL COSPONSORS

S. 20

At the request of Mr. HATCH, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 164

At the request of Mr. BROWN of Massachusetts, the names of the Senator from North Carolina [Mr. BURR] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 211

At the request of Mr. ISAKSON, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 211, a bill to provide for a biennial budget process and a biennial appropriations process and to enhance oversight and performance of the Federal Government.

S. 227

At the request of Ms. COLLINS, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 227, a bill to amend title XVIII of the

Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 331

At the request of Mr. BARRASSO, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 331, a bill to ensure that military voters have the right to bring a civil action under the Uniformed and Overseas Citizens Absentee Voting Act to safeguard their right to vote.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 576

At the request of Mr. HARKIN, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 576, a bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education.

S. 598

At the request of Mrs. FEINSTEIN, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 598, a bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

S. 687

At the request of Mr. CORNYN, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 687, a bill to amend the Internal Revenue Code of 1986 to permanently extend the 15-year recovery period for qualified leasehold improvement property, qualified restaurant property, and qualified retail improvement property.

S. 720

At the request of Mr. THUNE, the names of the Senator from Kentucky [Mr. McCONNELL], the Senator from North Dakota [Mr. HOEVEN] and the Senator from Alabama [Mr. SHELBY] were added as cosponsors of S. 720, a bill to repeal the CLASS program.

S. 968

At the request of Mr. LEAHY, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 998

At the request of Mr. AKAKA, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 998, a bill to amend title IV of the Employee Retirement Income Security Act of 1974 to require the Pension Benefit Guaranty Corporation, in the case of airline pilots who are required by regulation to retire at age 60, to compute the actuarial value of monthly

benefits in the form of a life annuity commencing at age 60.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1106

At the request of Mr. KOHL, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1106, a bill to authorize Department of Defense support for programs on pro bono legal assistance for members of the Armed Forces.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1440

At the request of Mr. ALEXANDER, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Maine [Ms. COLLINS] were added as cosponsors of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

At the request of Mr. BENNET, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 1440, supra.

S. 1460

At the request of Mr. BAUCUS, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1460, a bill to grant the congressional gold medal, collectively, to the First Special Service Force, in recognition of its superior service during World War II.

S. 1467

At the request of Mr. BLUNT, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1468

At the request of Mrs. SHAHEEN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1468, a bill to amend title XVIII of the Social Security Act to improve access to diabetes self-management training by authorizing certified diabetes educators to provide diabetes self-

management training services, including as part of telehealth services, under part B of the Medicare program.

S. 1479

At the request of Mr. CASEY, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1479, a bill to preserve Medicare beneficiary choice by restoring and expanding Medicare open enrollment and disenrollment opportunities.

S. 1527

At the request of Mrs. HAGAN, the name of the Senator from Montana [Mr. BAUCUS] was added as a cosponsor of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1576

At the request of Ms. LANDRIEU, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1576, a bill to measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes.

S. 1610

At the request of Mr. BARRASSO, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 1610, a bill to provide additional time for the Administrator of the Environmental Protection Agency to promulgate achievable standards for cement manufacturing facilities, and for other purposes.

S. 1651

At the request of Mr. SESSIONS, the name of the Senator from Wisconsin [Mr. JOHNSON] was added as a cosponsor of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1653

At the request of Ms. KLOBUCHAR, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1653, a bill to make minor modifications to the procedures relating to the issuance of visas.

S. 1668

At the request of Mr. MERKLEY, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1668, a bill to provide that the Postal Service may not close any post office which results in more than 10 miles distance (as measured on roads with year-round access) between any 2 post offices.

S. 1671

At the request of Mrs. HAGAN, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1671, a bill to amend the Internal Revenue Code of 1986 to allow a temporary dividends received deduction for dividends received from a controlled foreign corporation.

S. 1684

At the request of Mr. BARRASSO, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1684, a bill to amend the Indian Tribal Energy Development and Self-Determination Act of 2005, and for other purposes.

S. 1702

At the request of Mr. MORAN, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1702, a bill to provide that the rules of the Environmental Protection Agency entitled "National Emission Standards for Hazardous Air Pollutants for Reciprocating Internal Combustion Engines" have no force or effect with respect to existing stationary compression and spark ignition reciprocating internal combustion engines operated by certain persons and entities for the purpose of generating electricity or operating a water pump.

S. 1718

At the request of Mr. WYDEN, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1718, a bill to amend title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims.

S. 1723

At the request of Mr. MENENDEZ, the names of the Senator from Ohio [Mr. BROWN] and the Senator from Maryland [Mr. CARDIN] were added as cosponsors of S. 1723, a bill to provide for teacher and first responder stabilization.

S. 1726

At the request of Mr. MCCONNELL, the names of the Senator from Alaska [Ms. MURKOWSKI], the Senator from Maine [Ms. SNOWE], the Senator from Massachusetts [Mr. BROWN], the Senator from South Dakota [Mr. THUNE], the Senator from Missouri [Mr. BLUNT], the Senator from New Hampshire [Ms. AYOTTE], the Senator from Nebraska [Mr. JOHANNIS], the Senator from North Carolina [Mr. BURR], the Senator from Arizona [Mr. MCCAIN], the Senator from Kansas [Mr. MORAN], the Senator from Maine [Ms. COLLINS], the Senator from Florida [Mr. RUBIO], the Senator from Wyoming [Mr. ENZI], the Senator from North Dakota [Mr. HOEVEN], the Senator from Illinois [Mr. KIRK], the Senator from Arkansas [Mr. BOOZMAN], the Senator from Nevada [Mr. HELLER] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of S. 1726, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

At the request of Mr. BARRASSO, his name was added as a cosponsor of S. 1726, *supra*.

At the request of Mr. CORNYN, his name was added as a cosponsor of S. 1726, *supra*.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Ms. MIKULSKI,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on October 20, 2011, at 10 a.m., to conduct a hearing entitled "Housing Finance Reform: Continuation of the 30-Year Fixed-Rate Mortgage."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on October 20, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on October 20, 2011, at 10 a.m., to hold a hearing entitled, "U.S. Military Deployment to Central Africa."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on October 20, 2011, at 8 a.m. in room 216 of the Hart Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on October 20, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on October 20, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

AD HOC SUBCOMMITTEE ON DISASTER RECOVERY AND INTERGOVERNMENTAL AFFAIRS

The Ad Hoc Subcommittee on Disaster Recovery and Intergovernmental Affairs of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on October 20, 2011, at 10:30 a.m., in order to conduct a hearing entitled, "Accountability at FEMA: Is Quality Job #1?"

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on October 20, 2011, at 2:30 p.m.

SUBCOMMITTEE ON SECURITY AND INTERNATIONAL TRADE AND FINANCE

The Committee on Banking, Housing, and Urban Affairs, Subcommittee on Security and

International Trade and Finance be authorized to meet during the session of the Senate on October 20, 2011, at 2 p.m., in order to conduct a hearing entitled, "The G20 and Global Economic and Financial Risks."

RECOGNIZING THE RELIGIOUS AND HISTORICAL SIGNIFICANCE OF THE FESTIVAL OF DIWALI

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the resolution (S. Res. 291) recognizing the religious and historical significance of the festival of Diwali.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING "LIGHTS ON AFTERSCHOOL"

On the request of Mr. REID,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) laid before the Senate the resolution (S. Res. 304) supporting "Lights on Afterschool", a national celebration of afterschool programs, submitted today by Mrs. BOXER (for herself, Ms. COLLINS, Mr. COCHRAN, Mr. WHITEHOUSE, Mr. CASEY, and Ms. STABENOW), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING REPRESENTATION BY THE SENATE LEGAL COUNSEL

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 305) to authorize legal representation in Edward Paul Celestine, Jr. v. Social Security Administration, submitted today by Mr. REID (for himself and Mr. MCCONNELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

**SUPPORTING THE GOALS AND
IDEALS OF NATIONAL
CYBERSECURITY AWARENESS
MONTH**

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 306) supporting the goals and ideals of National Cybersecurity Awareness Month and raising awareness and enhancing the state of cybersecurity in the United States, submitted today by Mr. RON JOHNSON (for himself, Mr. LIEBERMAN, Ms. COLLINS, Ms. LANDRIEU, Mr. BEGICH, Mr. AKAKA, Mr. COONS, Mr. CARPER, Mr. SCOTT BROWN, and Ms. SNOWE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

**HONORING THE MEN AND WOMEN
OF THE JOHN C. STENNIS SPACE
CENTER**

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 307) honoring the men and women of the John C. Stennis Space Center on reaching the historic milestone of 50 years of rocket engine testing, submitted today by Mr. WICKER (for himself, Mr. COCHRAN, Mr. VITTER, and Ms. LANDRIEU), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, on Monday, October 31, 2011, at 4:30 p.m., the Senate proceed to executive session to consider the nomination of Stephen A. Higginson, of Louisiana, to be United States District Judge for the Fifth Circuit; that there be 1 hour, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, with no intervening action or debate; that a motion to reconsider be considered made and laid on the table; and that the President be immediately notified of the Senate's action.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

**ORDERS FOR ADJOURNMENT
UNTIL 3:45 P.M. ON MONDAY,
OCTOBER 24, 2011, FOR PRO
FORMA SESSIONS, FOR
ADJOURNMENT UNTIL 3 P.M. ON
MONDAY, OCTOBER 31, 2011, AND
FOR PROGRAM**

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 3:45 p.m. on Monday, October 24, 2011, for a pro forma session; that the Senate then adjourn until 11 a.m. on Thursday, October 27, 2011, for a pro forma session; that the Senate then adjourn until 3 p.m. on Monday, October 31, 2011; that, on Monday, October 31, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each; and that, at 4:30 p.m., the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 2:26 a.m.,

The Senate adjourned, under its order of today, until 3:45 p.m. on Monday, October 24, 2011.

MONDAY, OCTOBER 24, 2011

Mr. BENJAMIN L. CARDIN, from the State of Maryland, called the Senate to order at 3:45:01 p.m., and

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, October 24, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable BENJAMIN L. CARDIN, a Senator from the State of Maryland, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. CARDIN took the chair.

ADJOURNMENT

Under the authority of the order of Friday, October 21, 2011,

At 3:45:32 p.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of Friday, October 21, 2011, until 11 a.m. on Thursday, October 27, 2011.

THURSDAY, OCTOBER 27, 2011

Mr. PATRICK J. LEAHY, from the State of Vermont, called the Senate to order at 11:00:10 a.m., and

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, October 27, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable PATRICK J. LEAHY, a Senator from the State of Vermont, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. LEAHY took the chair.

ADJOURNMENT

Under the authority of the order of Friday, October 21, 2011,

At 11:00:36 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order

of Friday, October 21, 2011, until 3 p.m. on Monday, October 31, 2011.

MONDAY, OCTOBER 31, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 3 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, October 31, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Friday, October 21, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Friday, October 21, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Friday, October 21, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE HOUSE RECEIVED DURING ADJOURNMENT

Under the authority of the order of the Senate of January 5, 2011, the Secretary of

the Senate on October 25, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the SPEAKER had signed the following enrolled bills:

H.R. 489. An act to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and for other purposes.

H.R. 765. An act to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other purposes.

H.R. 1843. An act to designate the facility of the United States Postal Service located at 489 Army Drive in Barrigada, Guam, as the "John Pangelinan Gerber Post Office Building".

H.R. 1975. An act to designate the facility of the United States Postal Service located at 281 East Colorado Boulevard in Pasadena, California, as the "First Lieutenant Oliver Goodall Post Office Building".

H.R. 2062. An act to designate the facility of the United States Postal Service located at 45 Meetinghouse Lane in Sagamore Beach, Massachusetts, as the "Matthew A. Pucino Post Office".

H.R. 2149. An act to designate the facility of the United States Postal Service located at 4354 Pahoehoe Avenue in Honolulu, Hawaii, as the "Cecil L. Heftel Post Office Building".

MESSAGE FROM THE PRESIDENT RECEIVED DURING ADJOURNMENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

REPORT ON THE CONTINUATION OF THE NATIONAL EMERGENCY DECLARED WITH RESPECT TO THE DEMOCRATIC REPUBLIC OF THE CONGO-- PM 30

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency with respect to the situation in or in relation to the

Democratic Republic of the Congo and the related measures blocking the property of certain persons contributing to the conflict in that country are to continue in effect beyond October 27, 2011.

The situation in or in relation to the Democratic Republic of the Congo, which has been marked by widespread violence and atrocities that continue to threaten regional stability, continues to pose an unusual and extraordinary threat to the foreign policy of the United States. For this reason, I have determined that it is necessary to continue the national emergency to deal with that threat and the related measures blocking the property of certain persons contributing to the conflict in that country.

BARACK OBAMA.

THE WHITE HOUSE, *October 25, 2011.*

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BROWN of Massachusetts (for himself and Ms. SNOWE):

S. 1762. A bill to repeal the imposition of withholding on certain payments made to vendors by government entities and to amend the Internal Revenue Code of 1986 to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs; to the Committee on Finance.

By Mr. AKAKA (for himself, Mr. FRANKEN, Mr. UDALL of New Mexico, Mr. INOUE, Mr. BEGICH, Mrs. MURRAY, Mr. JOHNSON of South Dakota, Mr. BINGAMAN, Mr. TESTER, and Mr. BAUCUS):

S. 1763. A bill to decrease the incidence of violent crimes against Indian women, to strengthen the capacity of Indian tribes to exercise the sovereign authority of Indian tribes to respond to violent crimes committed against Indian women, and to ensure that perpetrators of violent crimes committed against Indian women are held accountable for that criminal behavior, and for other purposes; to the Committee on Indian Affairs.

By Ms. STABENOW:

S. 1764. A bill to amend the Internal Revenue Code of 1986 to extend the qualifying advanced energy project credit; to the Committee on Finance

By Mrs. HAGAN:

S. 1765. A bill to amend the Public Health Service Act to provide grants to strengthen the healthcare system's response to domestic violence, dating violence, sexual assault, and stalking; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BROWN of Ohio:

S. 1766. A bill to establish the Honorable Stephanie Tubbs Jones Fire Suppression Demonstration Incentive Program within the Department of Education to promote installation of fire sprinkler systems, or other fire suppression or prevention technologies, in qualified student housing and dormitories, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MERKLEY (for himself and Mr. BROWN of Ohio):

S. 1767. A bill to amend the Truth in Lending Act to prohibit the distribution of any check or other negotiable instrument as part of a solicitation by a creditor for an extension of credit, to limit the liability of consumers in conjunction with such solicitations, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BEGICH (for himself, Mr. CASEY, Mr. GRAHAM, Mr. GRASSLEY, Ms. KLOBUCHAR, Mr. LEAHY, Ms. MURKOWSKI, Mr. PRYOR, Ms. SNOWE, and Mr. TESTER):

S. 1768. A bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents; to the Committee on Armed Services.

By Ms. KLOBUCHAR (for herself, Mr. MANCHIN, Mr. WHITEHOUSE, Mr. REID, Mr. KERRY, Mrs. BOXER, Mr. COONS, Mr. BEGICH, Mr. LAUTENBERG, Mr. FRANKEN, Mr. SCHUMER, Mr. NELSON of Florida, Mr. BLUMENTHAL, Mrs. FEINSTEIN, Mr. LEVIN, Mr. MENENDEZ, Mr. BROWN of Ohio, and Ms. STABENOW):

S. 1769. A bill to put workers back on the job while rebuilding and modernizing America; read the first time.

ADDITIONAL COSPONSORS

S. 50

At the request of Mr. INOUE, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 50, a bill to strengthen Federal consumer product safety programs and activities with respect to commercially-marketed seafood by directing the Secretary of Commerce to coordinate with the Federal Trade Commission and other appropriate Federal agencies to strengthen and coordinate those programs and activities.

S. 52

At the request of Mr. INOUE, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 52, a bill to establish uniform

administrative and enforcement procedures and penalties for the enforcement of the High Seas Driftnet Fishing Moratorium Protection Act and similar statutes, and for other purposes.

S. 75

At the request of Mr. KOHL, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 75, a bill to restore the rule that agreements between manufacturers and retailers, distributors, or wholesalers to set the minimum price below which the manufacturer's product or service cannot be sold violates the Sherman Act.

S. 202

At the request of Mr. PAUL, the names of the Senator from Arizona [Mr. MCCAIN] and the Senator from Iowa [Mr. GRASSLEY] were added as cosponsors of S. 202, a bill to require a full audit of the Board of Governors of the Federal Reserve System and the Federal reserve banks by the Comptroller General of the United States before the end of 2012, and for other purposes.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Missouri [Mrs. McCASKILL] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 384

At the request of Mrs. FEINSTEIN, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

S. 418

At the request of Mr. HARKIN, the names of the Senator from New Hampshire [Ms. AYOTTE] and the Senator from Nevada [Mr. HELLER] were added as cosponsors of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 572

At the request of Mr. BROWN of Ohio, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 572, a bill to amend title 38, United States Code, to repeal the prohibition on collective bargaining with respect to matters and questions regarding compensation of employees of the Department of Veterans Affairs other than rates of basic pay, and for other purposes.

S. 652

At the request of Mr. KERRY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 652, a bill to facilitate efficient investments and financing of infrastructure projects and new job creation through the

establishment of an American Infrastructure Financing Authority, to provide for an extension of the exemption from the alternative minimum tax treatment for certain tax-exempt bonds, and for other purposes.

S. 720

At the request of Mr. THUNE, the name of the Senator from South Carolina [Mr. DEMINT] was withdrawn as a cosponsor of S. 720, a bill to repeal the CLASS program.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 933

At the request of Mr. SCHUMER, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 933, a bill to amend the Internal Revenue Code of 1986 to extend and increase the exclusion for benefits provided to volunteer firefighters and emergency medical responders.

S. 936

At the request of Mr. ROCKEFELLER, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 936, a bill to establish the American Infrastructure Investment Fund and other activities to facilitate investments in infrastructure projects that significantly enhance the economic competitiveness of the United States by improving economic output, productivity, or competitive commercial advantage, and for other purposes.

S. 960

At the request of Mr. ALEXANDER, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 960, a bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home.

S. 968

At the request of Mr. LEAHY, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 1016

At the request of Mr. BINGAMAN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1016, a bill to amend the Internal Revenue Code of 1986 to permanently modify the limitations on the deduction of interest by financial institutions which hold tax-exempt bonds, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Illinois [Mr. DURBIN]

was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1106

At the request of Mr. KOHL, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1106, a bill to authorize Department of Defense support for programs on pro bono legal assistance for members of the Armed Forces.

S. 1107

At the request of Mr. MENENDEZ, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1107, a bill to authorize and support psoriasis and psoriatic arthritis data collection, to express the sense of the Congress to encourage and leverage public and private investment in psoriasis research with a particular focus on interdisciplinary collaborative research on the relationship between psoriasis and its comorbid conditions, and for other purposes.

S. 1181

At the request of Mr. GRASSLEY, the names of the Senator from Michigan [Ms. STABENOW] and the Senator from Montana [Mr. TESTER] were added as cosponsors of S. 1181, a bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization.

S. 1221

At the request of Mrs. SHAHEEN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1221, a bill to provide grants to better understand and reduce gestational diabetes, and for other purposes.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1328

At the request of Mr. REED, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1328, a bill to amend the Elementary and Secondary

Education Act of 1965 regarding school libraries, and for other purposes.

S. 1335

At the request of Mr. INHOFE, the names of the Senator from Nebraska [Mr. NELSON] and the Senator from Ohio [Mr. PORTMAN] were added as cosponsors of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1358

At the request of Mr. TESTER, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1358, a bill to amend the Family and Medical Leave Act of 1993 to provide leave because of the death of a son or daughter.

S. 1440

At the request of Mr. BENNET, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1444

At the request of Mr. AKAKA, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 1444, a bill to provide for the presentation of a United States flag on behalf of Federal civilian employees who are killed while performing official duties or because of their status as Federal employees.

S. 1467

At the request of Mr. BLUNT, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 1467, a bill to amend the Patient Protection and Affordable Care Act to protect rights of conscience with regard to requirements for coverage of specific items and services.

S. 1591

At the request of Mr. KIRK, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1591, a bill to award a Congressional Gold Medal to Raoul Wallenberg, in recognition of his achievements and heroic actions during the Holocaust.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1627

At the request of Mr. NELSON of Florida, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1627, a bill to amend title XVIII of the Social Security Act to provide for the

distribution of additional residency positions, and for other purposes.

S. 1647

At the request of Mr. CRAPO, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1647, a bill to repeal the sunset on the reduction of capital gains rates for individuals and on the taxation of dividends of individuals at capital gain rates.

S. 1651

At the request of Mr. SESSIONS, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1684

At the request of Mr. BARRASSO, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1684, a bill to amend the Indian Tribal Energy Development and Self-Determination Act of 2005, and for other purposes.

S. 1707

At the request of Mr. BURR, the names of the Senator from South Carolina [Mr. GRAHAM] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 1707, a bill to amend title 38, United States Code, to clarify the conditions under which certain persons may be treated as adjudicated mentally incompetent for certain purposes.

S. 1718

At the request of Mr. WYDEN, the names of the Senator from Idaho [Mr. CRAPO], the Senator from South Carolina [Mr. GRAHAM] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 1718, a bill to amend title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims.

S. 1727

At the request of Mr. HELLER, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1727, a bill to direct the Secretary of the Army and the Secretary of the Navy to conduct a review of military service records of Jewish American veterans of World War I, including those previously awarded a military decoration, to determine whether any of the veterans should be posthumously awarded the Medal of Honor, and for other purposes.

S. 1734

At the request of Mr. BLUMENTHAL, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1734, a bill to provide incentives for the development of qualified infectious disease products.

SENATE RESOLUTION 251

At the request of Mr. CARPER, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of Senate Resolution 251, a resolution

expressing support for improvement in the collection, processing, and consumption of recyclable materials throughout the United States.

SENATE RESOLUTION 297

At the request of Mr. MENENDEZ, the names of the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Michigan [Mr. LEVIN], the Senator from Rhode Island [Mr. REED] and the Senator from Michigan [Ms. STABENOW] were added as cosponsors of Senate Resolution 297, a resolution congratulating the Corporation for Supportive Housing on the 20th anniversary of its founding.

SENATE RESOLUTION 302

At the request of Ms. LANDRIEU, the names of the Senator from South Dakota [Mr. THUNE], the Senator from Oregon [Mr. MERKLEY] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of Senate Resolution 302, a resolution expressing support for the goals of National Adoption Day and National Adoption Month by promoting national awareness of adoption and the children awaiting families, celebrating children and families involved in adoption, and encouraging the people of the United States to secure safety, permanency, and well-being for all children.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 3:03 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 295. An act to amend the Hydrographic Services Improvement Act of 1998 to authorize funds to acquire hydrographic data and provide hydrographic services specific to the Arctic for safe navigation, delineating the United States extended continental shelf, and the monitoring and description of coastal changes.

H.R. 320. An act to designate a Distinguished Flying Cross National Memorial at the March Field Air Museum in Riverside, California.

H.R. 441. An act to authorize the Secretary of the Interior to issue permits for microhydro projects in nonwilderness areas within the boundaries of Denali National Park and Preserve, to acquire land for Denali National Park and Preserve from Doyon Tourism, Inc., and for other purposes.

H.R. 461. An act to direct the Secretary of the Interior to convey certain Federal features of the electric distribution system to the

South Utah Valley Electric Service District, and for other purposes.

H.R. 674. An act to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes.

H.R. 818. An act to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Uintah Water Conservancy District.

H.R. 1160. An act to require the Secretary of the Interior to convey the McKinney Lake National Fish Hatchery to the State of North Carolina, and for other purposes.

H.R. 1904. An act to facilitate the efficient extraction of mineral resources in southeast Arizona by authorizing and directing an exchange of Federal and non-Federal land, and for other purposes.

H.R. 2042. An act to require the Secretary of Homeland Security, in consultation with the Secretary of State, to establish a program to issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes.

H.R. 2447. An act to grant the congressional gold medal to the Montford Point Marines.

H.R. 2527. An act to require the Secretary of the Treasury to mint coins in recognition and celebration of the National Baseball Hall of Fame.

H.R. 2594. An act to prohibit operators of civil aircraft of the United States from participating in the European Union's emissions trading scheme, and for other purposes.

ENROLLED BILLS SIGNED

The following enrolled bills, previously signed by the Speaker, were signed by the PRESIDENT pro tempore on today:

H.R. 489. An act to clarify the jurisdiction of the Secretary of the Interior with respect to the C.C. Cragin Dam and Reservoir, and for other purposes.

H.R. 765. An act to amend the National Forest Ski Area Permit Act of 1986 to clarify the authority of the Secretary of Agriculture regarding additional recreational uses of National Forest System land that is subject to ski area permits, and for other purposes.

H.R. 1843. An act to designate the facility of the United States Postal Service located at 489 Army Drive in Barrigada, Guam, as the "John Pangelinan Gerber Post Office Building".

H.R. 1975. An act to designate the facility of the United States Postal Service located at 281 East Colorado Boulevard in Pasadena,

California, as the "First Lieutenant Oliver Goodall Post Office Building".

H.R. 2062. An act to designate the facility of the United States Postal Service located at 45 Meetinghouse Lane in Sagamore Beach, Massachusetts, as the "Matthew A. Pucino Post Office".

H.R. 2149. An act to designate the facility of the United States Postal Service located at 4354 Pahoia Avenue in Honolulu, Hawaii, as the "Cecil L. Heftel Post Office Building".

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 295. An act to amend the Hydrographic Services Improvement Act of 1998 to authorize funds to acquire hydrographic data and provide hydrographic services specific to the Arctic for safe navigation, delineating the United States extended continental shelf, and the monitoring and description of coastal changes; to the Committee on Commerce, Science, and Transportation.

H.R. 320. An act to designate a Distinguished Flying Cross National Memorial at the March Field Air Museum in Riverside, California; to the Committee on Energy and Natural Resources.

H.R. 441. To authorize the Secretary of the Interior to issue permits for microhydro projects in nonwilderness areas within the boundaries of Denali National Park and Preserve, to acquire land for Denali National Park and Preserve from Doyon Tourism, Inc., and for other purposes; to the Committee on Energy and Natural Resources.

H.R. 461. An act to direct the Secretary of the Interior to convey certain Federal features of the electric distribution system to the South Utah Valley Electric Service District, and for other purposes; to the Committee on Energy and Natural Resources.

H.R. 1160. An act to require the Secretary of the Interior to convey the McKinney Lake National Fish Hatchery to the State of North Carolina, and for other purposes; to the Committee on Environment and Public Works.

H.R. 1904. An act to facilitate the efficient extraction of mineral resources in southeast Arizona by authorizing and directing an exchange of Federal and non-Federal land, and for other purposes; to the Committee on Energy and Natural Resources.

H.R. 2447. An act to grant the congressional gold medal to the Montford Point Marines; to the Committee on Banking, Housing, and Urban Affairs.

H.R. 2527. An act to require the Secretary of the Treasury to mint coins in recognition and celebration of the National Baseball Hall of Fame; to the Committee on Banking, Housing, and Urban Affairs.

HOUSE BILL PLACED ON THE
CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 818. An act to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Uintah Water Conservancy District.

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed,
Pursuant to the order of Friday, October 21, 2011, as modified,

The Senate proceeded to executive session; and after consideration of executive business (involving one rollcall Vote).

LEGISLATIVE SESSION

Pursuant to the order of Friday, October 21, 2011,

The Senate resumed its legislative session.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

CIVIL ACTION APPEAL TIME
CLARIFICATION ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 1637) to clarify appeal time limits in civil actions to which United States officers or employees are parties.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

REMOVAL CLARIFICATION ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (H.R. 368) to amend title 28, United States Code, to clarify and improve certain provisions relating to the removal of litigation against Federal officers or agencies to Federal courts, and for other purposes.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

FEDERAL COURTS JURISDICTION
AND VENUE CLARIFICATION ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (H.R. 394) to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes.

The question being on agreeing to the reported amendments.

The reported amendments were agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. MANCHIN in the chair) laid before the Senate the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain health care-related programs, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1769) to put workers back on the job while rebuilding and modernizing America, introduced today by Ms. KLOBUCHAR (for herself, Mr. MANCHIN, Mr. WHITEHOUSE, Mr. REID, Mr. KERRY, Mrs. BOXER, Mr. COONS, Mr. BEGICH, Mr. LAUTENBERG, Mr. FRANKEN, Mr. SCHUMER, Mr. BILL NELSON, Mr. BLUMENTHAL, Mrs. FEINSTEIN, Mr. LEVIN, Mr. MENENDEZ, Mr.

SHERROD BROWN, and Ms. STABENOW), and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of the bill (H.R. 2112) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes, as pursuant to the order of Thursday, October 20, 2011, as modified; and that, upon disposition of bill H.R. 2112, the Senate proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:18 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, NOVEMBER 1, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, November 1, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

NOTICE OF CONTINUATION OF THE NATIONAL EMERGENCY RELATIVE TO THE ACTIONS AND POLICIES OF THE GOVERNMENT OF SUDAN -- PM 31

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report which was referred to the Committee on Banking, Housing, and Urban Affairs.

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register*

for publication the enclosed notice stating that the Sudan emergency is to continue in effect beyond November 3, 2011.

The crisis constituted by the actions and policies of the Government of Sudan that led to the declaration of a national emergency in Executive Order 13067 of November 3, 1997, and the expansion of that emergency in Executive Order 13400 of April 26, 2006, and with respect to which additional steps were taken in Executive Order 13412 of October 13, 2006, has not been resolved. These actions and policies are hostile to U.S. interests and continue to pose an unusual and extraordinary threat to the national security and foreign policy of the United States. Therefore, I have determined that it is necessary to continue the national emergency declared with respect to Sudan and maintain in force the sanctions against Sudan to respond to this threat.

BARACK OBAMA.

THE WHITE HOUSE, *November 1, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3683. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fishing Capacity Reduction Program for the Southeast Alaska Purse Seine Salmon Fishery" (RIN0648-BA13) received in the Office of the President of the Senate on October 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3684. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Deep-Sea Red Crab; Amendment 3" (RIN0648-BA22) received in the Office of the President of the Senate on October 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3685. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Sharks in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA733) received in the Office of the President of the Senate on October 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3686. A communication from the Acting Director, Office of Sustainable

Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Pacific Cod by Non-American Fisheries Act Crab Vessels Harvesting Pacific Cod for Processing by the Inshore Component in the Western Regulatory Area of the Gulf of Alaska" (RIN0648-XA729) received in the Office of the President of the Senate on October 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3687. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; South Atlantic Snapper-Grouper Fishery; 2011-2012 Accountability Measures for Recreational Black Sea Bass" (RIN0648-XA698) received in the Office of the President of the Senate on October 19, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3688. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a report providing a statement of actions with respect to the Government Accountability Office report entitled "ACQUISITION PLANNING: Opportunities to Build Strong Foundations for Better Service Contracts"; to the Committee on Commerce, Science, and Transportation.

EC-3689. A communication from the Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Part 64 of the Commission's Rules Regarding Telecommunications Relay Services and Related Customer Premises Equipment for Persons With Disabilities; Truth-In-Billing Requirements for Common Carriers" (DA 11-1649) received in the Office of the President of the Senate on October 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3690. A communication from the Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Contributions to the Telecommunications Relay Services Fund" (FCC 11-150) received in the Office of the President of the Senate on October 17, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3691. A communication from the Deputy General Counsel, Office of Managing Director, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Parts 0, 1, 73, and 74 of the Commission's Rules" (DA 11-1658) received in the Office of the President of the Senate on October 17,

2011; to the Committee on Commerce, Science, and Transportation.

EC-3692. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Brucellosis in Swine; Add Texas to List of Validated Brucellosis-Free States" (Docket No. APHIS-2011-005) received during recess of the Senate in the Office of the President of the Senate on October 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3693. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Fresh Baby Kiwi From Chile Under a Systems Approach" ((RIN0579-AD37)(Docket No. APHIS-2010-0018)) received during recess of the Senate in the Office of the President of the Senate on October 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3694. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National Poultry Improvement Plan and Auxiliary Provisions; Correction" ((RIN0579-AD21)(Docket No. APHIS-2009-0031)) received during recess of the Senate in the Office of the President of the Senate on October 25, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3695. A communication from the Regulatory Officer, Foreign Agricultural Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Adjustment of Appendices to the Dairy Tariff-Rate Import Quota Licensing Regulation for the 2011 Tariff-Rate Quota Year" (7 CFR Part 6) received during recess of the Senate in the Office of the President of the Senate on October 26, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3696. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-066, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-3697. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC

11-084, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-3698. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-111, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Armed Services.

EC-3699. A communication from the Acting Chairman of the Joint Chiefs of Staff, transmitting, pursuant to law, a report relative to military construction requirements related to antiterrorism and force protection (DCN OSS No. 2011-1621); to the Committee on Armed Services.

EC-3700. A communication from the President of the United States, transmitting, pursuant to law, a report relative to Afghanistan and Pakistan for the period from January 1, 2011, through June 30, 2011 (DCN OSS No. 2011-1667); to the Committee on Armed Services.

EC-3701. A communication from the Secretary of Defense, transmitting, pursuant to law, a report regarding the approval by the President of the United States of changes to the 2011 Unified Command Plan (UCP) that specifies the missions and responsibilities, including geographic boundaries, of the combatant commands; to the Committee on Armed Services.

EC-3702. A communication from the Principal Deputy Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of major general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-3703. A communication from the Principal Deputy Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report entitled "Report on Redetermination Process for Permanently Incapacitated Dependents of Retired and Deceased Members of the Armed Forces"; to the Committee on Armed Services.

EC-3704. A communication from the Principal Deputy Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report entitled "Report to Congress on Impact of Domestic Violence on Military Families"; to the Committee on Armed Services.

EC-3705. A communication from the Chief Counsel of the Fiscal Service, Bureau of

Public Debt, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Offering of United States Savings Bonds, Series EE; Regulations Governing Definitive United States Savings Bonds, Series EE and HH; Offering of United States Savings Bonds, Series I; Regulations Governing Definitive United States Savings Bonds, Series I" (31 CFR Parts 351, 353, 359, and 360) received during adjournment of the Senate in the Office of the President of the Senate on October 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3706. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to various countries; to the Committee on Banking, Housing, and Urban Affairs.

EC-3707. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report entitled "Quality of Water, Colorado River Basin, Progress Report No. 23"; to the Committee on Energy and Natural Resources.

EC-3708. A communication from the Secretary of Energy, transmitting, pursuant to law, a report entitled "Domestic Unconventional Fossil Energy Resource Opportunities and Technology Applications Report to Congress"; to the Committee on Energy and Natural Resources.

EC-3709. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Compliance Date Regarding the Test Procedures for Walk-In Cooler and Freezers and the Certification for Metal Halide Lamp Ballast and Fixtures" (RIN1904-AC58) received during recess of the Senate in the Office of the President of the Senate on October 25, 2011; to the Committee on Energy and Natural Resources.

EC-3710. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Frequency Regulation Compensation in the Organized Wholesale Power Markets" (Docket No. RM11-7-000) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Energy and Natural Resources.

EC-3711. A communication from the Administrator, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, a report relative to the cost of response and recovery efforts for FEMA-3328-EM in the State of New York having exceeded the \$5,000,000 limit for a single emergency declaration; to the Committee on Homeland Security and Governmental Affairs.

EC-3712. A communication from the Administrator, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, a report relative to the cost of response and recovery efforts for FEMA-3327-EM in the State of North Carolina having exceeded the \$5,000,000 limit for a single emergency declaration; to the Committee on Homeland Security and Governmental Affairs.

EC-3713. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval of Air Quality Implementation Plans; California; South Coast; Attainment Plan for 1997 PM2.5 Standards" (FRL No. 9482-9) received during recess of the Senate in the Office of the President of the Senate on October 25, 2011; to the Committee on Environment and Public Works.

EC-3714. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Iowa: Prevention of Significant Deterioration; Greenhouse Gas Tailoring Rule Revision" (FRL No. 9484-5) received during recess of the Senate in the Office of the President of the Senate on October 25, 2011; to the Committee on Environment and Public Works.

EC-3715. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Assuring the Availability of Funds for Decommissioning Nuclear Reactors" (Regulatory Guide 1.159, Revision 2) received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Environment and Public Works.

EC-3716. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Notice of Availability of Models for Plant-Specific Adoption of Technical Specifications Task Force Traveler TSTF-510, Revision 2, 'Revision to Steam Generator Program Inspection Frequencies and Tube Sample Selection'" (NUREG-1430, -1431, -1432) received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Environment and Public Works.

EC-3717. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Access Authorization Program for Nuclear Power Plants" (Regulatory Guide 5.66, Revision 2) received during adjournment of

the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Environment and Public Works.

EC-3718. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Standard Format and Content of License Applications for Mixed Oxide Fuel Fabrication Facilities" received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Environment and Public Works.

EC-3719. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Changes to the Ambulatory Surgical Centers Patient Rights Conditions for Coverage" (RIN0938-AP93) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Finance.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. GILLIBRAND (for herself, Mr. KERRY, Mr. SANDERS, Mrs. MURRAY, Mr. FRANKEN, and Mr. LAUTENBERG):

S. 1770. A bill to prohibit discrimination in adoption or foster case placements based on the sexual orientation, gender identity, or marital status of any prospective adoptive or foster parent, or the sexual orientation or gender identity of the child involved; to the Committee on Finance.

By Mr. KERRY:

S. 1771. A bill for the relief of Patricia Donahue, individually and in her capacity as administratrix of the estate of Michael J. Donahue; Michael T. Donahue; Shawn Donahue; and Thomas Donahue; to the Committee on the Judiciary.

By Mr. KERRY:

S. 1772. A bill for the relief of Patricia Macarelli, in her capacity as administratrix of the estate of Edward Brian Halloran; to the Committee on the Judiciary.

By Mr. BROWN of Ohio (for himself, Mr. CASEY, Mrs. GILLIBRAND, Mr. LEAHY, Ms. MIKULSKI, Mr. TESTER, and Mr. HARKIN):

S. 1773. A bill to promote local and regional farm and food systems, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. BAUCUS:

S. 1774. A bill to establish the Rocky Mountain Front Conservation Management Area, to designate certain Federal land as wilderness, and to improve the management of noxious weeds in the Lewis and Clark National Forest, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. TESTER (for himself, Mr. RISCH, Mr. REID, Mr. UDALL of Colorado, and Mr. HELLER):

S. 1775. A bill to promote the development of renewable energy on public lands and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. CARDIN (for himself, Mr. WICKER, and Mrs. FEINSTEIN):

S. 1776. A bill to amend title 10, United States Code, to expand the Operation Hero Miles program to include the authority to accept the donation of travel benefits in the form of hotel points or awards for free or reduced-cost accommodations; to the Committee on Armed Services.

By Mr. COBURN (for himself, Mr. LEVIN, and Mr. MCCAIN):

S. 1777. A bill to require Comptroller General of the United States reports on the major automated information system programs of the Department of Defense; to the Committee on Armed Services.

By Mr. BLUMENTHAL:

S. 1778. A bill to amend the Child Care and Development Block Grant Act of 1990 to include the provision of diapers and diapering supplies among the activities for which funds may be employed to improve the quality of and access to child care; to the Committee on Health, Education, Labor, and Pensions.

By Mr. UDALL of New Mexico (for himself, Mr. BENNET, Mr. HARKIN, Mr. DURBIN, Mr. SCHUMER, Mr. MERKLEY, Mr. WHITEHOUSE, Mr. BEGICH, and Mrs. SHAHEEN):

S.J. Res. 29. A joint resolution proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections; to the Committee on the Judiciary.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. ISAKSON (for himself, Mr. PRYOR, and Mr. CHAMBLISS):

S. Res. 308. A resolution designating November 27, 2011, as "Drive Safer Sunday"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 46

At the request of Mr. INOUE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 46, a bill to reauthorize the Coral Reef Conservation Act of 2000, and for other purposes.

S. 50

At the request of Mr. INOUE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 50, a bill to strengthen Federal consumer product safety programs and activities with respect to commercially-marketed seafood by directing the Secretary of Commerce to coordinate with the Federal Trade Commission and other appropriate Federal agencies to strengthen and coordinate those programs and activities.

S. 52

At the request of Mr. INOUE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 52, a bill to establish uniform administrative and enforcement procedures and penalties for the enforcement of the High Seas Driftnet Fishing Moratorium Protection Act and similar statutes, and for other purposes.

S. 260

At the request of Mr. NELSON of Florida, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 431

At the request of Mr. PRYOR, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 466

At the request of Mr. NELSON of Florida, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 466, a bill to provide for the restoration of legal rights for claimants under holocaust-era insurance policies.

S. 626

At the request of Ms. CANTWELL, the names of the Senator from Michigan [Ms. STABENOW] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 626, a bill to amend the Internal Revenue Code of 1986 to repeal the shipping investment withdrawal rules in section 955 and to provide an incentive to reinvest foreign shipping earnings in the United States.

S. 678

At the request of Mr. KOHL, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 678, a bill to

increase the penalties for economic espionage.

S. 700

At the request of Ms. KLOBUCHAR, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 700, a bill to amend the Internal Revenue Code of 1986 to permanently extend the treatment of certain farming business machinery and equipment as 5-year property for purposes of depreciation.

S. 720

At the request of Mr. THUNE, the names of the Senator from Indiana [Mr. COATS], the Senator from Alaska [Ms. MURKOWSKI] and the Senator from New Hampshire [Ms. AYOTTE] were added as cosponsors of S. 720, a bill to repeal the CLASS program.

S. 838

At the request of Mr. TESTER, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 876

At the request of Mr. LAUTENBERG, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 876, a bill to amend title 23 and 49, United States Code, to modify provisions relating to the length and weight limitations for vehicles operating on Federal-aid highways, and for other purposes.

S. 939

At the request of Mr. MENENDEZ, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 939, a bill to amend the Internal Revenue Code of 1986 to provide that the volume cap for private activity bonds shall not apply to bonds for facilities for the furnishing of water and sewage facilities.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1106

At the request of Mr. KOHL, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 1106, a bill to authorize Department of Defense support for programs on pro bono legal assistance for members of the Armed Forces.

S. 1107

At the request of Mr. MENENDEZ, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1107, a bill to authorize and support psoriasis and psoriatic arthritis data collection, to express the sense of the Congress to encourage and leverage public and private investment in psoriasis

research with a particular focus on interdisciplinary collaborative research on the relationship between psoriasis and its comorbid conditions, and for other purposes.

S. 1119

At the request of Mr. INOUE, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1119, a bill to reauthorize and improve the Marine Debris Research, Prevention, and Reduction Act, and for other purposes.

S. 1133

At the request of Mr. WYDEN, the names of the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Arkansas [Mr. BOOZMAN] were added as cosponsors of S. 1133, a bill to prevent the evasion of antidumping and countervailing duty orders, and for other purposes.

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1231

At the request of Mr. LEAHY, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1231, a bill to reauthorize the Second Chance Act of 2007.

S. 1278

At the request of Ms. SNOWE, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1278, a bill to amend the Internal Revenue Code of 1986 to repeal the excise tax on indoor tanning services.

S. 1299

At the request of Mr. MORAN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1472

At the request of Mrs. GILLIBRAND, the name of the Senator from Pennsylvania [Mr. TOOMEY] was added as a cosponsor of S. 1472, a bill to impose sanctions on persons making certain investments that directly and significantly contribute to the enhancement of the ability of Syria to develop its petroleum resources, and for other purposes.

S. 1494

At the request of Mrs. BOXER, the names of the Senator from Rhode Island [Mr. WHITEHOUSE] and the Senator from Montana [Mr. TESTER] were added as cosponsors of S. 1494, a bill to reauthorize and amend the National Fish and Wildlife Foundation Establishment Act.

S. 1507

At the request of Mr. HATCH, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1507, a bill to

provide protections from workers with respect to their right to select or refrain from selecting representation by a labor organization.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Oklahoma [Mr. COBURN] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1541

At the request of Mr. BENNET, the names of the Senator from California [Mrs. FEINSTEIN] and the Senator from Virginia [Mr. WEBB] were added as cosponsors of S. 1541, a bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1555

At the request of Mr. VITTER, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1555, a bill to authorize the use of certain offshore oil and gas platforms in the Gulf of Mexico for artificial reefs, and for other purposes.

S. 1566

At the request of Mr. KIRK, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1566, a bill to amend the Elementary and Secondary Education Act of 1965 regarding public charter schools.

S. 1591

At the request of Mrs. GILLIBRAND, the names of the Senator from Ohio [Mr. BROWN] and the Senator from Pennsylvania [Mr. CASEY] were added as cosponsors of S. 1591, a bill to award a Congressional Gold Medal to Raoul Wallenberg, in recognition of his achievements and heroic actions during the Holocaust.

S. 1616

At the request of Mr. ENZI, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1668

At the request of Mr. MERKLEY, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1668, a bill to provide that the Postal Service may not close any post office which results in more than 10 miles distance (as measured on roads with year-round access) between any 2 post offices.

S. 1676

At the request of Mr. THUNE, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1676, a bill to amend the Internal Revenue Code of 1986 to provide for taxpayers

making donations with their returns of income tax to the Federal Government to pay down the public debt.

S. 1692

At the request of Mr. BINGAMAN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1692, a bill to reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, to provide full funding for the Payments in Lieu of Taxes program, and for other purposes.

S. 1701

At the request of Ms. SNOWE, the names of the Senator from Maine [Ms. COLLINS], the Senator from Washington [Ms. CANTWELL] and the Senator from California [Mrs. BOXER] were added as cosponsors of S. 1701, a bill to amend the Harmful Algal Blooms and Hypoxia Research and Control Act of 1998, and for other purposes.

S. 1707

At the request of Mr. BURR, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 1707, a bill to amend title 38, United States Code, to clarify the conditions under which certain persons may be treated as adjudicated mentally incompetent for certain purposes.

S. 1717

At the request of Mr. BEGICH, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1717, a bill to prevent the escapement of genetically altered salmon in the United States, and for other purposes.

S. 1769

At the request of Mr. REID, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1769, a bill to put workers back on the job while rebuilding and modernizing America.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. KOHL,

Ordered, That the following committees be authorized to meet during the session of the Senate:

SUBCOMMITTEE ON AFRICAN AFFAIRS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on November 1, 2011, at 2:15 p.m., to hold an African Affairs subcommittee hearing entitled "China's Role in Africa: Implications for U.S. Policy."

SUBCOMMITTEE ON CHINA AND TERRORISM

The Committee on Judiciary, Subcommittee on Crime and Terrorism, be authorized to meet during the session of the Senate on November 1, 2011, at 9:30 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Combating International Organized Crime:

Evaluating Current Authorities, Tools, and Resources."

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1769) to put workers back on the job while rebuilding and modernizing America, introduced on yesterday by Ms. KLOBUCHAR (for herself, Mr. MANCHIN, Mr. WHITEHOUSE, Mr. REID, Mr. KERRY, Mrs. BOXER, Mr. COONS, Mr. BEGICH, Mr. LAUTENBERG, Mr. FRANKEN, Mr. SCHUMER, Mr. BILL NELSON, Mr. BLUMENTHAL, Mrs. FEINSTEIN, Mr. LEVIN, Mr. MENENDEZ, Mr. SHERROD BROWN, Ms. STABENOW, and Mr. DURBIN), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2012

Pursuant to the order of Thursday, October 20, 2011, as modified,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (H.R. 2112) making appropriations

for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 800, proposed by Mr. COBURN, to the bill, as amended.

After debate,

On motion by Mr. DURBIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 13, nays... 85

[Rollcall Vote No. 189 Leg.]

YEAS --- 13

Coburn, Corker, Cornyn, DeMint, Graham, Hatch, Hutchison, Inhofe, Johnson (WI), Kyl, Lee, Paul, Toomey.

NAYS --- 85

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Grassley, Hagan, Harkin, Heller, Hoeven, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was not agreed to.

On motion by Mr. KOHL to reconsider the vote disagreeing to the amendment.

On motion by Mr. REID,

The motion to reconsider was laid on the table.

The question recurring on agreeing to amendment No. 801, proposed by Mr. COBURN, to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of Thursday, October 20, 2011, as modified,

On motion by Mr. PAUL to further amend the bill on page 213, line 13, before the period, by inserting certain words (being amendment No. 821).

After debate,

On motion by Mr. PAUL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on

the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 38, nays... 60

[Rollcall Vote No. 190 Leg.]

YEAS --- 38

Ayotte, Barrasso, Blunt, Boozman, Chambliss, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Isakson, Johanns, Johnson (WI), Kyl, Lee, Lugar, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 60

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inhofe, Inouye, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

On motion by Mr. KOHL to reconsider the vote disagreeing to the amendment.

On motion by Mr. BLUNT,

The motion to reconsider was laid on the table.

Pursuant to the order of Thursday, October 20, 2011, as modified,

The question recurring on agreeing to amendment No. 763, proposed by Mr. BLUNT (for Mr. DEMINT), to the bill, as amended.

After debate,

On motion by Mr. DEMINT,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 44, nays... 54

[Rollcall Vote No. 191 Leg.]

YEAS --- 44

Alexander, Ayotte, Barrasso, Blunt, Boozman, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 54

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson

(FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

On motion by Mr. REID to reconsider the vote disagreeing to the amendment.

On motion by Mr. REID,

The motion to reconsider was laid on the table.

Pursuant to the order of Thursday, October 20, 2011, as modified,

The question recurring on agreeing to amendment No. 814, proposed by Mr. CRAPO (for himself, Mr. JOHANNS, Mr. SHELBY, Mr. TOOMEY, Mr. MORAN, Mr. VITTER, and Mr. KIRK), to the bill, as amended.

After debate,

By unanimous consent, on the request of Mr. CRAPO,

Ordered, That the pending amendment be withdrawn.

By unanimous consent, on the request of Mr. REID,

Ordered, That amendment No. 801 be the pending question.

Pursuant to the order of Thursday, October 20, 2011, as modified,

The question recurring on agreeing to amendment No. 801 to the bill, as amended.

After debate,

On motion by Mr. COBURN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 41, nays... 57

[Rollcall Vote No. 192 Leg.]

YEAS --- 41

Alexander, Ayotte, Barrasso, Bennet, Boozman, Brown (MA), Carper, Chambliss, Coats, Coburn, Coons, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Inhofe, Isakson, Johanns, Johnson (WI), Kyl, Lee, Lieberman, McCaskill, McConnell, Murkowski, Paul, Portman, Risch, Rubio, Sessions, Shaheen, Shelby, Thune, Toomey, Udall (CO), Vitter.

NAYS --- 57

Akaka, Baucus, Begich, Bingaman, Blumenthal, Blunt, Boxer, Brown (OH), Cantwell, Cardin, Casey, Cochran, Collins, Conrad, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Hoeven, Hutchison, Inouye, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lugar, Manchin, Menendez, Merkley, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Snowe, Stabenow, Tester, Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

So the amendment was not agreed to.

Pursuant to the order of Thursday, October 20, 2011, as modified,

The question recurring on agreeing to the motion, by Mr. LEE, to recommit the bill to

the Committee on Appropriations, with instructions to report the same back to the Senate with reductions in spending in each division required to bring the overall spending for the division to fiscal year 2011 levels which shall not exceed \$130,559,669,000 for division A (Ag), \$58,786,478,000 for division B (CJS), and \$55,368,096,000 for division C (THUD).

After debate,

On motion by Mr. LEE,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the negative---
yeas... 39, nays... 60

[Rollcall Vote No. 193 Leg.]

YEAS --- 39

Ayotte, Barrasso, Boozman, Burr, Chambliss, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McConnell, Moran, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 60

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Hutchison, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to.

On motion by Mr. KOHL to reconsider the vote disagreeing to the motion.

On motion by Mr. DURBIN,

The motion to reconsider was laid on the table.

The question recurring on agreeing to amendment No. 833, proposed by Mr. COBURN, to the bill, as amended.

Mr. KOHL raised a point of order, viz, that pending amendment No. 764, proposed by Mr. DEMINT, is nongermane, pursuant to the provisions of rule XXII of the Standing Rules of the Senate.

The PRESIDING OFFICER (Mr. TESTER in the chair) held the point of order well-taken, and the amendment not in order.

The question being on agreeing to amendment No. 833, proposed by Mr. COBURN, to the bill, as amended.

Pursuant to the order of Thursday, October 20, 2011,

Amendments Numbered 794, 795, 797, 799, and 833, proposed by Mr. COBURN, to the bill, as amended, were withdrawn.

The question being on passage of the bill, as amended.

On motion by Mr. SCOTT BROWN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill, as amended.

Pursuant to the order of Thursday, October 20, 2011, as modified,

The bill, as amended, was read the third time.

On the question, Shall it pass?

It was determined in the affirmative---
yeas... 69, nays... 30

[Rollcall Vote No. 194 Leg.]

YEAS --- 69

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hoeven, Hutchison, Inouye, Johanns, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 30

Ayotte, Barrasso, Boozman, Burr, Chambliss, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Grassley, Hatch, Heller, Inhofe, Isakson, Johnson (WI), Kyl, Lee, Lugar, McConnell, Paul, Portman, Risch, Rubio, Sessions, Thune, Toomey, Vitter.

So it was

Resolved, That the bill, as amended, do pass.

On motion by Mr. KOHL to reconsider the vote on passage of the bill, as amended.

On motion by Mr. REID,

The motion to reconsider was laid on the table.

ORDER FOR RECESS ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate recess from 3:30 p.m. until 4:30 p.m., on today.

RECESS

Pursuant to the order of yesterday, as modified,

At 12:34 p.m.,

The PRESIDING OFFICER declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

Pending debate,

RECESS

Pursuant to the order of today, as modified,
At 3:35 p.m.,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) declared the Senate recessed until 4:30 p.m.

AT 4:30 P.M.

The ACTING PRESIDENT pro tempore called the Senate to order.

AMENDMENT TO TITLE OF BILL H.R. 2112

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the title of bill H.R. 2112, passed on today, be amended, so as to read: "An act making consolidated appropriations for the Departments of Agriculture, Commerce, Justice, Transportation, and Housing and Urban Development, and related programs for the fiscal year ending September 30, 2012, and for other purposes."

MOTION TO PROCEED TO CONSIDER BILL S. 1769

On motion by Mr. REID that the Senate proceed to consider the bill (S. 1769) to put workers back on the job while rebuilding and modernizing America.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 1769:

HARRY REID, AMY KLOBUCHAR, JEFF BINGAMAN, BERNARD SANDERS, TOM UDALL, DANIEL K. AKAKA, JON TESTER, CHRIS COONS, MARK R. WARNER, MICHAEL F. BENNET, KENT CONRAD, S. WHITEHOUSE, SHERROD BROWN, CLAIRE MCCASKILL, MARK BEGICH, RON WYDEN, BEN CARDIN, FRANK R. LAUTENBERG.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to the motion to proceed to consider bill S. 1769.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

DESIGNATING "DRIVE SAFER SUNDAY"

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 308) designating November 27, 2011, as "Drive Safer Sunday", submitted today by Mr. ISAKSON (for himself, Mr. PRYOR, and Mr. CHAMBLISS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of the motion to proceed to consider bill S. 1769.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:57 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, NOVEMBER 2, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Rabbi Lord Jonathan Sacks, Chief Rabbi of the United Hebrew Congregations of the Commonwealth, in London, England, offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, November 2, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3720. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Salvage Discount Factors for 2011" (Rev. Proc. 2011-54) received during adjournment of the Senate in the Office of the President of the Senate on

October 27, 2011; to the Committee on Finance.

EC-3721. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Unpaid Loss Discount Factors for 2011" (Rev. Proc. 2011-53) received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Finance.

EC-3722. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2012 Cost-of-Living Adjustments to the International Revenue Code Tax Tables and Certain Other Tax Items" (Rev. Proc. 2011-52) received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Finance.

EC-3723. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Eligibility for Exemption from User Fee Requirement for Employee Plans Determination Letter Applications Filed After January 31, 2011" (Notice 2011-86) received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Finance.

EC-3724. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Guidance Regarding the Treatment of Stock of a Controlled Corporation under Section 355(a)(3)(B)" ((RIN1545-BH49)(TD 9548)) received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Finance.

EC-3725. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - November 2011" (Rev. Rul. 2011-25) received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Finance.

EC-3726. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Deduction for Qualified Film and Television Production Costs" ((RIN1545-BJ24)(TD 9552)) received during adjournment of the Senate in the Office of the President of the Senate on

October 27, 2011; to the Committee on Finance.

EC-3727. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Disregarded Entities; Excise Taxes and Employment Taxes" ((RIN1545-BH90)(TD 9553)) received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Finance.

EC-3728. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, certification for the export of firearms, to include technical data, and defense services to the Government of India, Ministry of Home Affairs in the amount of \$1,000,000 or more; to the Committee on Foreign Relations.

EC-3729. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to the United Kingdom for the manufacture of an integrated network to be used for command and control functionality to support military and civil defense applications for chemical, biological, explosive, and radiological detection equipment; to the Committee on Foreign Relations.

EC-3730. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement to include the export of defense articles, including, technical data, and defense services to Australia to support the manufacture and transfer of the Optus-10 Commercial Communication Satellite in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3731. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement to include the export of defense articles, including, technical data, and defense services to support the Configuration 3 Upgrade and Refurbishment of the Patriot Missile Air Defense Systems and Radar for end-use by the Royal Saudi Air Defense Force in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3732. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the

certification of a proposed amendment to a technical assistance license agreement to include the export of defense articles, including, technical data, and defense services to Singapore to support the integration of Satellite Communication (SATCOM) radios and Helicopter Integrated Electronic Warfare System (HIEWS) equipment for the upgrade of AH-64D Apache helicopters in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3733. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement to include the export of defense articles, including, technical data, and defense services to the Republic of Colombia for the repair, modernization, standardization, follow-on support and performance upgrade of UH-60A helicopters in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3734. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement to include the export of defense articles, including, technical data, and defense services to the United Kingdom relating to the Fine Track System Kits in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3735. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement to include the export of defense articles, including, technical data, and defense services for the manufacture and sales of Distraction Chaff Rounds in the amount of \$13,200,000 or more; to the Committee on Foreign Relations.

EC-3736. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the proposed removal from the U.S. Munitions List of all chemical toilets and their related components; to the Committee on Foreign Relations.

EC-3737. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0161 - 2011-0166); to the Committee on Foreign Relations.

EC-3738. A communication from the Chair of the U.S. Preventive Services Task Force, transmitting, pursuant to law, a report entitled "First Annual Report to Congress on High-Priority Evidence Gaps for Clinical Preventive Services"; to the Committee on Health, Education, Labor, and Pensions.

EC-3739. A communication from the Chair of the Community Preventive Services Task Force, transmitting, pursuant to law, the Task Force's first Annual Report to Congress; to the Committee on Health, Education, Labor, and Pensions.

EC-3740. A communication from the Director, Office of Labor-Management Standards, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Labor Organization Officer and Employee Reports; Final Rule" (RIN1215-AB74 and RIN1245-AA01) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3741. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Piqua Organic Moderated Reactor in Piqua, Ohio, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3742. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Norton Company in Worcester, Massachusetts, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3743. A communication from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Investment Advice - Participants and Beneficiaries" (RIN1210-AB35) received during recess of the Senate in the Office of the President of the Senate on October 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3744. A communication from the Deputy Administrator, Wage and Hour Division, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Nondisplacement of Qualified Workers Under Service Contracts" (RIN1215-AB69; RIN1235-AA02) received during recess of the Senate in the Office of the President of the Senate on October 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3745. A communication from the Special Master, Civil Division, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "James Zadroga 9/11 Health and Compensation Act of 2010; Final Rule; Correction" (RIN1105-AB39) received in the Office of the President of the Senate on

October 20, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3746. A communication from the Section Chief of the Division of Individual Exemptions, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Prohibited Transaction Exemption Procedures; Employee Benefit Plans" (RIN1210-AB49) received during adjournment of the Senate in the Office of the President of the Senate on October 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3747. A communication from the Archivist of the United States, National Archives and Records Administration, transmitting, pursuant to law, a report relative to the Administration's Fiscal Year 2011 Commercial Activities Inventory and Inherently Governmental Inventory; to the Committee on Homeland Security and Governmental Affairs.

EC-3748. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "CBP Audit Procedures; Use of Sampling Methods and Offsetting of Overpayments and Over-Declarations" (RIN1515-AD65) received in the Office of the President of the Senate on October 19, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3749. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-198 "New Issue Bond Program Tax Exemption Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3750. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-199 "The Park at LeDroit Designation Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3751. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-200 "Closing of a Portion of a Public Alley in Square 1027, S.O. 06-5762, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3752. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-201 "Health Benefits Plan Grievance Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3753. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a

report on D.C. Act 19-202 "Child Abuse and Treatment Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3754. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-203 "Residential Parking Protection Pilot Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3755. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-212 "Public Sector Workers' Compensation Return to Work Clarifying Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3756. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-209 "Rita B. Bright Family and Youth Center Designation Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3757. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-210 "Closing of a Portion of the Public Alley in Square 2905, S.O. 11-4751, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3758. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-211 "Martin Luther King, Jr. Drive Designation Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3759. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-213 "Public Space Permit Fee Waiver Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3760. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-214 "Green Building Technical Corrections Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3761. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-215 "Meridian Public Charter School-Harrison Campus Property Tax Exemption Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3762. A communication from the Chairman of the Board of Governors, Federal

Reserve System, transmitting, pursuant to law, the Inspector General's Semiannual Report for the six-month period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3763. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Preventing Personal Conflicts of Interest for Contractor Employees Performing Acquisition Functions" ((RIN9000-AL46)-(FAC 2005-54)) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3764. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Successor Entities to the Netherlands Antilles" ((RIN9000-AM11)(FAC 2005-54)) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3765. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Labor Relations Costs" ((RIN9000-AL39)-(FAC 2005-54)) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3766. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Technical Amendments" (FAC 2005-54) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3767. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Small Entity Compliance Guide" (FAC 2005-54) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3768. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2005-54; Introduction" (FAC 2005-54) received in the Office of the President of the Senate on

October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3769. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Notification of Employee Rights Under the National Labor Relations Act" ((RIN9000-AL76)(FAC 2005-54)) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3770. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Certification Requirement and Procurement Prohibition Relating to Iran Sanctions" ((RIN9000-AL71)(FAC 2005-54)) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3771. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Small Disadvantaged Business Self-Certification" ((RIN9000-AL77)(FAC 2005-54)) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3772. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Sudan Waiver Process" ((RIN9000-AL65)-(FAC 2005-54)) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3773. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Set-Asides for Small Business" ((RIN9000-AM12)(FAC 2005-54)) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3774. A communication from the Chief Acquisition Officer, Office of Acquisition Policy, General Services Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Representation Regarding Export of Sensitive Technology to Iran" ((RIN9000-AL91)(FAC 2005-54)) received in the Office of the President of the Senate on October 31, 2011;

to the Committee on Homeland Security and Governmental Affairs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. MERKLEY (for himself, Mr. ENZI, Mr. BARRASSO, Mr. SCHUMER, Mr. LEVIN, and Ms. SNOWE):

S. 1779. A bill to require the United States Trade Representative to notify the World Trade Organization if any member of the World Trade Organization fails during 2 consecutive years to disclose subsidies under the Agreement on Subsidies and Countervailing Measures, and for other purposes; to the Committee on Finance.

By Mr. HELLER:

S. 1780. A bill to amend the Communications Act of 1934 to consolidate the reporting obligations of the Federal Communications Commission in order to improve congressional oversight and reduce reporting burdens; to the Committee on Commerce, Science, and Transportation.

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

S. 1781. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income amounts received on account of claims based on certain unlawful discrimination and to allow income averaging for backpay and frontpay awards received on account of such claims, and for other purposes; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. KERRY, Mr. MENENDEZ, Mr. BLUMENTHAL, Mr. AKAKA, Mr. FRANKEN, and Mr. DURBIN):

S. 1782. A bill to provide for the reduction in unintended pregnancy and sexually transmitted infections, including HIV, and the promotion of healthy relationships, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Ms. LANDRIEU (for herself and Mr. VITTER):

S. 1783. A bill to amend title 46, United States Code, to require the Maritime Administrator, in making determinations regarding the non-availability of qualified United States flag capacity to meet national defense requirements, to identify any actions that could be taken to enable such capacity to meet some or all of those requirements, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. HELLER:

S. 1784. A bill to amend the Communications Act of 1934 to provide for greater transparency and efficiency in the procedures followed by the Federal Communications Commission; to the

Committee on Commerce, Science, and Transportation.

By Mr. BLUMENTHAL:

S. 1785. A bill to amend the Internal Revenue Code of 1986 to provide work opportunity tax credits for the hiring of long-term unemployed workers; to the Committee on Finance.

By Mr. HATCH:

S. 1786. A bill to facilitate job creation by reducing regulatory uncertainty, providing for rational evaluation of regulations, providing flexibilities to States and localities, providing for infrastructure spending, and for other purposes; placed on the calendar.

By Mr. HARKIN (for himself, Mr. SANDERS, and Mr. BROWN of Ohio):

S. 1787. A bill to amend the Internal Revenue Code of 1986 to impose a tax on certain trading transactions; to the Committee on Finance.

By Mr. REID (for himself and Mr. HELLER):

S. 1788. A bill to designate the Pine Forest Range Wilderness area in Humboldt County, Nevada; to the Committee on Energy and Natural Resources.

By Mr. LIEBERMAN (for himself, Ms. COLLINS, Mr. CARPER, and Mr. BROWN of Massachusetts):

S. 1789. A bill to improve, sustain, and transform the United States Postal Service; to the Committee on Homeland Security and Governmental Affairs.

By Ms. AYOTTE (for herself and Mr. MCCAIN):

S. 1790. A bill to modify the Financial Improvement and Audit Readiness Plan to provide that the full statement of budget resources of the Department of Defense is complete and validated by not later than September 30, 2014; to the Committee on Armed Services.

By Mr. BROWN of Massachusetts:

S. 1791. A bill to amend the securities laws to provide for registration exemptions for certain crowdfunded securities, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. WHITEHOUSE:

S. 1792. A bill to clarify the authority of the United States Marshals Service to assist other Federal, State, and local law enforcement agencies in the investigation of cases involving sex offenders and missing children; to the Committee on the Judiciary.

By Mr. WHITEHOUSE:

S. 1793. A bill to amend title 28, United States Code, to clarify the statutory authority for the longstanding practice of the Department of Justice of providing investigatory assistance on request of State and local authorities with respect to certain serious violent crimes, and for other purposes; to the Committee on the Judiciary.

By Mr. BLUMENTHAL:

S. 1794. A bill to correct and simplify the drafting of section 1752 (relating to restricted buildings or grounds) of title 18, United States Code; to the Committee on the Judiciary.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. WYDEN (for himself, Ms. AYOTTE, Mrs. SHAHEEN, Mr. BEGICH, Mr. MERKLEY, and Mr. HELLER):

S. Res. 309. A resolution supporting the preservation of Internet entrepreneurs and small businesses; to the Committee on Finance.

ADDITIONAL COSPONSORS S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 431

At the request of Mr. PRYOR, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 543

At the request of Mr. WYDEN, the names of the Senator from Florida [Mr. RUBIO] and the Senator from Nevada [Mr. HELLER] were added as cosponsors of S. 543, a bill to restrict any State or local jurisdiction from imposing a new discriminatory tax on cell phone services, providers, or property.

S. 604

At the request of Mr. WYDEN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 604, a bill to amend title XVIII of the Social Security Act to provide for the coverage of marriage and family therapist services and mental health counselor services under part B of the Medicare program, and for other purposes.

S. 687

At the request of Mr. CORNYN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 687, a bill to amend the Internal Revenue Code of 1986 to permanently extend the 15-year recovery period for qualified leasehold improvement property, qualified restaurant property, and qualified retail improvement property.

S. 720

At the request of Mr. THUNE, the names of the Senator from Illinois [Mr. KIRK] and the

Senator from Ohio [Mr. PORTMAN] were added as cosponsors of S. 720, a bill to repeal the CLASS program.

S. 738

At the request of Ms. STABENOW, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 738, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of comprehensive Alzheimer's disease and related dementia diagnosis and services in order to improve care and outcomes for Americans living with Alzheimer's disease and related dementias by improving detection, diagnosis, and care planning.

S. 968

At the request of Mr. LEAHY, the names of the Senator from Georgia [Mr. ISAKSON] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 1106

At the request of Mr. KOHL, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1106, a bill to authorize Department of Defense support for programs on pro bono legal assistance for members of the Armed Forces.

S. 1181

At the request of Mr. GRASSLEY, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1181, a bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1335

At the request of Mr. INHOFE, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1440

At the request of Mr. BENNET, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1460

At the request of Mr. BAUCUS, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1460, a bill to grant the congressional gold medal, collectively, to the First Special Service Force, in recognition of its superior service during World War II.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from Nevada [Mr. HELLER] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1539

At the request of Mr. CORNYN, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 1539, a bill to provide Taiwan with critically needed United States-built multirole fighter aircraft to strengthen its self-defense capability against the increasing military threat from China.

S. 1571

At the request of Mr. ISAKSON, the names of the Senator from Idaho [Mr. CRAPO] and the Senator from North Dakota [Mr. HOEVEN] were added as cosponsors of S. 1571, a bill to amend title I of the Elementary and Secondary Education Act of 1965, and for other purposes.

S. 1575

At the request of Mr. CARDIN, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1575, a bill to amend the Internal Revenue Code of 1986 to modify the depreciation recovery period for energy-efficient cool roof systems.

S. 1616

At the request of Mr. ENZI, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1651

At the request of Mr. SESSIONS, the names of the Senator from Utah [Mr. LEE] and the Senator from Kentucky [Mr. PAUL] were added as cosponsors of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1704

At the request of Ms. AYOTTE, the names of the Senator from Arizona [Mr. MCCAIN] and the Senator from Oklahoma [Mr.

COBURN] were added as cosponsors of S. 1704, a bill to amend title 10, United States Code, to modify certain authorities relating to the strategic airlift aircraft force structure of the Air Force.

S. 1707

At the request of Mr. BURR, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1707, a bill to amend title 38, United States Code, to clarify the conditions under which certain persons may be treated as adjudicated mentally incompetent for certain purposes.

S. 1731

At the request of Mr. GRASSLEY, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 1731, a bill to improve the prohibitions on money laundering, and for other purposes.

S. 1762

At the request of Mr. BROWN of Massachusetts, the names of the Senator from New Hampshire [Ms. AYOTTE], the Senator from Wyoming [Mr. BARRASSO], the Senator from Missouri [Mr. BLUNT], the Senator from Georgia [Mr. CHAMBLISS], the Senator from Oklahoma [Mr. INHOFE], the Senator from Nebraska [Mr. JOHANNIS], the Senator from Idaho [Mr. RISCH] and the Senator from North Carolina [Mr. BURR] were added as cosponsors of S. 1762, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities and to amend the Internal Revenue Code of 1986 to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs.

S. 1769

At the request of Mr. LEAHY, his name was added as a cosponsor of S. 1769, a bill to put workers back on the job while rebuilding and modernizing America.

At the request of Mr. ROCKEFELLER, his name was added as a cosponsor of S. 1769, *supra*.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. BEGICH,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on November 2, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on November 2, 2011, at 9:30 a.m. to conduct a

hearing entitled "Ten Years After 9/11: The Next Wave in Aviation Security."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on November 2, 2011, at 10 a.m. in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

SUBCOMMITTEE ON EUROPEAN AFFAIRS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on November 2, 2011, at 9:30 a.m., to hold a European Affairs subcommittee hearing entitled, "The European Debt Crisis: Strategic Implications for the Transatlantic Alliance."

SUBCOMMITTEE ON INTERNATIONAL OPERATIONS AND ORGANIZATIONS, HUMAN RIGHTS, DEMOCRACY, AND GLOBAL WOMEN'S ISSUES

SUBCOMMITTEE ON NEAR EASTERN AND SOUTH AND CENTRAL ASIAN AFFAIRS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on November 2, 2011, at 2:30 p.m., to hold a joint hearing of the Subcommittee on International Operations and Organizations, Human Rights, Democracy, and Global Women's Issues, and the Subcommittee on Near Eastern and South and Central Asian Affairs entitled, "Women and the Arab Spring."

SPECIAL COMMITTEE ON AGING

The Special Committee on Aging be authorized to meet during the session of the Senate on November 2, 2011, at 2:00 p.m. in room G-50 of the Dirksen Senate office building to conduct a hearing entitled "Ensuring Quality and Oversight in Assisted Living."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:49 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, without amendment:

S. 1280. An act to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of a sexual assault policy, the establishment of an Office of Victim Advocacy, the establishment of a Sexual Assault Advisory Council, and for other purposes.

The message also announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1002. An act to restrict any State or local jurisdiction from imposing a new discriminatory tax on cell phone services, providers, or property.

The message further announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 13. Concurrent resolution reaffirming "In God We Trust" as the official motto of the United States and supporting and encouraging the public display of the national motto in all public buildings, public schools, and other government institutions.

The message also announced that the House has agreed to the following concurrent resolution, without amendment:

S. Con. Res. 31. Concurrent resolution directing the Secretary of the Senate to make a correction in the enrollment of S. 1280.

At 12:36 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 368. An act to amend title 28, United States Code, to clarify and improve certain provisions relating to the removal of litigation against Federal officers or agencies to Federal courts, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by PRESIDENT pro tempore.

HOUSE BILL AND CONCURRENT RESOLUTION REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1002. An act to restrict any State or local jurisdiction from imposing a new discriminatory tax on cell phone services, providers, or property; to the Committee on Finance.

The following concurrent resolution was read, and referred as indicated:

H. Con. Res. 13. Concurrent resolution reaffirming "In God We Trust" as the official motto of the United States and supporting and encouraging the public display of the national motto in all public buildings, public schools, and other government institutions; to the Committee on the Judiciary.

MOTION TO PROCEED TO CONSIDER BILL S. 1769

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the motion, by Mr. REID, that the Senate proceed to consider the bill (S. 1769) to put workers back on the job while rebuilding and modernizing America; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

OBJECTION TO DISCHARGE AND CONSIDERATION OF BILL S. 720

Mr. THUNE asked unanimous consent that the Committee on Finance be discharged from further consideration of the bill (S. 720) to repeal the CLASS program; that the Senate proceed to consider the bill; that the bill be read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. ROCKEFELLER objected.

MOTION TO PROCEED TO CONSIDER BILL S. 1769

The Senate resumed consideration of the motion to proceed to consider bill S. 1769.

The question being on agreeing to the motion.

Pending debate,

ORDER FOR CONSIDERATION OF MOTION TO PROCEED TO CONSIDER BILLS S. 1769 AND S. 1789 ON TOMORROW

By unanimous consent, on the request of Mr. REID,

Ordered, That, on tomorrow, when the Senate resumes consideration of the motion to proceed to consider bill S. 1769, it be in order for the minority leader, or his designee, to make a motion to proceed to consider the bill (S. 1786) to facilitate job creation by reducing regulatory uncertainty, providing for rational evaluation of regulations, providing flexibilities to States and localities, providing for infrastructure spending, and for other purposes; that the time until 3 p.m. be equally divided and controlled for concurrent debate on the motions; that, at 3 p.m., the Senate vote first on the question of agreeing to the motion to proceed to consider bill S. 1769, and then on the question of agreeing to the motion to proceed to consider bill S. 1786; that each motion receive a minimum of 60 yeas votes to be agreed to; that, if the motion to proceed to consider bill S. 1769 is agreed to, the Senate not vote on the question of agreeing to the motion to proceed to consider bill S. 1786 before disposition of bill S. 1769; and that the motion to bring to a close debate on the motion to proceed to consider bill S. 1769 be withdrawn.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to executive session to consider the nominations of Scott Wesley Skavdahl, of Wyoming, to be United States District Judge for the District of Wyoming, and Richard G.

Andrews, of Delaware, to be United States District Judge for the District of Delaware; that there be one hour, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nominations in the foregoing order; that there be 2 minutes, equally divided and controlled in the usual form, for debate between the votes; that motions to reconsider be considered made and laid on the table, with no intervening action or debate; that no further motion be in order; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

WALLOWA FOREST SERVICE COMPOUND CONVEYANCE ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 271) to require the Secretary of Agriculture to enter into a property conveyance with the city of Wallowa, Oregon, and for other purposes.

The question being on agreeing to the reported amendments.

The reported amendments were agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUGAR LOAF FIRE PROTECTION DISTRICT LAND EXCHANGE ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 278) to provide for the exchange of certain land located in the Arapaho-Roosevelt National Forests in the State of Colorado, and for other purposes.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

FORT PULASKI NATIONAL MONUMENT LEASE AUTHORIZATION ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 535) to authorize the Secretary of the Interior to lease certain lands within Fort Pulaski National Monument, and for other purposes.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BOX ELDER UTAH LAND CONVEYANCE ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 683) to provide for the conveyance of certain parcels of land to the town of Mantua, Utah.

The question being on agreeing to the reported amendments.

The reported amendments were agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ALTA, UTAH LAND CONVEYANCE ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 684) to provide for the conveyance of certain parcels of land to the town of Alta, Utah.

The question being on agreeing to the reported amendments.

The reported amendments were agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DIRECTING THE ALLOWANCE OF PREPAYMENT OF CERTAIN WATER CONSERVANCY DISTRICT REPAYMENT CONTRACTS

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 808) to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Uintah Water Conservancy District.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CLARIFYING AUTHORITY FOR USE
OF CERTAIN MINING PAYMENTS

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 897) to amend the Surface Mining Control and Reclamation Act of 1977 to clarify that uncertified States and Indian tribes have the authority to use certain payments for certain noncoal reclamation projects and acid mine remediation programs.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EAST BENCH IRRIGATION
DISTRICT WATER CONTRACT
EXTENSION ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 997) to authorize the Secretary of the Interior to extend a water contract between the United States and the East Bench Irrigation District.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL S. 1786 PLACED ON THE
CALENDAR

By unanimous consent, on the request of Mr. REID,

Ordered, That bill S. 1786, introduced on today, be read twice and placed on the calendar.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then resume consideration of the motion to

proceed to consider bill S. 1769, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:52 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, NOVEMBER 3, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, November 3, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

MOTION TO PROCEED TO
CONSIDER BILL S. 1786

Pursuant to the order yesterday,
On motion by Mr. MCCONNELL that the Senate proceed to consider the bill (S. 1786) to facilitate job creation by reducing regulatory uncertainty, providing for rational evaluation of regulations, providing

flexibilities to States and localities, providing for infrastructure spending, and for other purposes.

The question being on agreeing to the motion.

MOTION TO PROCEED TO
CONSIDER BILL S. 1769

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate, the motion, by Mr. REID on Tuesday, November 1, 2011, that the Senate proceed to consider the bill (S. 1769) to put workers back on the job while rebuilding and modernizing America; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

After debate,

On motion by Ms. KLOBUCHAR,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

The question being taken.

It was determined in the negative---
yeas... 51, nays... 49

[Rollcall Vote No. 195 Leg.]

YEAS --- 51

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 49

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lieberman, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to (the motion not having received 60 yeas votes, as pursuant to the order of yesterday).

ORDER RELATIVE TO EXECUTIVE
SESSION ON TODAY

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, notwithstanding the order of yesterday, following the next vote, the Senate proceed to executive session to consider the nominations of Scott Wesley Skavdahl, of Wyoming, to be United States District Judge for the District of Wyoming, and Richard G.

Andrews, of Delaware, to be United States District Judge for the District of Delaware; that there be 2 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the nomination of Richard G. Andrews be confirmed; that the Senate then vote on the nomination of Scott Wesley Skavdahl; and that the provisions of the order of yesterday remain in effect.

Ordered further, That remaining votes each be 10 minutes in duration.

MOTION TO PROCEED TO CONSIDER BILL S. 1786

Pursuant to the order of yesterday,

The Senate resumed consideration of the motion to proceed to consider bill S. 1786.

The question being on agreeing to the motion.

After debate,

On motion by Mr. COCHRAN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

The question being taken.

It was determined in the negative---
yeas... 47, nays... 53

[Rollcall Vote No. 196 Leg.]

YEAS --- 47

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, Manchin, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 53

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to (the motion not having received 60 yeas votes, as pursuant to the order of yesterday).

HOUSE MESSAGE ON BILL H.R. 2112

Pursuant to the order of Friday, October 21, 2011,

The Senate having received a message from the House of Representatives disagreeing to the amendments of the Senate to the bill (H.R. 2112) making consolidated appropriations for the Departments of Agriculture, Commerce, Justice,

Transportation, and Housing and Urban Development, and related programs for the fiscal year ending September 30, 2012, and for other purposes, and asking a conference with the Senate on the disagreeing votes of the two Houses thereon,

The Senate insisted on its amendments, and agreed to the conference asked by the House thereon, and the chair, as authorized, appointed the following as conferees on the part of the Senate: Mr. KOHL, Mr. HARKIN, Mrs. FEINSTEIN, Mr. TIM JOHNSON, Mr. BEN NELSON, Mr. PRYOR, Mr. SHERROD BROWN, Mr. INOUE, Mrs. MURRAY, Ms. MIKULSKI, Mr. BLUNT, Mr. COCHRAN, Mr. MCCONNELL, Ms. COLLINS, Mr. MORAN, Mr. HOEVEN, Mrs. HUTCHISON, and Mr. SHELBY.

EXECUTIVE SESSION

Pursuant to the order of today,

The Senate proceeded to executive session; and after the consideration of executive business (involving one roll call Vote).

LEGISLATIVE SESSION

Pursuant to the order of today,

The Senate resumed its legislative session.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Pending debate,

ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, Thursday, November 3, 2011, she had presented to the President of the United States the following enrolled bill:

S. 894. A bill to amend title 38, United States Code, to provide for an increase, effective December 1, 2011, in the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3775. A communication from the Secretary of the Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Derivatives Clearing Organization General Provisions

and Core Principles" ((17 CFR Parts 1, 21, 39, and 140)(RIN3038-AC98)) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3776. A communication from the Assistant Secretary of the Navy (Research, Development and Acquisition), transmitting, pursuant to law, a report relative to requesting a waiver of realistic survivability testing of the Ship to Shore Connector (SSC) program; to the Committee on Armed Services.

EC-3777. A communication from the Secretary, Division of Investment Management, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Reporting by Investment Advisers to Private Funds and Certain Commodity Pool Operators and Commodity Trading Advisors on Form PF" (RIN3235-AK92) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3778. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Revision to Nitrogen Oxides Budget Trading Program" (FRL No. 9487-6) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Environment and Public Works.

EC-3779. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Texas; Regulations for Control of Air Pollution by Permits for New Construction or Modification" (FRL No. 9485-3) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Environment and Public Works.

EC-3780. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Placer County Air Pollution Control District and Sacramento Metro Air Quality Management District" (FRL No. 9477-4) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Environment and Public Works.

EC-3781. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control

District" (FRL No. 9481-6) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Environment and Public Works.

EC-3782. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9481-1) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Environment and Public Works.

EC-3783. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District and Imperial County Air Pollution Control District" (FRL No. 9479-3) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Environment and Public Works.

EC-3784. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; North Dakota; Revisions to the Air Pollution Control Rules" (FRL No. 9486-2) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Environment and Public Works.

EC-3785. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Addition of the Cook Islands to the List of Nations Entitled to Special Tonnage Tax Exemption" (CPB Dec. 11-21) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Finance.

EC-3786. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "United States - Peru Trade Promotion Agreement" (RIN1515-AD79) received in the Office of the President of the Senate on November 1, 2011; to the Committee on Finance.

EC-3787. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Medicare Part B Monthly Actuarial Rates, Premium Rate, and Annual Deductible Beginning January 1, 2012" (RIN0938-

AQ16) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Finance.

EC-3788. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Part A Premiums for Calendar Year 2012 for the Uninsured Aged and for Certain Disabled Individuals Who Have Exhausted Other Entitlement" (RIN0938-AQ15) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Finance.

EC-3789. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Final Waivers in Connection With the Shared Savings Program" (RIN0938-AR30) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Finance.

EC-3790. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; End-Stage Renal Disease Prospective Payment System and Quality Incentive Program; Ambulance Fee Schedule; Durable Medical Equipment; and Competitive Acquisition of Certain Durable Medical Equipment, Prosthetics, Orthotics and Supplies" (RIN0938-AQ27) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Finance.

EC-3791. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Inpatient Hospital Deductible and Hospital and Extended Care Services Coinsurance Amounts for Calendar Year 2012" (RIN0938-AQ14) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Finance.

EC-3792. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Home Health Prospective Payment System Rate Update for Calendar Year 2012" (RIN0938-AQ30) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Finance.

EC-3793. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare

Program; Medicare Shared Savings Program: Accountable Care Organization" (RIN0938-AQ22) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Finance.

EC-3794. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program: Payment Policies Under the Physician Fee Schedule, Five-Year Review of Work Relative Value Units, Clinical Laboratory Fee Schedule: Signature on Requisition, and Other Revisions to Part B for Calendar Year 2012" (RIN0938-AQ25 and RIN0938-AQ00) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Finance.

EC-3795. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare and Medicaid Programs: Hospital Outpatient Prospective Payment; Ambulatory Surgical Center Payment; Hospital Value-Based Purchasing Program; Physician Self-Referral; and Patient Notification Requirements in Provider Agreements" (RIN0938-AQ26) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Finance.

EC-3796. A communication from the Department of State, transmitting, pursuant to law, a report relative to U.S. Assistance for the Government of Ukraine (DCN OSS-2011-1727); to the Committee on Foreign Relations.

EC-3797. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to recent Global Fund audit information, commitment and disbursement data, and a summary of the recipient and sub-recipient expenditures as reported to the United States Government; to the Committee on Foreign Relations.

EC-3798. A communication from the Chairman of the National Council on Disability, transmitting, pursuant to law, a report entitled "National Disability Policy: A Progress Report"; to the Committee on Health, Education, Labor, and Pensions.

EC-3799. A communication from the Chairman of the National Council on Disability, transmitting, pursuant to law, a report entitled "The Power of Digital Inclusion: Technology's Impact on Employment and Opportunities for People with Disabilities"; to the Committee on Health, Education, Labor, and Pensions.

EC-3800. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to waiving or partially waiving Section 404(a) of the

Child Soldiers Prevention Act of 2008 with respect to Yemen, the Democratic Republic of the Congo, and Chad; to the Committee on the Judiciary.

EC-3801. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the Fiscal Year 2010 Annual Report to Congress for the Office of Justice Programs; to the Committee on the Judiciary.

EC-3802. A communication from the Deputy Assistant Administrator of the Office of Diversion Control, Drug Enforcement Agency, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Schedules of Controlled Substances: Temporary Placement of Three Synthetic Cathinones Into Schedule I" (Docket No. DEA-357) received during recess of the Senate in the Office of the President of the Senate on October 24, 2011; to the Committee on the Judiciary.

EC-3803. A communication from the Chair, U.S. Sentencing Commission, transmitting, pursuant to law, a report entitled "Mandatory Minimum Penalties in the Federal Criminal Justice System"; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 75. A bill to restore the rule that agreements between manufacturers and retailers, distributors, or wholesalers to set the minimum price below which the manufacturer's product or service cannot be sold violates the Sherman Act.

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, with an amendment in the nature of a substitute:

S. 1487. A bill to authorize the Secretary of Homeland Security, in coordination with the Secretary of State, to establish a program to issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes.

By Mr. ROCKEFELLER, from the Committee on Commerce, Science, and Transportation, without amendment:

S. 1759. A bill to facilitate the hosting in the United States of the 34th America's Cup by authorizing certain eligible vessels to participate in activities related to the competition.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. GRASSLEY (for himself and Mr. JOHANNIS):

S. 1795. A bill to require the Corps of Engineers to revise the Missouri River Mainstem Reservoir System Master Water Control Manual to ensure greater storage capacity to prevent serious downstream flooding; to the Committee on Environment and Public Works.

By Mr. PRYOR (for himself and Mr. ISAKSON):

S. 1796. A bill to make permanent the Internal Revenue Service Free File program; to the Committee on Finance.

By Mr. MERKLEY:

S. 1797. A bill to amend title 23, United States Code, to permit as part of certain highway projects the installation of charging infrastructure for plug-in electric drive vehicles; to the Committee on Environment and Public Works.

By Mr. UDALL of New Mexico (for himself, Mr. CORKER, Mrs. MCCASKILL, Mr. BINGAMAN, Mr. SCHUMER, Mr. NELSON of Florida, Mr. UDALL of Colorado, and Mr. ALEXANDER):

S. 1798. A bill to direct the Secretary of Veterans Affairs to establish an open burn pit registry to ensure that members of the Armed Forces who may have been exposed to toxic chemicals and fumes caused by open burn pits while deployed to Afghanistan or Iraq receive information regarding such exposure, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. TESTER (for himself, Mr. WYDEN, Mr. BEGICH, and Mr. PRYOR):

S. 1799. A bill to amend title 38, United States Code, to provide for certain requirements relating to the immunization of veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. PAUL:

S. 1800. A bill to prohibit the use of Federal funds for any universal or mandatory mental health screening program; to the Committee on Health, Education, Labor, and Pensions.

By Ms. SNOWE:

S. 1801. A bill to amend the Internal Revenue Code of 1986 to extend certain provisions of the Creating Small Business Jobs Act of 2010, and for other purposes; to the Committee on Finance.

By Mr. UDALL of Colorado (for himself, Mrs. GILLIBRAND, Mr. MERKLEY, and Mr. BENNET):

S. 1802. A bill to authorize the Secretary of the Interior to carry out programs and activities that connect Americans, especially children, youth, and families, with the outdoors; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. MCCASKILL:

S. 1803. A bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a prohibition against revising any national ambient air quality standard applicable to nuisance dust, and for other purposes; to the Committee on Environment and Public Works.

By Mr. REED (for himself, Mr. DURBIN, Mr. WHITEHOUSE, Mr. LEVIN, and Mr. MERKLEY):

S. 1804. A bill to amend title IV of the Supplemental Appropriations Act, 2008 to provide for the continuation of certain unemployment benefits, and for other purposes; to the Committee on Finance.

By Mr. JOHANNIS:

S. 1805. A bill to prohibit the Administrator of the Environmental Protection Agency from rejecting or otherwise determining to be inadequate a State implementation plan in any case in which the State submitting the plan has not been given a reasonable time to develop and submit the plan in accordance with a certain provision of the Clean Air Act; to the Committee on Environment and Public Works.

By Mrs. BOXER (for herself, Mr. BEGICH, and Mr. MERKLEY):

S. 1806. A bill to amend the Internal Revenue Code of 1986 to allow taxpayers to designate overpayments of tax as contributions to the homeless veterans assistance fund; to the Committee on Veterans' Affairs.

By Mr. BINGAMAN:

S. 1807. A bill to amend the Federal Nonnuclear Energy Research and Development Act of 1974 to provide for the prioritization, coordination, and streamlining of energy research, development, and demonstration programs to meet current and future energy needs, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. COONS (for himself and Mr. GRAHAM):

S. 1808. A bill to amend the Immigration and Nationality Act to toll, during active-duty service abroad in the Armed Forces, the periods of time to file a petition and appear for an interview to remove the conditional basis for permanent resident status, and for other purposes; to the Committee on the Judiciary.

By Mr. KERRY:

S. 1809. A bill to amend the Public Health Service Act to revise and extend the program for viral hepatitis surveillance, education, and testing in order to prevent deaths from liver cancer, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

SUBMISSION OF SENATE
RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

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

S. Res. 310. A resolution designating 2012 as the "Year of the Girl" and congratulating Girl Scouts of the USA on its 100th anniversary; to the Committee on the Judiciary.

By Mr. SCHUMER:

S. Res. 311. A resolution to authorize the printing of a collection of the rules of the committees of the Senate; considered and agreed to.

ADDITIONAL COSPONSORS

S. 91

At the request of Mr. WICKER, the name of the Senator from Wisconsin [Mr. JOHNSON] was added as a cosponsor of S. 91, a bill to implement equal protection under the 14th article of amendment to the Constitution for the right to life of each born and unborn human person.

S. 299

At the request of Mr. PAUL, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 299, a bill to amend chapter 8 of title 5, United States Code, to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law.

S. 412

At the request of Mr. LEVIN, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Maryland [Mr. CARDIN] were added as cosponsors of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 700

At the request of Ms. KLOBUCHAR, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 700, a bill to amend the Internal Revenue Code of 1986 to permanently extend the treatment of certain farming business machinery and equipment as 5-year property for purposes of depreciation.

S. 704

At the request of Mr. WYDEN, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 704, a bill to provide for duty-free treatment of certain recreational performance outerwear, and for other purposes.

S. 707

At the request of Mr. DURBIN, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 720

At the request of Mr. THUNE, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 720, a bill to repeal the CLASS program.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 829

At the request of Mr. CARDIN, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 829, a bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps.

S. 1002

At the request of Mr. CORNYN, his name was added as a cosponsor of S. 1002, a bill to prohibit theft of medical products, and for other purposes.

S. 1251

At the request of Mr. CARPER, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1391

At the request of Mr. TESTER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1391, a bill to amend title 38, United States Code, to improve the disability compensation evaluation procedure of the Secretary of Veterans Affairs for veterans with post-traumatic stress disorder or mental health conditions related to military sexual trauma, and for other purposes.

S. 1451

At the request of Mr. VITTER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1451, a bill to prohibit the sale of billfish.

S. 1506

At the request of Mr. RUBIO, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1506, a bill to prevent the Secretary of the Treasury from expanding United States bank reporting requirements with respect to interest on deposits paid to nonresident aliens.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from Oklahoma [Mr. INHOFE], the Senator from Arkansas [Mr. BOOZMAN], the Senator from Idaho [Mr. RISCH] and the Senator from Colorado [Mr. BENNET] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1582

At the request of Mr. LAUTENBERG, the name of the Senator from Rhode Island [Mr.

WHITEHOUSE] was added as a cosponsor of S. 1582, a bill to amend the Federal Water Pollution Control Act to modify provisions relating to beach monitoring, and for other purposes.

S. 1588

At the request of Mr. WEBB, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1588, a bill to protect the right of individuals to bear arms at water resources development projects administered by the Secretary of the Army, and for other purposes.

S. 1616

At the request of Mr. ENZI, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

At the request of Mr. MENENDEZ, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1616, supra.

S. 1671

At the request of Mrs. HAGAN, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1671, a bill to amend the Internal Revenue Code of 1986 to allow a temporary dividends received deduction for dividends received from a controlled foreign corporation.

S. 1702

At the request of Mr. MORAN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1702, a bill to provide that the rules of the Environmental Protection Agency entitled "National Emission Standards for Hazardous Air Pollutants for Reciprocating Internal Combustion Engines" have no force or effect with respect to existing stationary compression and spark ignition reciprocating internal combustion engines operated by certain persons and entities for the purpose of generating electricity or operating a water pump.

S. 1707

At the request of Mr. BURR, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1707, a bill to amend title 38, United States Code, to clarify the conditions under which certain persons may be treated as adjudicated mentally incompetent for certain purposes.

S. 1718

At the request of Mr. WYDEN, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1718, a bill to amend title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims.

S. 1737

At the request of Mr. BENNET, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1737, a bill to

improve the accuracy of mortgage underwriting used by Federal mortgage agencies by ensuring that energy costs are included in the underwriting process, to reduce the amount of energy consumed by homes, to facilitate the creation of energy efficiency retrofit and construction jobs, and for other purposes.

S. 1759

At the request of Mrs. FEINSTEIN, the names of the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 1759, a bill to facilitate the hosting in the United States of the 34th America's Cup by authorizing certain eligible vessels to participate in activities related to the competition.

S. 1769

At the request of Ms. KLOBUCHAR, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 1769, a bill to put workers back on the job while rebuilding and modernizing America.

At the request of Mr. CARPER, his name was added as a cosponsor of S. 1769, *supra*.

S. 1780

At the request of Mr. HELLER, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 1780, a bill to amend the Communications Act of 1934 to consolidate the reporting obligations of the Federal Communications Commission in order to improve congressional oversight and reduce reporting burdens.

S. 1784

At the request of Mr. HELLER, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 1784, a bill to amend the Communications Act of 1934 to provide for greater transparency and efficiency in the procedures followed by the Federal Communications Commission.

SENATE JOINT RESOLUTION 29

At the request of Mr. UDALL of New Mexico, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of Senate Joint Resolution 29, a joint resolution proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections.

SENATE RESOLUTION 274

At the request of Mr. WHITEHOUSE, the names of the Senator from Maryland [Mr. CARDIN] and the Senator from California [Mrs. FEINSTEIN] were added as cosponsors of Senate Resolution 274, a resolution expressing the sense of the Senate that funding for the Federal Pell Grant program should not be cut in any deficit reduction program.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on November 3, 2011, at 10 a.m., to conduct a hearing entitled "Empowering and Protecting Servicemembers, Veterans and their Families in the Consumer Financial Marketplace."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on November 3, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on November 3, 2011, at 2:30 p.m.

PERMANENT SUBCOMMITTEE ON INVESTIGATION

The Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on November 3, 2011, at 9 a.m., to conduct a hearing entitled, "Excessive Speculation and Compliance with the Dodd-Frank Act."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:31 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1070. An act to amend the Securities Act of 1933 to require the Securities and Exchange Commission to exempt a certain class of securities from such Act.

H.R. 1965. An act to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes.

H.R. 2061. An act to authorize the presentation of a United States flag on behalf of Federal civilian employees who die of injuries in connection with their employment.

The message also announced that the House has passed the following bill, without amendment:

S. 894. An act to amend title 38, United States Code, to provide for an increase, effective December 1, 2011, in the rates of

compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes.

The message further announced that pursuant to 22 U.S.C. 6913 and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Congressional-Executive Commission on the People's Republic of China: Mr. WOLF of Virginia, Mr. MANZULLO of Illinois, and Mr. ROYCE of California.

At 3:15 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks announced that the House disagrees to the amendments of the Senate to the bill (H.R. 2112) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes, and asks a conference with the Senate on the disagreeing votes of the two Houses thereon, and appoints the following as managers of the conference on the part of the House: Mr. ROGERS of Kentucky, Mr. YOUNG of Florida, Mr. LEWIS of California, Mr. WOLF, Mr. KINGSTON, Mr. LATHAM, Mr. ADERHOLT, Mrs. EMERSON, Mr. CULBERSON, Mr. CARTER, Mr. BONNER, Mr. LATOURETTE, Mr. DICKS, Ms. DELAURO, Mr. OLVER, Mr. PASTOR of Arizona, Mr. PRICE of North Carolina, Mr. FARR, Mr. FATTAH, and Mr. SCHIFF.

The message also announced that the Speaker has signed the following enrolled bills:

S. 894. An act to amend title 38, United States Code, to provide for an increase, effective December 1, 2011, in the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes.

S. 1280. An act to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of a sexual assault policy, the establishment of an Office of Victim Advocacy, the establishment of a Sexual Assault Advocacy Council, and for other purposes.

ENROLLED BILLS SIGNED

The enrolled bills were subsequently signed by the PRESIDENT pro tempore.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2061. To authorize the presentation of a United States flag on behalf of Federal civilian employees who die of injuries in

connection with their employment; to the Committee on Homeland Security and Governmental Affairs.

HOUSE BILL PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 2042. An act to require the Secretary of Homeland Security, in consultation with the Secretary of State, to establish a program to issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes.

JOINT RESOLUTIONS DISCHARGED

The following joint resolutions were discharged by petition, pursuant to 5 U.S.C. 802(c), and placed on the calendar:

S.J. Res. 6. A joint resolution disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices.

S.J. Res. 27. A joint resolution disapproving a rule submitted by the Environmental Protection Agency relating to the mitigation by States of cross-border air pollution under the Clean Air Act.

ORDER RELATIVE TO CONSIDERATION OF JOINT RESOLUTION S.J. RES. 6

By unanimous consent, on the request of Mr. REID,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the minority leader, or his designee, be recognized to move to proceed to consider the joint resolution (S.J. Res. 6) disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices; that there be 4 hours, equally divided and controlled, for debate between the two leaders, or their designees, on the motion; that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion; that, if the motion is agreed to, statutory time for debate on the joint resolution be equally divided and controlled between the two leaders, or their designees; that, upon conclusion of debate, the joint resolution be read the third time; that the Senate then vote on passage of the joint resolution; and that statutory provisions relative to consideration of the joint resolution remain in effect.

ORDER RELATIVE TO CONSIDERATION OF JOINT RESOLUTION S.J. RES. 27

By unanimous consent, on the request of Mr. REID,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the minority leader, or his designee, be recognized to move to proceed to consider the joint resolution (S.J. Res. 27) disapproving a rule submitted by the Environmental Protection Agency relating to the mitigation by States of cross-border air pollution under the Clean Air Act; that there be 2 hours, equally divided and controlled, for debate between the two leaders, or their designees, on the motion; that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion; that, if the motion is agreed to, statutory time for debate on the joint resolution be equally divided and controlled between the two leaders, or their designees; that, upon conclusion of debate, the joint resolution be read the third time; that the Senate then vote on passage of the joint resolution; and that statutory provisions relative to consideration of the joint resolution remain in effect.

MOTION TO PROCEED TO CONSIDER BILL H.R. 674

On motion by Mr. REID that the Senate proceed to consider the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill H.R. 674:

HARRY REID, CHRIS COONS, JOE MANCHIN, KAY R. HAGAN, DIANNE FEINSTEIN, BEN CARDIN, AL FRANKEN, MARK BEGICH, MARK R. WARNER, JEFF BINGAMAN, TOM UDALL, AMY KLOBUCHAR, JEANNE SHAHEEN, B.A. MIKULSKI, KENT CONRAD, MICHAEL F. BENNET, PATTY MURRAY.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate proceed to executive session to consider the nomination of Evan Jonathan Wallach, of New York, to be United States Circuit Judge for the Federal Circuit; that there be 15 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination; that, following the vote, a motion to reconsider be made and laid on the table; that no further motions be in order to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

DIRECTING THE ALLOWANCE OF PREPAYMENT OF CERTAIN WATER CONSERVANCY DISTRICT REPAYMENT CONTRACTS

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (H.R. 818) to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Uintah Water Conservancy District.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ASIA-PACIFIC ECONOMIC COOPERATION BUSINESS TRAVEL CARDS ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 1487) to authorize the Secretary of Homeland Security, in coordination with the Secretary of State, to establish a program to

issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes.

The question being on agreeing to the reported amendment (in the nature of a substitute).

The reported amendment (in the nature of a substitute) was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AMERICA'S CUP ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 1759) to facilitate the hosting in the United States of the 34th America's Cup by authorizing certain eligible vessels to participate in activities related to the competition.

The question being on the passage of the bill.

On motion by Mr. REID for Mrs. FEINSTEIN (for herself and Mr. TOOMEY) to amend the bill at the end thereof, by adding certain words (being amendment No. 923).

The amendment was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING THE PRINTING OF A COLLECTION OF THE RULES OF THE COMMITTEES OF THE SENATE

On the request of Mr. REID,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) laid before the Senate the resolution (S. Res. 311) to authorize the printing of a collection of the rules of the committees of the Senate, submitted today by Mr. SCHUMER, and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1070) to amend the Securities Act of 1933 to require the Securities and Exchange Commission to exempt a certain class of securities from such Act, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1965) to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, NOVEMBER 7, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, November 7, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 5 p.m., with Senators permitted to speak for 10 minutes each; that following morning business, the Senate resume consideration of the motion to proceed to consider bill H.R. 674; that there be 30 minutes, equally divided and controlled for debate thereon between Mr. BAUCUS, and Mr. HATCH, or their designees; and that, at 5:30 p.m. on Monday next, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider bill H.R. 674.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:43 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, November 7, 2011.

MONDAY, NOVEMBER 7, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 7, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of Thursday, November 3, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, November 3, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, November 3, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE HOUSE
RECEIVED DURING
ADJOURNMENT

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on November 4, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker had signed the following enrolled bill:

H.R. 818. An act to direct the Secretary of the Interior to allow for prepayment of repayment contracts between the United States and the Uintah Water Conservancy District.

ENROLLED BILL SIGNED

Under the authority of the order of the Senate of January 5, 2011, the enrolled bill was signed on November 4, 2011, during the adjournment of the Senate, by the PRESIDENT pro tempore.

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

NOTICE OF CONTINUATION OF THE
NATIONAL EMERGENCY WITH
RESPECT TO IRAN -- PM 32

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency with respect to Iran that was declared in Executive Order 12170 of November 14, 1979, is to continue in effect beyond November 14, 2011.

Our relations with Iran have not yet returned to normal, and the process of implementing the agreements with Iran, dated January 19, 1981, is still under way. For these reasons, I have determined that it is necessary to continue the national emergency declared on November 14, 1979, with respect to Iran, beyond November 14, 2011.

BARACK OBAMA.

THE WHITE HOUSE, November 7, 2011.

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3804. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B4-600, A300 B4-600R, and A300 F4-600R Series Airplanes, and Model A300-C4-605R Variant F Airplanes (Collectively Called Model A300-600 Series Airplanes); Model A310 Series Airplanes; Model A318 Series Airplanes; Model A319 Series Airplanes; Model A320-211, -212, -214, -231, -232, and -233 Airplanes; Model A321 Series Airplanes; Model A330-200 and A330-300 Series Airplanes; and Model A340-200, A340-300, A340-500, and A340-600 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0388)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3805. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; BAE SYSTEMS (OPERATIONS) LIMITED Model BAe 146 and Avro 146-RJ Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0569)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3806. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Piper Aircraft, Inc. Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0218)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3807. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0381)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3808. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0224)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3809. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; M7 Aerospace LP Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0832)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3810. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; 328 Support Services GmbH (Type Certificate Previously Held by AvCraft Aerospace GmbH; Fairchild Dornier GmbH; Dornier Luftfahrt GmbH) Model 328-100 and -300 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-1163)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3811. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 767 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0033)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3812. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B2-1C, A300 B2-203, A300 B2K-3C, A300 B4-103, A300 B4-203, and A300 B4-2C Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0389)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3813. A communication from the Senior Program Analyst, Federal Aviation

Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B2-1C, A300 B2-203, A300 B2K-3C, A300 B4-103, A300 B4-203, and A300 B4-2C Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0389)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3814. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Aviointeriors S.p.A. Passenger Seat 12M Series, Installed on but not Limited to ATR Model ATR42 Airplanes and Model ATR72 Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-1000)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3815. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to Description of VOR Federal Airway V-299; CA" ((RIN2120-AA66)(Docket No. FAA-2011-1015)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3816. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment to Description of VOR Federal Airway V-299; CA; Technical Amendment" ((RIN2120-AA66)(Docket No. FAA-2011-1015)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3817. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D and Class E Airspace and Establishment of Class E Airspace; Casper, WY" ((RIN2120-AA66)(Docket No. FAA-2011-0439)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3818. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Amendment of Class D and Class E Airspace and Establishment of Class E Airspace; Casper, WY; Correction" ((RIN2120-AA66)(Docket No. FAA-2011-0439)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3819. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Gordonsville, VA" ((RIN2120-AA66)(Docket No. FAA-2011-0375)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3820. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Bumpass, VA" ((RIN2120-AA66)(Docket No. FAA-2011-0377)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3821. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; New Market, VA" ((RIN2120-AA66)(Docket No. FAA-2011-0380)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3822. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Nahunta, GA" ((RIN2120-AA66)(Docket No. FAA-2011-0727)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3823. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Chinle, AZ" ((RIN2120-AA66)(Docket No. FAA-2011-0517)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3824. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Lebanon, PA" ((RIN2120-AA66)(Docket No. FAA-2011-0558)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3825. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Palmyra, PA" ((RIN2120-AA66)(Docket No. FAA-2011-0394)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3826. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Orangeburg, SC" ((RIN2120-AA66)(Docket No. FAA-2011-1325)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3827. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 767 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-0033)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3828. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-243F Airplanes Equipped with Rolls Royce Trent 700 Series Engines" ((RIN2120-AA64)-(Docket No. FAA-2011-0999)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3829. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier Inc. Model DHC-8-102, -103, -106, -201, -202, -301, -311, and -315 Airplanes; Equipped with Certain

Cockpit Door Installations" ((RIN2120-AA64)(Docket No. FAA-2011-0479)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3830. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 747-400 and -400F Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0041)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3831. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Dowty Propellers Type R212/4-30-4/22 and R251/4-30-4/49 Propeller Assemblies" ((RIN2120-AA64)(Docket No. FAA-2011-0735)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3832. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-600, -700, -700C, -800, and -900 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-1199)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3833. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; General Electric Company (GE) CT7-8, CT7-8A, CT7-8A1, CT7-8E, and CT7-8F5 Turboshaft Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0392)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3834. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Fokker Services B.V. Model F.27 Mark 050, 200, 300, 400, 500, 600, and 700 Airplanes; and Model F.28 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-

0568)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3835. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-600, -700, -700C, -800, -900, and -900ER Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2008-1118)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3836. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 777-200, -200LR, -300, and -300ER Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1312)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3837. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Dowty Propeller Type R321/4-82-F/8, R324/4-82-F/9, R333/4-82-F/12, and R334/4-82-F/13 Propeller Assemblies" ((RIN2120-AA64)(Docket No. FAA-2010-1270)) received in the Office of the President of the Senate on October 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3838. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Austro Engine GmbH Model E4 Diesel Piston Engines" ((RIN2120-AA64)(Docket No. FAA-2010-1055)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3839. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-600, -700, -700C, -800, -900, and -900ER Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2008-1118)) received during adjournment of the Senate in the Office of the President of the Senate on

October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3840. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes) and A310 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0647)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3841. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model DC-8-11, DC-8-12, DC-8-21, DC-8-31, DC-8-32, DC-8-33, DC-8-41, DC-8-42, and DC-8-43 Airplanes; Model DC-8-50 Series Airplanes; Model DC-8F-54 and DC-8F-55 Airplanes; Model DC-8-60 Series Airplanes; Model DC-8-60F Series Airplanes; Model DC-8-70 Series Airplanes; and Model DC-8-70F Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0221)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3842. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Gulfstream Aerospace LP Model Galaxy and Gulfstream 200 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0646)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3843. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2010-1045)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3844. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness

Directives; Airbus Model A330-201, -202, -203, -223, and -243 Airplanes, Model A330-300 Series Airplanes, Model A340-200 Series Airplanes, and Model A340-300 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0387)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3845. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes, and Model A340-200 and -300 Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0474)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3846. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0151)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3847. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model DHC-8-400 Series Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0910)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3848. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Shelby, MT" ((RIN2120-AA66)(Docket No. FAA-2011-0536)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3849. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Gary, IN" ((RIN2120-AA66)(Docket No. FAA-2011-0427)) received during adjournment of the Senate in the Office of the President of the Senate on

October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3850. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Miles City, MT" ((RIN2120-AA66)(Docket No. FAA-2011-0515)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3851. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Shelby, NC" ((RIN2120-AA66)(Docket No. FAA-2011-0280)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3852. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Wrightstown, NJ" ((RIN2120-AA66)(Docket No. FAA-2011-0623)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3853. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Burlington, VT" ((RIN2120-AA66)(Docket No. FAA-2011-0243)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3854. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Rutherfordton, NC" ((RIN2120-AA66)(Docket No. FAA-2010-1330)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

From the Committee on the Judiciary:

Report to accompany S. 1151, A bill to prevent and mitigate identity theft, to ensure privacy, to provide notice of security breaches, and to enhance criminal penalties, law enforcement assistance, and other protections against security breaches, fraudulent access, and misuse of personally identifiable information (Rept. No. 112-91).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. FEINSTEIN (for herself and Mrs. BOXER):

S. 1810. A bill to authorize improvements to flood damage reduction facilities adjacent to the American and Sacramento Rivers near Sacramento, California, and for other purposes; to the Committee on Environment and Public Works.

By Mr. LIEBERMAN (for himself and Mr. BLUMENTHAL):

S. 1811. A bill to amend title 4 of the United States Code to limit the extent to which States may tax the compensation earned by nonresident telecommuters; to the Committee on Finance.

By Mr. BEGICH:

S. 1812. A bill to amend the Alaska Natural Gas Pipeline Act of 2004 to promote the availability of affordable, clean-burning natural gas to North American markets, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. BOXER (for herself, Mr. INHOFE, Mr. BAUCUS, and Mr. VITTER):

S. 1813. A bill to reauthorize Federal-aid highway and highway safety construction programs, and for other purposes; to the Committee on Environment and Public Works.

By Mrs. GILLIBRAND:

S. 1814. A bill to amend title XXVIII of the Public Health Service Act to reauthorize certain provisions relating to public health preparedness; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ALEXANDER (for himself and Mr. PRYOR):

S. 1815. A bill to codify and delay the implementation of and compliance dates for a final rule relating to interstate transport of air pollution; to the Committee on Environment and Public Works.

By Mr. LAUTENBERG (for himself and Mr. UDALL of New Mexico):

S. 1816. A bill to amend title 23, United States Code, to modify a provision relating to minimum penalties for repeat offenders for driving while intoxicated or driving under the influence; to the Committee on Environment and Public Works.

SUBMISSION OF SENATE
RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. HUTCHISON (for herself and Mr. CORNYN):

S. Res. 312. A resolution commending Girl Scouts of the USA on the special occasion of its 52nd annual convention and commending the commitment of Girl Scouts of the USA to the mission of fostering the courage, confidence, and character that girls need to become leaders and make the world a better place; considered and agreed to.

By Ms. CANTWELL (for herself and Mrs. MURRAY):

S. Res. 313. A resolution congratulating the University of Washington on its sesquicentennial and recognizing the contributions of the University of Washington to the State of Washington and the United States; considered and agreed to.

By Mrs. GILLIBRAND:

S. Res. 314. A resolution recognizing the contributions of Project Chernobyl and Project 9/11; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 412

At the request of Mr. LEVIN, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 412, a bill to ensure that amounts credited to the Harbor Maintenance Trust Fund are used for harbor maintenance.

S. 509

At the request of Mr. UDALL of Colorado, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 509, a bill to amend the Federal Credit Union Act, to advance the ability of credit unions to promote small business growth and economic development opportunities, and for other purposes.

S. 720

At the request of Mr. THUNE, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 720, a bill to repeal the CLASS program.

S. 798

At the request of Mr. TESTER, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 951

At the request of Mrs. MURRAY, the names of the Senator from Washington [Ms. CANTWELL], the Senator from Arkansas [Mr. PRYOR] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of

S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 968

At the request of Mr. LEAHY, the names of the Senator from Louisiana [Mr. VITTER] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 974

At the request of Ms. SNOWE, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 974, a bill to amend the Internal Revenue Code of 1986 to expand the tip tax credit to employers of cosmetologists and to promote tax compliance in the cosmetology sector.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1039

At the request of Mr. CARDIN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1039, a bill to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1444

At the request of Mr. AKAKA, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1444, a bill to provide for the presentation of a United States flag on behalf of Federal civilian employees who are killed while performing

official duties or because of their status as Federal employees.

S. 1447

At the request of Mr. CRAPO, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1447, a bill to amend the Safe and Drug-Free Schools and Communities Act to authorize the use of grant funds for dating violence prevention, and for other purposes.

S. 1493

At the request of Ms. MIKULSKI, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1493, a bill to provide compensation to relatives of Foreign Service members killed in the line of duty and the relatives of United States citizens who were killed as a result of the bombing of the United States Embassy in Kenya on August 7, 1998, and for other purposes.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from New York [Mrs. GILLIBRAND], the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Mississippi [Mr. COCHRAN], the Senator from West Virginia [Mr. ROCKEFELLER], the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Washington [Mrs. MURRAY], the Senator from Virginia [Mr. WARNER], the Senator from Illinois [Mr. DURBIN], the Senator from Michigan [Ms. STABENOW], the Senator from Florida [Mr. RUBIO] and the Senator from West Virginia [Mr. MANCHIN] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

S. 1692

At the request of Mr. BINGAMAN, the names of the Senator from Utah [Mr. LEE] and the Senator from Arkansas [Mr. PRYOR] were added as cosponsors of S. 1692, a bill to reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, to provide full funding for the Payments in Lieu of Taxes program, and for other purposes.

S. 1707

At the request of Mr. BURR, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1707, a bill to amend title 38, United States Code, to clarify the conditions under which certain persons may be treated as adjudicated mentally incompetent for certain purposes.

S. 1720

At the request of Mr. MCCAIN, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 1720, a bill to provide American jobs through economic growth.

S. 1750

At the request of Mr. FRANKEN, the name of the Senator from Connecticut [Mr.

BLUMENTHAL] was added as a cosponsor of S. 1750, a bill to amend the Older Americans Act of 1965 to establish a Home Care Consumer Bill of Rights, to establish State Home Care Ombudsman Programs, and for other purposes.

S. 1758

At the request of Mrs. MCCASKILL, the names of the Senator from Oklahoma [Mr. INHOFE] and the Senator from Oklahoma [Mr. COBURN] were added as cosponsors of S. 1758, a bill to amend the Federal Power Act prohibit the Federal Energy Regulatory Commission from requiring the removal or modification of existing structures or encroachments in licenses of the Commission.

S. 1804

At the request of Mr. REED, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1804, a bill to amend title IV of the Supplemental Appropriations Act, 2008 to provide for the continuation of certain unemployment benefits, and for other purposes.

SENATE JOINT RESOLUTION 21

At the request of Mr. MENENDEZ, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of Senate Joint Resolution 21, a joint resolution proposing an amendment to the Constitution of the United States relative to equal rights for men and women.

SENATE JOINT RESOLUTION 29

At the request of Mr. UDALL of New Mexico, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of Senate Joint Resolution 29, a joint resolution proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections.

SENATE RESOLUTION 180

At the request of Mr. RUBIO, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of Senate Resolution 180, a resolution expressing support for peaceful demonstrations and universal freedoms in Syria and condemning the human rights violations by the Assad regime.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 2930. An act to amend the securities laws to provide for registration exemptions for certain crowdfunded securities, and for other purposes.

H.R. 2940. An act to direct the Securities and Exchange Commission to eliminate the prohibition against general solicitation as a requirement for a certain exemption under Regulation D.

H.R. 3321. An act to facilitate the hosting in the United States of the 34th America's Cup by authorizing certain eligible vessels to participate in activities related to the competition, and for other purposes.

The message also announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 86. Concurrent resolution directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 2061.

The message further announced that the House has passed the following bill, without amendment:

S. 1487. An act to authorize the Secretary of Homeland Security, in coordination with the Secretary of State, to establish a program to issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes.

The message also announced that pursuant to 22 U.S.C. 6913 and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Congressional-Executive Commission on the People's Republic of China: Ms. KAPTUR of Ohio and Mr. HONDA of California.

The message further announced that pursuant to section 1002 of the Intelligence Authorization Act for Fiscal Year 2003 (Public Law 107-306) as amended by section 701(a)(3) of the Intelligence Authorization Act for Fiscal Year 2010 (Public Law 111-259), and the order of the House of January 5, 2011, the Speaker appoints the following Member of the House of Representatives to the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community: Mr. CONWAY of Texas.

HOUSE BILL PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 3321. An act to facilitate the hosting in the United States of the 34th America's Cup by authorizing certain eligible vessels to participate in activities related to the competition, and for other purposes.

MOTION TO PROCEED TO CONSIDER BILL H.R. 674

Pursuant to the order of Thursday, November 3, 2011,

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate its pending business, viz, the motion, by Mr. REID, that the Senate proceed to consider the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

Pursuant to the order of Thursday, November 3, 2011,

The PRESIDING OFFICER laid before the Senate the motion, presented by Mr. REID on Thursday, November 3, 2011, to bring to a close debate on the motion to proceed to consider bill H.R. 674.

Pursuant to the order of Thursday, November 3, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 94, nays... 1

[Rollcall Vote No. 198 Leg.]

YEAS --- 94

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Reed, Reid, Risch, Roberts, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 1

Rockefeller.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to proceed.

Pending debate,

ORDER FOR EXECUTIVE SESSION
ON TOMORROW

By unanimous consent, on the request of Mr. MERKLEY,

As in executive session,

Ordered, That, notwithstanding provisions of rule XXII of Standing Rules of the Senate, at 12 noon on tomorrow, the Senate proceed to executive session to consider the nomination of Evan Jonathan Wallach, of New York, to be United States Circuit Judge for the Federal Circuit, as pursuant to the order of Thursday, November 3, 2011.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. MERKLEY,

The Senate proceeded to executive session; and after the consideration of executive.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. MERKLEY,

The Senate resumed its legislative session.

COMMENDING GIRL SCOUTS OF
THE USA ON THE SPECIAL
OCCASION OF ITS 52ND ANNUAL
CONVENTION

On the request of Mr. MERKLEY,

The PRESIDING OFFICER (Mr. MANCHIN in the chair) laid before the Senate the resolution (S. Res. 312) commending Girl Scouts of the USA on the special occasion of its 52nd annual convention and commending the commitment of Girl Scouts of the USA to the mission of fostering the courage, confidence, and character that girls need to become leaders and make the world a better place, submitted today by Mrs. HUTCHISON (for herself and Mr. CORNYN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONGRATULATING THE
UNIVERSITY OF WASHINGTON ON
ITS SESQUICENTENNIAL

On the request of Mr. MERKLEY,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 313) congratulating the University of Washington on its sesquicentennial and recognizing the contributions of the University of Washington to the State of Washington and the United States, submitted today by Ms. CANTWELL (for herself and Mrs. MURRAY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE SECOND
TIME AND PLACED ON THE
CALENDAR

The Senate having convened following an adjournment,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1070) to amend the Securities Act of 1933 to require the Securities and Exchange Commission to exempt a certain class of securities from such Act, received from the House of Representatives for concurrence on Thursday, November 3, 2011, and read the first time on that day; which was read the second time.

Mr. MERKLEY objected to the further proceedings on the bill.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE SECOND
TIME AND PLACED ON THE
CALENDAR

The Senate having convened following an adjournment,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1965) to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes, received from the House of Representatives for concurrence on Thursday, November 3, 2011, and read the first time on that day; which was read the second time.

Mr. MERKLEY objected to the further proceedings on the bill.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. MERKLEY,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2930) to amend the securities laws to provide for registration exemptions for certain crowdfunded securities, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. MERKLEY asked unanimous consent that the bill be read the second time.

Mr. MERKLEY objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. MERKLEY,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2940) to direct the Securities and Exchange Commission to eliminate the prohibition against general solicitation as a requirement for a certain exemption under Regulation D, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. MERKLEY asked unanimous consent that the bill be read the second time.

Mr. MERKLEY objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. MERKLEY,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that there then be a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of the motion to proceed to consider bill H.R. 674, as pursuant to the order of today.

Ordered further, That, at 12 noon, the Senate proceed to executive session, as pursuant to the order of today; and that, when the Senate resumes its legislative session, it recess until 2:15 p.m.

Ordered further, That time in adjournment, morning business, executive session, and

recess count against time for debate on the motion to proceed to consider bill H.R. 674, pursuant to rule XXII of the Standing Rules of the Senate

ADJOURNMENT

By unanimous consent, on the request of Mr. MERKLEY,

At 6:36 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, NOVEMBER 8, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 8, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3855. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Bromeliad Plants in Growing Media From Belgium, Denmark, and the Netherlands" ((RIN0579-AD36)(Docket No. APHIS-2010-0005)) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3856. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Mitchell H. Stevenson, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-3857. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Fire-Resistant Fiber for Production of Military Uniforms" ((RIN0750-AH22)(DFARS Case 2011-D021)) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Armed Services.

EC-3858. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Simplified Acquisition Threshold for Humanitarian or Peacekeeping Operations" ((RIN0750-AH29)(DFARS Case 2011-D032)) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Armed Services.

EC-3859. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Representation Relating to Compensation of Former DoD Officials" ((RIN0750-AG99)(DFARS Case 2010-D020)) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Armed Services.

EC-3860. A communication from the Senior Counsel for Regulatory Affairs, Office of Financial Stability, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "TARP Conflicts of Interests" (RIN1505-AC05) received in the Office of the President of the Senate on

November 2, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3861. A communication from the Chief Counsel of the Fiscal Service, Bureau of Public Debt, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Offering of United States Savings Bonds, Series EE; Regulations Governing Definitive United States Savings Bonds, Series EE and HH; Offering of United States Savings Bonds, Series I; Regulations Governing Definitive United States Savings Bonds, Series I; Final Rule" (31 CFR Parts 351, 353, 359, and 360) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3862. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Tribal Economic Development Bonds - Request for Public Comment on Volume Cap Allocation Process and Optional Extension of Deadline to Issue Bonds" (Announcement 2011-71) received in the Office of the President of the Senate on November 3, 2011; to the Committee on Finance.

EC-3863. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "O'Donnabhain v. Commissioner, 134 T.C. 34 (2010)" (AOD-2011-47) received in the Office of the President of the Senate on November 3, 2011; to the Committee on Finance.

EC-3864. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Extending Religious and Family Member FICA and FUTA Exceptions to Disregarded Entities" ((RIN1545-BJ07)(TD 9554)) received in the Office of the President of the Senate on November 3, 2011; to the Committee on Finance.

EC-3865. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Amendment to the International Traffic in Arms Regulations: Libya and UNSCR 2009" (RIN1400-AC97) received in the Office of the President of the Senate on November 3, 2011; to the Committee on Foreign Relations.

EC-3866. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Amendment to the International Traffic in Arms Regulations: Filing, Retention, and Return of Export Licenses and Filing of Export Information" (RIN1400-AC91) received in the Office of the President of the

Senate on November 3, 2011; to the Committee on Foreign Relations.

EC-3867. A communication from the Assistant General Counsel for Regulatory Services, Office of Innovation and Improvement, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Final Priorities, Requirements, and Selection Criteria; Charter Schools Program (CSP) Grants for Replication and Expansion of High-Quality Charter Schools" (RIN1855-ZA08) received in the Office of the President of the Senate on November 3, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3868. A communication from the Assistant General Counsel for Regulatory Services, Office of Innovation and Improvement, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Promise Neighborhoods Program" (RIN1855-ZA07) received in the Office of the President of the Senate on November 3, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3869. A communication from the Assistant General Counsel for Regulatory Services, Office of Innovation and Improvement, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Investing in Innovation Fund" (34 CFR Chapter II) received in the Office of the President of the Senate on November 3, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3870. A communication from the Deputy Director for Policy, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Part 4022) received in the Office of the President of the Senate on November 3, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3871. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Beverages: Bottled Water Quality Standard; Establishing an Allowable Level for di(2-ethylhexyl)phthalate" (Docket No. FDA-1993-N-0259) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3872. A communication from the Director, Office of Personnel Management, transmitting, pursuant to law, a report entitled "U.S. Office of Personnel Management (OPM) Annual Privacy Activity Report to Congress for Fiscal Year 2010"; to the

Committee on Homeland Security and Governmental Affairs.

EC-3873. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on November 2, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3874. A communication from the Acting Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Nebraska Advisory Committee; to the Committee on the Judiciary.

EC-3875. A communication from the Acting Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the California Advisory Committee; to the Committee on the Judiciary.

EC-3876. A communication from the Chairman, Board of Trustees, John F. Kennedy Center for the Performing Arts, transmitting, pursuant to law, a report relative to the Center's financial statements, supplemental schedules of operations, and independent auditor's report for years ended October 3, 2010 and September 27, 2009; to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs:

Report to accompany S. 1487, A bill to authorize the Secretary of Homeland Security, in coordination with the Secretary of State, to establish a program to issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes (Rept. No. 112-92).

By Mr. ROCKEFELLER, from the Committee on Commerce, Science, and Transportation, without amendment:

S. 363. A bill to authorize the Secretary of Commerce to convey property of the National Oceanic and Atmospheric Administration to the City of Pascagoula, Mississippi, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. HELLER:

S. 1817. A bill to amend the Communications Act of 1934 to provide for greater transparency and efficiency in the procedures followed by the Federal Communications Commission; to the Committee on Commerce, Science, and Transportation.

By Ms. STABENOW:

S. 1818. A bill to amend SAFETEA-LU to ensure that projects that assist the establishment of aerotropolis transportation systems are eligible for certain grants, and for other purposes; to the Committee on Environment and Public Works.

By Mr. KOHL (for himself and Ms. MIKULSKI):

S. 1819. A bill to amend the Older Americans Act of 1965 to improve programs and services; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND (for herself and Mr. BLUNT):

S. 1820. A bill to authorize the Secretary of Defense to provide assistance to State National Guards to provide counseling and reintegration services for members of reserve components of the Armed Forces ordered to active duty in support of a contingency operation, members returning from such active duty, veterans of the Armed Forces, and their families; to the Committee on Armed Services.

By Mr. COONS (for himself, Mr. ISAKSON, Mr. BURR, Mr. GRAHAM, Mr. CARPER, Mrs. HAGAN, Mr. ALEXANDER, and Mr. HELLER):

S. 1821. A bill to prevent the termination of the temporary office of bankruptcy judges in certain judicial districts; to the Committee on the Judiciary.

By Mr. HELLER (for himself, Mr. BOOZMAN, and Mr. BROWN of Massachusetts):

S. 1822. A bill to provide for the exhumation and transfer of remains of deceased members of the Armed Forces buried in Tripoli, Libya; to the Committee on Armed Services.

By Mr. BLUNT (for himself and Mrs. GILLIBRAND):

S. 1823. A bill to amend title 38, United States Code, to provide for employment and reemployment rights for certain individuals ordered to full-time National Guard duty, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. TOOMEY (for himself, Mr. CARPER, Mr. WARNER, and Mr. JOHANNES):

S. 1824. A bill to amend the securities laws to establish certain thresholds for shareholder registration under that Act, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. NELSON of Florida:

S. 1825. A bill to amend title 36, United States Code, to grant a Federal charter to the

American Military Retirees Association, and for other purposes; to the Committee on the Judiciary.

By Mr. WYDEN (for himself, Mr. CARPER, and Mr. CASEY):

S. 1826. A bill to provide for the availability of self-employment assistance to individuals receiving extended compensation or emergency unemployment compensation; to the Committee on Finance.

By Ms. STABENOW (for herself and Mr. GRAHAM):

S. 1827. A bill to establish a Trade Enforcement Division in the Office of the United States Trade Representative, and for other purposes; to the Committee on Finance.

By Mr. KERRY:

S. 1828. A bill to increase small business lending, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. WHITEHOUSE (for himself, Mr. LEVIN, Mr. BEGICH, Mr. FRANKEN, Mr. REED, Mr. DURBIN, Mr. SANDERS, and Mr. MERKLEY):

S. 1829. A bill to amend the Truth in Lending Act to empower the States to set the maximum annual percentage rates applicable to consumer credit transactions, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Ms. STABENOW:

S. 1830. A bill to improve enforcement of intellectual property rights, and for other purposes; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. MCCASKILL (for herself and Mr. BLUNT):

S. Res. 315. A resolution commending the St. Louis Cardinals on their hard-fought World Series victory; considered and agreed to.

By Mr. LIEBERMAN (for himself, Mr. MCCAIN, and Mr. KERRY):

S. Res. 316. A resolution expressing the sense of the Senate regarding Tunisia's peaceful Jasmine Revolution; to the Committee on Foreign Relations.

By Mr. KERRY (for himself, Mr. MCCAIN, and Mr. LIEBERMAN):

S. Res. 317. A resolution expressing the sense of the Senate regarding the liberation of Libya from the dictatorship led by Muammar Qaddafi; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 227

At the request of Ms. COLLINS, the name of the Senator from New York [Mr. SCHUMER]

was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 431

At the request of Mr. PRYOR, the names of the Senator from Missouri [Mr. BLUNT] and the Senator from North Dakota [Mr. CONRAD] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 933

At the request of Mr. SCHUMER, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from Wisconsin [Mr. KOHL] were added as cosponsors of S. 933, a bill to amend the Internal Revenue Code of 1986 to extend and increase the exclusion for benefits provided to volunteer firefighters and emergency medical responders.

S. 951

At the request of Mrs. MURRAY, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 951, a bill to improve the provision of Federal transition, rehabilitation, vocational, and unemployment benefits to members of the Armed Forces and veterans, and for other purposes.

S. 960

At the request of Mr. KERRY, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 960, a bill to provide for a study on issues relating to access to intravenous immune globulin (IVG) for Medicare beneficiaries in all care settings and a demonstration project to examine the benefits of providing coverage and payment for items and services necessary to administer IVG in the home.

S. 1106

At the request of Mr. KOHL, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1106, a bill to authorize Department of Defense support for programs on pro bono legal assistance for members of the Armed Forces.

S. 1107

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1107, a bill to authorize and support psoriasis and psoriatic arthritis data collection, to express the sense of the Congress to encourage and leverage public and private investment in psoriasis research

with a particular focus on interdisciplinary collaborative research on the relationship between psoriasis and its comorbid conditions, and for other purposes.

S. 1251

At the request of Mr. CARPER, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1380

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1380, a bill to suspend until January 21, 2013, certain provisions of Federal immigration law, and for other purposes.

S. 1421

At the request of Mr. PORTMAN, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1421, a bill to authorize the Peace Corps Commemorative Foundation to establish a commemorative work in the District of Columbia and its environs, and for other purposes.

S. 1440

At the request of Mr. BENNET, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

At the request of Mr. ALEXANDER, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1440, *supra*.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from North Dakota [Mr. CONRAD], the Senator from Rhode Island [Mr. REED], the Senator from Nebraska [Mr. NELSON], the Senator from Wisconsin [Mr. KOHL], the Senator from New Mexico [Mr. BINGAMAN], the Senator from Indiana [Mr. LUGAR], the Senator from Arizona [Mr. MCCAIN], the Senator from Maine [Ms. COLLINS], the Senator from Wyoming [Mr. BARRASSO], the Senator from Ohio [Mr. PORTMAN], the Senator from South Dakota [Mr. THUNE], the Senator from Mississippi [Mr. WICKER], the Senator from Texas [Mrs. HUTCHISON], the Senator from Texas [Mr. CORNYN], the Senator from North Dakota [Mr. HOEVEN], the Senator from Wyoming [Mr. ENZI], the Senator from Wisconsin [Mr. JOHNSON], the Senator from South Dakota [Mr. JOHNSON], the Senator from Arkansas [Mr. PRYOR], the Senator from Massachusetts [Mr. KERRY], the Senator from Hawaii [Mr. INOUE], the Senator from Massachusetts [Mr. BROWN], the Senator from Tennessee [Mr. ALEXANDER], the Senator from Indiana [Mr. COATS], the Senator from Tennessee [Mr. CORKER], the Senator from Idaho [Mr.

CRAPO], the Senator from Arizona [Mr. KYL], the Senator from Kentucky [Mr. MCCONNELL], the Senator from Pennsylvania [Mr. TOOMEY] and the Senator from New Mexico [Mr. UDALL] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

At the request of Mr. REID, his name was added as a cosponsor of S. 1527, *supra*.

S. 1575

At the request of Mr. CARDIN, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 1575, a bill to amend the Internal Revenue Code of 1986 to modify the depreciation recovery period for energy-efficient cool roof systems.

S. 1576

At the request of Ms. LANDRIEU, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 1576, a bill to measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes.

S. 1651

At the request of Mr. SESSIONS, the names of the Senator from Wyoming [Mr. BARRASSO], the Senator from Idaho [Mr. CRAPO], the Senator from Arizona [Mr. MCCAIN], the Senator from Georgia [Mr. ISAKSON] and the Senator from Massachusetts [Mr. BROWN] were added as cosponsors of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1680

At the request of Mr. CONRAD, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

S. 1720

At the request of Mr. MCCAIN, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of S. 1720, a bill to provide American jobs through economic growth.

S. 1733

At the request of Mr. TESTER, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1733, a bill to establish the Commission on the Review of the Overseas Military Facility Structure of the United States.

S. 1756

At the request of Mrs. HAGAN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1756, a bill to extend HUBZone designations by 3 years, and for other purposes.

S. 1762

At the request of Mr. BROWN of Massachusetts, the name of the Senator from

Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1762, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities and to amend the Internal Revenue Code of 1986 to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs.

S. 1763

At the request of Mr. AKAKA, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 1763, a bill to decrease the incidence of violent crimes against Indian women, to strengthen the capacity of Indian tribes to exercise the sovereign authority of Indian tribes to respond to violent crimes committed against Indian women, and to ensure that perpetrators of violent crimes committed against Indian women are held accountable for that criminal behavior, and for other purposes.

S. 1790

At the request of Ms. AYOTTE, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 1790, a bill to modify the Financial Improvement and Audit Readiness Plan to provide that the full statement of budget resources of the Department of Defense is complete and validated by not later than September 30, 2014.

S. 1808

At the request of Mr. COONS, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1808, a bill to amend the Immigration and Nationality Act to toll, during active-duty service abroad in the Armed Forces, the periods of time to file a petition and appear for an interview to remove the conditional basis for permanent resident status, and for other purposes.

SENATE JOINT RESOLUTION 27

At the request of Mr. PAUL, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of Senate Joint Resolution 27, a joint resolution disapproving a rule submitted by the Environmental Protection Agency relating to the mitigation by States of cross-border air pollution under the Clean Air Act.

SENATE JOINT RESOLUTION 29

At the request of Mr. UDALL of New Mexico, the names of the Senator from Rhode Island [Mr. REED] and the Senator from North Dakota [Mr. CONRAD] were added as cosponsors of Senate Joint Resolution 29, a joint resolution proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections.

SENATE RESOLUTION 241

At the request of Mr. MENENDEZ, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of Senate Resolution 241, a resolution

expressing support for the designation of November 16, 2011, as National Information and Referral Services Day.

SENATE RESOLUTION 274

At the request of Mr. WHITEHOUSE, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of Senate Resolution 274, a resolution expressing the sense of the Senate that funding for the Federal Pell Grant program should not be cut in any deficit reduction program.

SENATE RESOLUTION 302

At the request of Ms. LANDRIEU, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of Senate Resolution 302, a resolution expressing support for the goals of National Adoption Day and National Adoption Month by promoting national awareness of adoption and the children awaiting families, celebrating children and families involved in adoption, and encouraging the people of the United States to secure safety, permanency, and well-being for all children.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. PRYOR,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on November 8, 2011, at 9:30 a.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on November 8, 2011, at 10:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on November 8, 2011, at 10 a.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Beyond NCLB: Views on the Elementary and Secondary Education Reauthorization Act" on November 8, 2011, at 10 a.m. in room 106 of the Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on November 8, 2011, at 2 p.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the

Senate on November 8, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Oversight of the U.S. Department of Justice."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on November 8, 2011, at 2:30 p.m.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2930) to amend the securities laws to provide for registration exemptions for certain crowdfunded securities, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2940) to direct the Securities and Exchange Commission to eliminate the prohibition against general solicitation as a requirement for a certain exemption under Regulation D, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

COMMENDING THE ST. LOUIS CARDINALS ON THEIR WORLD SERIES VICTORY

On the request of Mrs. MCCASKILL,

The PRESIDING OFFICER (Mr. TESTER in the chair) laid before the Senate the resolution (S. Res. 315) commending the St. Louis Cardinals on their hard-fought World Series victory, submitted today by Mrs. MCCASKILL (for herself and Mr. BLUNT), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXECUTIVE SESSION

The hour of 12 noon having passed, Pursuant to the order of Thursday, November 3, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one roll call Vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, November 3, 2011,

The Senate resumed its legislative session.

RECESS

Pursuant to the order of yesterday, as modified,

At 12:45 p.m.,

The PRESIDING OFFICER declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

MOTION TO PROCEED TO CONSIDER BILL H.R. 674

Pursuant to the order of yesterday, as modified,

The PRESIDING OFFICER laid before the Senate its unfinished business, viz, the motion, made by Mr. REID on Thursday, November 3, 2011, that the Senate proceed to consider the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That the motion to proceed to consider bill H.R. 674 be agreed to, that the Senate proceed to consider the bill; that the majority leader be recognized to propose an amendment (No. 927), for Mr. TESTER; that, when the Senate resumes consideration of the

bill on tomorrow, Mr. MCCAIN, or his designee, be recognized to propose a second-degree amendment (No. 928) thereto, being the text of the bill (S. 1720) to provide American jobs through economic growth; that budget points of order, and motions to waive in relation thereto, be in order; and that no other amendment, motion, or point of order be in order to either amendment, or the bill, prior to votes in relation thereto.

Pursuant to the foregoing order,

The motion to proceed was agreed to.

Whereupon,

THREE PERCENT WITHHOLDING REPEAL AND JOB CREATION ACT

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on passage of the bill.

Pursuant to the order of today,

On motion by Mr. REID for Mr. TESTER (for himself, Mrs. MURRAY, Mr. BAUCUS, Ms. STABENOW, Mr. SHERROD BROWN, Mr. REID, Mr. AKAKA, Ms. CANTWELL, Mr. LEAHY, Mr. CASEY, Mr. COONS, Mr. MENENDEZ, Mr. KERRY, Mr. LAUTENBERG, Mr. MERKLEY, Mr. SANDERS, Mrs. SHAHEEN, Mr. BENNET, Mr. WEBB, Mr. BEGICH, Ms. LANDRIEU, Mr. SCHUMER, and Mr. SCOTT BROWN) to amend the bill by striking title II, and inserting in lieu thereof other words (being amendment No. 927).

ORDER RELATIVE TO JOINT RESOLUTION S.J. RES. 6

By unanimous consent, on the request of Mr. REID,

Ordered, That on tomorrow, following a period for the transaction of morning business, the minority leader be recognized to move to proceed to consider the joint resolution (S.J. Res. 6) the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices, as pursuant to the order of Thursday, November 3, 2011; and that, upon conclusion of debate thereon, as pursuant to the order of Thursday, November 3, 2011, the Senate resume consideration of bill H.R. 674.

ORDER FOR CONSIDERATION OF JOINT RESOLUTION S.J. RES. 27

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 10 a.m. on Thursday, November 10, 2011, the minority leader, or his designee, be recognized to move to proceed to consider the joint resolution (S.J. Res. 27) disapproving a rule submitted by the Environmental Protection Agency relating to the mitigation by States of cross-border air pollution under the Clean Air Act, as pursuant to the order of Thursday, November 3, 2011; that there be 2 hours for debate thereon, as pursuant to the order of Thursday, November 3, 2011; that, at 12 noon on Thursday next, the Senate resume consideration of the motion to proceed to consider S.J. Res. 6; that there be 5 minutes, equally divided and controlled, for debate between the two leaders, or their designees; that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion to proceed to consider joint resolution S.J. Res. 6; that, upon disposition of the said motion, the Senate resume consideration of the motion to proceed to consider joint resolution S.J. Res. 27; that there be 2 minutes, equally divided and controlled, for debate thereon; that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion to proceed; and that, if either, or both motions to proceed are agreed to, the Senate proceed to consider either or both joint resolutions at 2:15 p.m. on Tuesday, November 15, 2011; and that all other provisions of the orders of Thursday, November 3, 2011 remain in effect.

ORDER FOR FURTHER CONSIDERATION OF BILL H.R. 674

By unanimous consent, on the request of Mr. REID,

Ordered, That, at 2:15 p.m. on Thursday, November 10, 2011, the Senate resume consideration of bill H.R. 674; that there be 15 minutes, equally divided and controlled, for concurrent debate between the two leaders, or their designees, on the amendments and the bill; that, upon conclusion of debate, the Senate vote first in relation to amendment No. 928, and then in relation to amendment No. 927, as may be amended; that each amendment receive a minimum of 60 yeas votes to be agreed to; and that, upon disposition of the amendments, the bill, as may be amended, be read the third time; and that the Senate then vote on passage of the bill, as may be amended.

ORDER FOR CONSIDERATION RELATIVE TO BILL H.R. 2354

By unanimous consent, on the request of Mr. REID,

Ordered, That, on Thursday, November 10, 2011, upon disposition of bill H.R. 674, the Senate resume consideration of the motion to proceed to consider bill H.R. 2354; and that the Senate then vote on the question of

agreeing to the motion to bring to a close debate on the motion to proceed to consider the bill.

MOTION TO PROCEED TO CONSIDER BILL H.R. 2354

On motion by Mr. REID that the Senate proceed to consider the bill (H.R. 2354) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2012, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill H.R. 2354:

HARRY REID, AMY KLOBUCHAR, DIANNE FEINSTEIN, PATRICK LEAHY, DICK DURBIN, JOHN KERRY, CHUCK SCHUMER, AL FRANKEN, TOM UDALL, RICHARD BLUMENTHAL, KIRSTEN GILLIBRAND, CARL LEVIN, JEFFREY A. MERKLEY, RON WYDEN, TOM CARPER, D.K. INOUE, BEN CARDIN.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

Mr. REID thereupon withdrew his pending motion to proceed.

RECOGNIZING AND HONORING THE ZOOS AND AQUARIUMS OF THE UNITED STATES

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Environment and Public Works be discharged from the further consideration of the resolution (S. Res. 132) recognizing and honoring the zoos and aquariums of the United States.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER RELATIVE TO CERTAIN AMENDMENT TO BILL S. 1280

By unanimous consent, on the request of Mr. REID,

Ordered, That the amendment to the title of the bill (S. 1280) to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of a

sexual assault policy, the establishment of an Office of Victim Advocacy, the establishment of a Sexual Assault Advisory Council, and for other purposes, as engrossed, set out in the heading of amendment No. 668, be considered to have been proposed and agreed to as such.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that there then be a period of 70 minutes for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first 40 minutes therein, and the majority control the final 30 minutes therein; and that, following morning business, the Senate proceed to consider joint resolution S.J. Res. 6, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:12 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, NOVEMBER 9, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, November 9, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

SIX-MONTH PERIODIC REPORT
RELATIVE TO THE NATIONAL
EMERGENCY DECLARED WITH
RESPECT TO THE PROLIFERATION OF
WEAPONS OF MASS DESTRUCTION --
PM 33

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice, stating that the national emergency with respect to the proliferation of weapons of mass destruction that was declared in Executive Order 12938, as amended, is to continue in effect for 1 year beyond November 14, 2011.

BARACK OBAMA.

THE WHITE HOUSE, November 9, 2011.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3877. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure" (RIN0648-XA753) received in the Office of the President of the Senate on October 20, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3878. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Accountability Measures and Reduced Season for the South Atlantic Recreational Sector of Golden Tilefish for the 2011 Fishing Year" (RIN0648-XA701) received in the Office of the President of the Senate on October 20, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3879. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Herring Fishery; Sub ACL (Annual Catch Limit) Harvested for Management Area 1B" (RIN0648-XA413) received in the Office of the President of the Senate on October 20, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3880. A communication from the Director, Bureau of Economic Analysis, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Direct Investment Surveys: Alignment of Regulations with Current Practices" (RIN0691-AA78) received in the Office of the President of the Senate on October 20, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3881. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "IFR Altitudes; Miscellaneous Amendments; Amendment No. 496" (RIN2120-AA63) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3882. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Function and Reliability Flight Testing for Turbine-Powered Airplanes Weighing 6,000 Pounds or Less" ((RIN2120-AAJ56)(Docket No. FAA-2010-0218)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3883. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Allakaket, AK" ((RIN2120-AA66)(Docket No. FAA-2011-0756)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3884. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Class E Airspace; Northway, AK" ((RIN2120-AA66)(Docket No. FAA-2011-0758)) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3885. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (64); Amdt. No. 3446" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3886. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (44); Amdt. No. 3447" (RIN2120-AA65) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3887. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment and Establishment of Air Traffic Service Routes; Northeast United States" ((RIN2120-AA66)-(Docket No. FAA-2011-0376)) received

during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3888. A communication from the Senior Regulations Specialist, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Procedures for Transportation Workplace Drug and Alcohol Testing Programs: Federal Drug Testing Custody and Control Form; Technical Amendment" (RIN2105-AE13) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3889. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Mail or Telephone Order Merchandise Rule" (RIN3084-AB07) received during recess of the Senate in the Office of the President of the Senate on October 26, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3890. A communication from the Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Structure and Practices of the Video Relay Service Program, Memorandum Opinion and Order and Order, CG Docket No. 10-51" (FCC 11-155) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3891. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Addition of Certain Persons on the Entity List; Addition of Persons Acting Contrary to the National Security or Foreign Policy Interests of the United States" (RIN0694-AE97) received during adjournment of the Senate in the Office of the President of the Senate on October 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3892. A communication from the Secretary of Transportation, transmitting, the Department's fiscal year 2011 annual report as required by the Superfund Amendments and Reauthorization Act (SARA) of 1986; to the Committee on Commerce, Science, and Transportation.

EC-3893. A communication from the Secretary of Transportation, transmitting, pursuant to law, an annual report relative to the accomplishments made under the Airport Improvement Program for fiscal year 2009;

to the Committee on Commerce, Science, and Transportation.

EC-3894. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; Panama City, Florida" (MB Docket No. 11-140) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3895. A communication from the Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "In the Matter of Anglers for Christ Ministries, Inc.; New Beginning Ministries; Petitioners Identified in Appendix A; Interpretation of Economically Burdensome Standard; Amendment of Section 79.1(f) of the Commission's Rules; Video Programming Accessibility, Memorandum Opinion and Order, Order, and Notice of Proposed Rulemaking" (FCC 11-159) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3896. A communication from the Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "73.1201 Station Identification (vacates rule change and eliminates effective date note 2); 73.3526 Local Public Inspection File of Commercial Stations (vacates rule change and eliminates effective date note 2); 73.3527 Local Public Inspection File of Noncommercial Educational Stations (vacates rule change and eliminates effective date note)" (FCC 11-162) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3897. A communication from the Director, Office of Science and Technology Policy, Executive Office of the President, transmitting, pursuant to law, a report relative to the conclusion of the U.S. Government Accountability Office (GAO) that the Office of Science and Technology Policy violated the Antideficiency Act by engaging in diplomatic activities purportedly prohibited by section 1340(a) of the Department of Defense and Full-Year Continuing Appropriations Act, 2011; to the Committee on Appropriations.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. ROCKEFELLER, from the Committee on Commerce, Science, and

Transportation, with an amendment in the nature of a substitute:

S. 453. A bill to improve the safety of motorcoaches, and for other purposes (Rept. No. 112-93).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. THUNE:

S. 1831. A bill to direct the Securities and Exchange Commission to eliminate the prohibition against general solicitation as a requirement for a certain exemption under Regulation D; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. ENZI (for himself, Mr. DURBIN, Mr. ALEXANDER, Mr. JOHNSON of South Dakota, Mr. BOOZMAN, Mr. REED, Mr. BLUNT, Mr. WHITEHOUSE, Mr. CORKER, and Mr. PRYOR):

S. 1832. A bill to restore States' sovereign rights to enforce State and local sales and use tax laws, and for other purposes; to the Committee on Finance.

By Mr. MANCHIN (for himself, Mr. COATS, Mr. NELSON of Nebraska, and Mr. CORKER):

S. 1833. A bill to provide additional time for compliance with, and coordinating of, the compliance schedules for certain rules of the Environmental Protection Agency; to the Committee on Environment and Public Works.

By Mr. CORKER:

S. 1834. A bill to restore and repair the United States mortgage markets by making them transparent, bringing in private capital, winding down the Government-sponsored enterprises, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. HAGAN (for herself, Mr. CORKER, Mr. SCHUMER, and Mr. CRAPO):

S. 1835. A bill to establish standards for covered bond programs and a covered bond regulatory oversight program, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. MENENDEZ (for himself and Mr. NELSON of Florida):

S. 1836. A bill to amend the Oil Pollution Act of 1990 to clarify that the Act applies to certain incidents that occur in water beyond the exclusive economic zone of the United States; to the Committee on Environment and Public Works.

By Mr. LEE (for himself, Mr. CRAPO, Mr. DEMINT, Mr. PAUL, Mr. RISCH, and Mr. BLUNT):

S. 1837. A bill to amend the Internal Revenue Code of 1986 to modify and

permanently extend the incentives to reinvest foreign earnings in the United States; to the Committee on Finance.

By Mr. BAUCUS (for himself, Mr. BOOZMAN, and Mr. PRYOR):

S. 1838. A bill to require the Secretary of Veterans Affairs to carry out a pilot program on service dog training therapy, and for other purposes; to the Committee on Veterans' Affairs.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. SCHUMER:

S. Res. 318. A resolution to authorize the printing of a revised edition of the Senate Rules and Manual; considered and agreed to.

By Mr. GRAHAM (for himself, Mr. CASEY, and Mr. MCCAIN):

S. Res. 319. A resolution honoring the life and legacy of Joe Frazier; considered and agreed to.

ADDITIONAL COSPONSORS

S. 273

At the request of Mr. LAUTENBERG, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 273, a bill to amend chapter 1 of title 23, United States Code, to condition the receipt of certain highway funding by States on the enactment and enforcement by States of certain laws to prevent repeat intoxicated driving.

S. 362

At the request of Mr. WHITEHOUSE, the names of the Senator from Maryland [Ms. MIKULSKI] and the Senator from Alaska [Ms. MURKOWSKI] were added as cosponsors of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 431

At the request of Mr. PRYOR, the names of the Senator from Hawaii [Mr. AKAKA], the Senator from Kansas [Mr. MORAN] and the Senator from Indiana [Mr. COATS] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 730

At the request of Ms. MURKOWSKI, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 730, a bill to provide for the settlement of certain claims under the Alaska Native Claims Settlement Act, and for other purposes.

S. 779

At the request of Mr. SCHUMER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 779, a bill to authorize the acquisition and protection of nationally significant battlefields and associated sites of the Revolutionary War and the War of 1812 under the American Battlefield Protection Program.

S. 877

At the request of Mr. HATCH, the name of the Senator from Ohio [Mr. PORTMAN] was added as a cosponsor of S. 877, a bill to prevent taxpayer-funded elective abortions by applying the longstanding policy of the Hyde amendment to the new health care law.

S. 896

At the request of Mr. BINGAMAN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 896, a bill to amend the Public Land Corps Act of 1993 to expand the authorization of the Secretaries of Agriculture, Commerce, and the Interior to provide service opportunities for young Americans; help restore the nation's natural, cultural, historic, archaeological, recreational and scenic resources; train a new generation of public land managers and enthusiasts; and promote the value of public service.

S. 998

At the request of Mr. AKAKA, the names of the Senator from Hawaii [Mr. INOUE] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 998, a bill to amend title IV of the Employee Retirement Income Security Act of 1974 to require the Pension Benefit Guaranty Corporation, in the case of airline pilots who are required by regulation to retire at age 60, to compute the actuarial value of monthly benefits in the form of a life annuity commencing at age 60.

S. 1039

At the request of Mr. CARDIN, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 1039, a bill to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from Montana [Mr. BAUCUS] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1161

At the request of Mr. GRASSLEY, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1161, a bill to amend the Food Security Act of 1985 to restore integrity to and strengthen payment

limitation rules for commodity payments and benefits.

S. 1251

At the request of Mr. CARPER, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1335

At the request of Mr. INHOFE, the names of the Senator from Utah [Mr. HATCH], the Senator from Utah [Mr. LEE] and the Senator from Kentucky [Mr. PAUL] were added as cosponsors of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1527

At the request of Mrs. HAGAN, the names of the Senator from Michigan [Mr. LEVIN], the Senator from Washington [Ms. CANTWELL], the Senator from Illinois [Mr. KIRK], the Senator from Delaware [Mr. CARPER] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of S. 1527, a bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II.

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1527, *supra*.

S. 1718

At the request of Mr. WYDEN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1718, a bill to amend title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims.

S. 1733

At the request of Mr. TESTER, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 1733, a bill to establish the Commission on the Review of the Overseas Military Facility Structure of the United States.

S. 1756

At the request of Mrs. HAGAN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1756, a bill to extend HUBZone designations by 3 years, and for other purposes.

S. 1808

At the request of Mr. COONS, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 1808, a bill to amend the Immigration and Nationality Act

to toll, during active-duty service abroad in the Armed Forces, the periods of time to file a petition and appear for an interview to remove the conditional basis for permanent resident status, and for other purposes.

S. 1829

At the request of Mr. WHITEHOUSE, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1829, a bill to amend the Truth in Lending Act to empower the States to set the maximum annual percentage rates applicable to consumer credit transactions, and for other purposes.

SENATE JOINT RESOLUTION 29

At the request of Mr. UDALL of New Mexico, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of Senate Joint Resolution 29, a joint resolution proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections.

SENATE RESOLUTION 241

At the request of Mr. MENENDEZ, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of Senate Resolution 241, a resolution expressing support for the designation of November 16, 2011, as National Information and Referral Services Day.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. ROCKEFELLER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE,
AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on November 9, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building to hold a hearing entitled, "Securing Our Nation's Transportation System: Oversight of Transportation Security Administration's Current Efforts."

COMMITTEE ON ENVIRONMENT AND
PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on November 9, 2011, at 10 a.m. in room SD-406 of the Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY
AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on November 9, 2011, at 10 a.m.

SUBCOMMITTEE ON NEAR EASTERN
AND SOUTH AND CENTRAL ASIAN
AFFAIRS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on November 9, 2011, at 2:30 p.m., to

hold a Near Eastern and South and Central Asian Affairs subcommittee hearing entitled, "U.S. Policy in Syria."

SUBCOMMITTEE ON PRIVACY,
TECHNOLOGY, AND THE LAW

The Committee on the Judiciary, Subcommittee on Privacy, Technology, and the Law, be authorized to meet during the session of the Senate on November 9, 2011, at 2:30 p.m. in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled, "Your Health and Your Privacy: Protecting Health Information in a Digital World."

MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION

S.J. RES. 6

Pursuant to the order of Thursday, November 3, 2011, as modified,

On motion by Mr. MCCONNELL that the Senate proceed to consider the joint resolution (S.J. Res. 6) disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices.

The question being on agreeing to the motion to proceed.

Pending debate

THREE PERCENT WITHHOLDING REPEAL AND JOB CREATION ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mr. CARDIN in the chair) laid before the Senate its pending business, viz, the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 927, proposed by Mr. REID for Mr. TESTER (for himself, Mrs. MURRAY, Mr. BAUCUS, Ms. STABENOW, Mr. SHERROD BROWN, Mr. REID, Mr. AKAKA, Ms. CANTWELL, Mr. LEAHY, Mr. CASEY, Mr. COONS, Mr. MENENDEZ, Mr. KERRY, Mr. LAUTENBERG, Mr. MERKLEY, Mr. SANDERS, Mrs. SHAHEEN, Mr. BENNET, Mr. WEBB, Mr. BEGICH, Ms. LANDRIEU, Mr. SCHUMER, Mr. SCOTT BROWN, Mr. HELLER, Mr. WARNER, Mr. ROCKEFELLER, Mr. WHITEHOUSE, Mr. BLUMENTHAL, and Mr. DURBIN), to the bill.

Pursuant to the order of yesterday,

On motion by Mr. MCCAIN (for himself, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COCHRAN, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mr. GRAHAM, Mr.

GRASSLEY, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNIS, Mr. RON JOHNSON, Mr. KIRK, Mr. LEE, Mr. LUGAR, Mr. MCCONNELL, Mr. MORAN, Mr. PAUL, Mr. PORTMAN, Mr. RISCH, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. SHELBY, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, Mr. WICKER, Mr. KYL, and Mr. COBURN) to amend the pending amendment, at the end thereof, by adding certain words (being amendment No. 928).

Pending debate,

GRANTING THE CONGRESSIONAL GOLD MEDAL TO THE MONTFORD POINT MARINES

By unanimous consent, on the request of Mr. BENNET,

Ordered, That the Committee on Banking, Housing, and Urban Affairs be discharged from the further consideration of the bill (H.R. 2447) to grant the congressional gold medal to the Montford Point Marines.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING THE PRINTING OF A REVISED EDITION OF THE SENATE RULES AND MANUAL

On the request of Mr. BENNET,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the resolution (S. Res. 318) to authorize the printing of a revised edition of the Senate Rules and Manual, submitted today by Mr. SCHUMER, and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING THE LIFE AND LEGACY OF JOE FRAZIER

On the request of Mr. BENNET,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 319) honoring the life and legacy of Joe Frazier, submitted today by Mr. GRAHAM (for himself, Mr. CASEY, and Mr. MCCAIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. BENNET,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 10 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; and that the Senate then proceed to consider a motion to proceed to consider the joint resolution (S.J. Res. 27) disapproving a rule submitted by the Environmental Protection Agency relating to the mitigation by States of cross-border air pollution under the Clean Air Act, as pursuant to the order of Thursday, November 3, 2011, as modified.

ADJOURNMENT

By unanimous consent, on the request of Mr. BENNET,

At 7:07 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, NOVEMBER 10, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 10, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

ORDER RELATIVE TO FURTHER CONSIDERATION OF BILL H.R. 674 ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That, the order of Tuesday, November 8, 2011, be further modified such that, at 1:30 p.m., the Senate resume consideration of the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes; that provisions of the order of Thursday, November 3, 2011, remain in effect; and that each vote after the first be 10 minutes in duration.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, Thursday, November 10, 2011, she had presented to the President of the United States the following enrolled bill:

S. 1487. A bill to authorize the Secretary of Homeland Security, in coordination with the Secretary of State, to establish a program to

issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3898. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Methacrylic Polymer; Tolerance Exemption" (FRL No. 8891-1) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3899. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Trifloxystrobin; Pesticide Tolerances" (FRL No. 8890-1) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3900. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Flutriafol; Pesticide Tolerances" (FRL No. 9325-6) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3901. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Methacrylic acid-methyl methacrylate-polyethylene glycol monomethyl ether methacrylate graft copolymer; Tolerance Exemption" (FRL No. 8891-4) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3902. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Abamectin (avermectin); Pesticide Tolerances" (FRL No. 8890-2) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3903. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to

law, the report of a rule entitled "Amides, C5-C9, N-[3-(dimethylamino)propyl] and amides, C6-C12, N-[3-(dimethylamino)propyl]; Exemption from the Requirement of a Tolerance" (FRL No. 8890-8) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3904. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Amendment to Existing Validated End-User Authorizations in the People's Republic of China: National Semiconductor Corporation and Semiconductor Manufacturing International Corporation" (RIN0694-AF32) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3905. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to the United Arab Emirates; to the Committee on Banking, Housing, and Urban Affairs.

EC-3906. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Ireland; to the Committee on Banking, Housing, and Urban Affairs.

EC-3907. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Branded Prescription Drug Fee; Guidance for the 2012 Fee Year" (Notice 2011-92) received in the Office of the President of the Senate on November 8, 2011; to the Committee on Finance.

EC-3908. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Single Statement Filing Procedure" (Rev. Proc. 2011-55) received in the Office of the President of the Senate on November 8, 2011; to the Committee on Finance.

EC-3909. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2012 Limitations Adjusted as Provided in Section 415(d), etc." (Notice 2011-90) received in the Office of the President of the Senate on November 8, 2011; to the Committee on Finance.

EC-3910. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the

report of a rule entitled "Graduated Retained Interests" (RIN1545-BH94) received in the Office of the President of the Senate on November 8, 2011; to the Committee on Finance.

EC-3911. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Appleton v. Commissioner, 133 T.C. 461" (AOD-2011-47) received in the Office of the President of the Senate on November 8, 2011; to the Committee on Finance.

EC-3912. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9485-4) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Environment and Public Works.

EC-3913. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "OMB Approvals Under the Paperwork Reduction Act; Technical Amendment; Community Right-to-Know Toxic Chemical Release Reporting" (FRL No. 9488-4) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Environment and Public Works.

EC-3914. A communication from the Federal Liaison Officer, Patent and Trademark Office, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Trademark Technical and Conforming Amendments" (RIN0651-AC39) received in the Office of the President of the Senate on November 7, 2011; to the Committee on the Judiciary.

EC-3915. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report relative to the Bureau of Prisons' compliance with the privatization requirements of the National Capital Revitalization and Self-Government Improvement Act of 1997; to the Committee on the Judiciary.

EC-3916. A communication from the Assistant General Counsel, Federal Election Commission, transmitting, pursuant to law, the report of a rule entitled "Standards of Conduct" ((RIN3209-AA15)(Notice 2011-16)) received in the Office of the President of the Senate on November 7, 2011; to the Committee on Rules and Administration.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 598. A bill to repeal the Defense of Marriage Act and ensure respect for State regulation of marriage.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. WYDEN:

S. 1839. A bill to amend title 10, United States Code, to provide for the retention of members of the reserve components on active duty for a period of 45 days following an extended deployment in contingency operations or homeland defense missions to support their reintegration into civilian life, and for other purposes; to the Committee on Armed Services.

By Mr. BROWN of Ohio (for himself and Ms. COLLINS):

S. 1840. A bill to amend the Public Health Service Act to expand and intensify programs of the National Institutes of Health with respect to translational research and related activities concerning Down syndrome, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BROWN of Ohio (for himself and Ms. COLLINS):

S. 1841. A bill to amend the Public Health Service Act to expand and intensify programs of the National Institutes of Health and the Centers for Disease Control and Prevention with respect to translational research and related activities concerning Down syndrome, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WICKER:

S. 1842. A bill to protect 10th Amendment rights by providing special standing for State government officials to challenge proposed regulations, and for other purposes; to the Committee on the Judiciary.

By Mr. ISAKSON (for himself, Mr. ALEXANDER, Ms. AYOTTE, Mr. BLUNT, Mr. BOOZMAN, Mr. BURR, Mr. CHAMBLISS, Mr. COBURN, Mr. COATS, Mr. COCHRAN, Ms. COLLINS, Mr. CORKER, Mr. DEMINT, Mr. ENZI, Mr. GRAHAM, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. LEE, Mr. LUGAR, Mr. MCCAIN, Mr. PAUL, Mr. RISCH, Mr. SHELBY, Ms. SNOWE, Mr. THUNE, and Mr. VITTER):

S. 1843. A bill to amend the National Labor Relations Act to provide for appropriate designation of collective

bargaining units; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HELLER (for himself, Mr. HATCH, Mr. LEE, Mr. THUNE, Mr. HOEVEN, Mr. ENZI, Mr. CRAPO, Mr. BARRASSO, Mr. RISCH, and Ms. MURKOWSKI):

S. 1844. A bill to ensure that Federal Register notices submitted to the Bureau of Land Management are reviewed in a timely manner; to the Committee on Energy and Natural Resources.

By Mr. WYDEN (for himself, Mr. BINGAMAN, and Ms. COLLINS):

S. 1845. A bill to amend the Internal Revenue Code of 1986 to provide for an energy investment credit for energy storage property connected to the grid, and for other purposes; to the Committee on Finance.

By Mr. BENNET:

S. 1846. A bill to amend title 38, United States Code, to establish the National Veterans Support Foundation to carry out activities to support and supplement the mission of the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. RUBIO (for himself, Mr. BLUNT, and Mr. NELSON of Florida):

S. 1847. A bill to amend title 38, United States Code, to reinstate criminal penalties for persons charging veterans unauthorized fees, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. RUBIO (for himself, Mr. INHOFE, and Mr. CRAPO):

S. 1848. A bill to promote transparency, accountability, and reform within the United Nations system, and for other purposes; to the Committee on Foreign Relations.

By Mr. FRANKEN (for himself and Mr. BOOZMAN):

S. 1849. A bill to require a five-year strategic plan for the Office of Rural Health of the Veterans Health Administration of the Department of Veterans Affairs for improving access to, and the quality of, health care services for veterans in rural areas; to the Committee on Veterans' Affairs.

By Mr. HARKIN (for himself, Mr. CASEY, Mr. TESTER, Mr. BROWN of Ohio, Mr. LEAHY, Mr. FRANKEN, Mr. BINGAMAN, Ms. KLOBUCHAR, Mr. JOHNSON of South Dakota, and Mrs. BOXER):

S. 1850. A bill to expand and improve opportunities for beginning farmers and ranchers, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. MERKLEY (for himself and Mrs. BOXER):

S. 1851. A bill to authorize the restoration of the Klamath Basin and the settlement of the hydroelectric licensing of the Klamath Hydroelectric Project in accordance with the Klamath Basin Restoration Agreement and

the Klamath Hydroelectric Settlement Agreement in the public interest and the interest of the United States, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. MERKLEY (for himself and Mrs. BOXER):

S. 1852. A bill to amend title 38, United States Code, to expand the Marine Gunnery Sergeant John David Fry scholarship to include spouses of members of the Armed Forces who die in the line of duty, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. SANDERS (for himself, Mrs. GILLIBRAND, Mr. LEAHY, and Mr. WYDEN):

S. 1853. A bill to recalculate and restore retirement annuity obligations of the United States Postal Service, eliminate the requirement that the United States Postal Service pre-fund the Postal Service Retiree Health Benefits Fund, place restrictions on the closure of postal facilities, create incentives for innovation for the United States Postal Service, to maintain levels of postal service, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BURR (for himself, Mr. HARKIN, Mr. ENZI, Mr. CASEY, Ms. MIKULSKI, Mr. ALEXANDER, and Mr. ROBERTS):

S. 1854. A bill to enhance medical surge capacity; to the Committee on Finance.

By Mr. BURR (for himself, Mr. HARKIN, Mr. ENZI, Mr. CASEY, Ms. MIKULSKI, Mr. ALEXANDER, Mr. LIEBERMAN, Ms. COLLINS, Mrs. HAGAN, and Mr. ROBERTS):

S. 1855. A bill to amend the Public Health Service Act to reauthorize various programs under the Pandemic and All-Hazards Preparedness Act; to the Committee on Health, Education, Labor, and Pensions.

By Mr. DEMINT (for himself, Mr. SESSIONS, and Mr. VITTER):

S. 1856. A bill to prohibit Federal funding for lawsuits seeking to invalidate specific State laws that support the enforcement of Federal immigration laws; to the Committee on the Judiciary.

By Mr. LEE:

S. 1857. A bill to amend the Immigration and Nationality Act to eliminate the per-country numerical limitation for employment-based immigrants, to increase the per-country numerical limitation for family-sponsored immigrants, and for other purposes; to the Committee on the Judiciary.

By Mr. MENENDEZ:

S. 1858. A bill to amend the Internal Revenue Code of 1986 to provide an investment credit for equipment used to fabricate solar energy property, and for other purposes; to the Committee on Finance.

By Mr. AKAKA:

S. 1859. A bill to provide that section 3330a, 3330b, and 3330c of title 5, United States Code, relating to administrative and judicial redress and remedies for preference eligibles, shall apply with respect to the Federal Aviation Administration and the Transportation Security Administration; to the Committee on Veterans' Affairs.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Ms. LANDRIEU (for herself, Ms. SNOWE, Mr. KERRY, Mr. BROWN of Massachusetts, Mrs. HAGAN, Ms. AYOTTE, Ms. CANTWELL, Mr. ENZI, Mr. CARDIN, Mr. RISCH, Mr. PRYOR, Mrs. SHAHEEN, Mr. LIEBERMAN, Mr. CARPER, Mr. UDALL of New Mexico, Mr. MERKLEY, Mrs. BOXER, Mr. WYDEN, Mr. TESTER, Mr. BEGICH, Mr. LAUTENBERG, Mr. MENENDEZ, Mr. WEBB, Ms. STABENOW, Mr. BOOZMAN, Mr. BARRASSO, Mr. LUGAR, Mr. ALEXANDER, Ms. COLLINS, Mr. KIRK, Ms. MURKOWSKI, Mr. ROBERTS, and Mr. HOEVEN):

S. Res. 320. A resolution designating November 26, 2011, as "Small Business Saturday" and supporting efforts to increase awareness of the value of locally owned small businesses; considered and agreed to.

By Mr. AKAKA (for himself, Mr. INOUE, Mr. LEVIN, and Mr. BROWN of Massachusetts):

S. Res. 321. A resolution commemorating the 50th anniversary of the Federal Executive Boards; considered and agreed to.

ADDITIONAL COSPONSORS

S. 33

At the request of Mr. LIEBERMAN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 33, a bill to designate a portion of the Arctic National Wildlife Refuge as wilderness.

S. 581

At the request of Mr. BURR, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 581, a bill to amend the Child Care and Development Block Grant Act of 1990 to require criminal background checks for child care providers.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 883

At the request of Mr. LIEBERMAN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 883, a bill to authorize National Mall Liberty Fund D.C. to establish a memorial on Federal land in the District of Columbia to honor free persons and slaves who fought for independence, liberty, and justice for all during the American Revolution.

S. 922

At the request of Mrs. GILLIBRAND, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 922, a bill to amend the Workforce Investment Act of 1998 to authorize the Secretary of Labor to provide grants for Urban Jobs Programs, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1039

At the request of Mr. CARDIN, the names of the Senator from Delaware [Mr. COONS] and the Senator from South Carolina [Mr. DEMINT] were added as cosponsors of S. 1039, a bill to impose sanctions on persons responsible for the detention, abuse, or death of Sergei Magnitsky, for the conspiracy to defraud the Russian Federation of taxes on corporate profits through fraudulent transactions and lawsuits against Hermitage, and for other gross violations of human rights in the Russian Federation, and for other purposes.

S. 1196

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1196, a bill to expand the use of E-Verify, to hold employers accountable, and for other purposes.

S. 1299

At the request of Mr. MORAN, the names of the Senator from Arkansas [Mr. BOOZMAN] and the Senator from Kansas [Mr. ROBERTS] were added as cosponsors of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1350

At the request of Mr. COONS, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 1350, a bill to expand the research, prevention, and awareness activities of the Centers for Disease Control and Prevention and the National Institutes of Health with respect to pulmonary fibrosis, and for other purposes.

S. 1421

At the request of Mr. PORTMAN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1421, a bill to authorize the Peace Corps Commemorative Foundation to establish a commemorative work in the District of Columbia and its environs, and for other purposes.

S. 1541

At the request of Mr. JOHANNIS, his name was added as a cosponsor of S. 1541, a bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1585

At the request of Mrs. BOXER, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1585, a bill to prohibit the application of certain restrictive eligibility requirements to foreign nongovernmental organizations with respect to the provision of assistance under part I of the Foreign Assistance Act of 1961.

S. 1651

At the request of Mr. SESSIONS, the names of the Senator from Tennessee [Mr. CORKER], the Senator from Nebraska [Mr. JOHANNIS] and the Senator from Texas [Mrs. HUTCHISON] were added as cosponsors of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1718

At the request of Mr. WYDEN, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1718, a bill to amend title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims.

S. 1741

At the request of Mr. FRANKEN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1741, a bill to amend the Internal Revenue Code of 1986 to provide an investment tax credit for community wind projects having generation capacity of not more than 20 megawatts, and for other purposes.

S. 1762

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Mississippi [Mr. WICKER] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 1762, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities and to amend the Internal Revenue Code of 1986 to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs.

S. 1769

At the request of Ms. KLOBUCHAR, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 1769, a bill to put workers back on the job while rebuilding and modernizing America.

S. 1776

At the request of Mr. CARDIN, the names of the Senator from Maryland [Ms. MIKULSKI] and the Senator from North Carolina [Mr. BURR] were added as cosponsors of S. 1776, a bill to amend title 10, United States Code, to expand the Operation Hero Miles program to include the authority to accept the donation of travel benefits in the form of hotel points or awards for free or reduced-cost accommodations.

S. 1791

At the request of Mr. BROWN of Massachusetts, the names of the Senator from New Hampshire [Ms. AYOTTE] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 1791, a bill to amend the securities laws to provide for registration exemptions for certain crowdfunded securities, and for other purposes.

S. 1798

At the request of Mr. UDALL of New Mexico, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1798, a bill to direct the Secretary of Veterans Affairs to establish an open burn pit registry to ensure that members of the Armed Forces who may have been exposed to toxic chemicals and fumes caused by open burn pits while deployed to Afghanistan or Iraq receive information regarding such exposure, and for other purposes.

S. 1804

At the request of Mr. REED, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1804, a bill to amend title IV of the Supplemental Appropriations Act, 2008 to provide for the continuation of certain unemployment benefits, and for other purposes.

S. 1824

At the request of Mr. TOOMEY, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 1824, a bill to amend the securities laws to establish certain thresholds for shareholder registration under that Act, and for other purposes.

S. 1833

At the request of Mr. MANCHIN, the names of the Senator from Kansas [Mr. ROBERTS] and the Senator from Louisiana [Ms. LANDRIEU] were added as cosponsors of S. 1833, a bill to provide additional time for compliance with, and coordinating of, the compliance schedules for certain rules of the Environmental Protection Agency.

S. 1836

At the request of Mr. MENENDEZ, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 1836, a bill to amend the Oil Pollution Act of 1990 to clarify that the Act applies to certain incidents that occur in water beyond the exclusive economic zone of the United States.

SENATE JOINT RESOLUTION 29

At the request of Mr. UDALL of New Mexico, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of Senate Joint Resolution 29, a joint resolution proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections.

SENATE RESOLUTION 241

At the request of Mr. MENENDEZ, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of Senate Resolution 241, a resolution expressing support for the designation of November 16, 2011, as National Information and Referral Services Day.

SENATE RESOLUTION 251

At the request of Mr. CARPER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of Senate Resolution 251, a resolution expressing support for improvement in the collection, processing, and consumption of recyclable materials throughout the United States.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. BOXER,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on November 10, 2011, at 10 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on November 10, 2011, at 10 a.m., to conduct a hearing entitled "Opportunities and Challenges for Economic Development in Indian Country."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on November 10, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on November 10, 2011, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Unemployment Insurance: The Path Back to Work."

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate, to conduct a hearing entitled "Improving Quality, Lowering Costs: The Role of Health Care Delivery System Reform" on November 10,

2011, at 1:30 p.m., in room 430 of the Dirksen Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on November 10, 2011, at 2:15 p.m., in room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on November 10, 2011, at 10 a.m., in SH-216 of the Hart Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on November 10, 2011 at 3:30 p.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 2:46 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker pro tempore (Mr. HARRIS) has signed the following enrolled bills:

S. 1487. An act to authorize the Secretary of Homeland Security, in coordination with the Secretary of State, to establish a program to issue Asia-Pacific Economic Cooperation Business Travel Cards, and for other purposes.

H.R. 2447. An act to grant the congressional gold medal to the Montford Point Marines.

ENROLLED BILLS SIGNED

The enrolled bills were subsequently signed by the ACTING PRESIDENT pro tempore (Mr. REID).

MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION S.J. RES. 27

Pursuant to the order of Thursday, November 3, 2011, as modified,

On motion by Mr. MCCONNELL that the Senate proceed to consider the joint resolution (S.J. Res. 27) disapproving a rule submitted by the Environmental Protection Agency relating to the mitigation by States of cross-border air pollution under the Clean Air Act.

The question being on agreeing to the motion.

Pending debate,

MOTION TO PROCEED TO CONSIDER JOINT RESOLUTION S.J. RES. 6

The hour of 12 noon having passed, Pursuant to the order of Thursday, November 3, 2011, as modified,

The PRESIDING OFFICER (Mr. SHERROD BROWN in the chair) laid before the Senate the motion, made by Mr. MCCONNELL on yesterday, that the Senate proceed to consider the joint resolution (S.J. Res. 6) disapproving the rule submitted by the Federal Communications Commission with respect to regulating the Internet and broadband industry practices; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

After debate,

On motion by Mrs. HUTCHISON,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

By unanimous consent, on the request of Mrs. HUTCHISON,

Ordered, That it be in order to request the yeas and nays on the question of agreeing to the motion to proceed to consider joint resolution S.J. Res. 27, notwithstanding said motion not presently being before the Senate.

Under the authority of the foregoing order,

On motion by Mrs. HUTCHISON,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion to proceed to consider joint resolution S.J. Res. 27.

Pursuant to the order of Thursday, November 3, 2011, as modified,

The question being taken on agreeing to the motion to proceed to consider joint resolution S.J. Res. 6.

It was determined in the negative--- yeas... 46, nays... 52

[Rollcall Vote No. 200 Leg.]

YEAS --- 46

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 52

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to.

MOTION TO PROCEED TO
CONSIDER JOINT RESOLUTION
S.J. RES. 27

Pursuant to the order of Thursday, November 3, 2011, as modified,

The Senate resumed consideration of the motion to proceed to consider joint resolution S.J. Res. 27.

The question being on agreeing to the motion.

Pursuant to the order of Thursday, November 3, 2011, as modified,

After debate,

The question being taken.

It was determined in the negative---
yeas... 41, nays... 56

[Rollcall Vote No. 201 Leg.]

YEAS --- 41

Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kyl, Lee, Lugar, Manchin, McConnell, Moran, Murkowski, Nelson (NE), Paul, Portman, Risch, Roberts, Rubio, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 56

Akaka, Alexander, Ayotte, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to.

On motion by Mrs. BOXER to reconsider the vote disagreeing to the motion.

On motion by Mrs. BOXER,

The motion to reconsider was laid on the table.

AUTHORIZING SIGNING OF
ENROLLED BILLS AND JOINT
RESOLUTIONS

By unanimous consent, on the request of Mrs. BOXER,

Ordered, That the majority leader be authorized to sign duly enrolled bills and joint resolutions from today through Monday, November 14, 2011.

AMENDMENT NO. 927 TO BILL
H.R. 674 MODIFIED

By unanimous consent, on the request of Mr. MANCHIN,

Ordered, That amendment No. 927 to bill H.R. 674 be modified.

THREE PERCENT WITHHOLDING
REPEAL AND JOB CREATION ACT

Pursuant to the order of Tuesday, November 8, 2011, as modified,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate its pending business, viz, the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 928, proposed by Mr. MCCAIN (for himself, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. BURR, Mr. CHAMBLISS, Mr. COATS, Mr. COCHRAN, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNs, Mr. RON JOHNSON, Mr. KIRK, Mr. LEE, Mr. LUGAR, Mr. MCCONNELL, Mr. MORAN, Mr. PAUL, Mr. PORTMAN, Mr. RISCH, Mr. ROBERTS, Mr. RUBIO, Mr. SESSIONS, Mr. SHELBY, Mr. THUNE, Mr. TOOMEY, Mr. VITTER, Mr. WICKER, Mr. KYL, and Mr. COBURN), to amendment No. 927, as modified, proposed by Mr. REID for Mr. TESTER (for himself, Mrs. MURRAY, Mr. BAUCUS, Ms. STABENOW, Mr. SHERROD BROWN, Mr. REID, Mr. AKAKA, Ms. CANTWELL, Mr. LEAHY, Mr. CASEY, Mr. COONS, Mr. MENENDEZ, Mr. KERRY, Mr. LAUTENBERG, Mr. MERKLEY, Mr. SANDERS, Mrs. SHAHEEN, Mr. BENNET, Mr. WEBB, Mr. BEGICH, Ms. LANDRIEU, Mr. SCHUMER, Mr. SCOTT BROWN, Mr. HELLER, Mr. WARNER, Mr. ROCKEFELLER, Mr. WHITEHOUSE, Mr. BLUMENTHAL, Mr. DURBIN, Mr. BEN NELSON, Ms. KLOBUCHAR, and Mr. BILL NELSON), to the bill.

Pending debate,

By unanimous consent, on the request of Mr. TESTER,

Ordered, That it be in order to request the yeas and nays on the question of agreeing to amendment No. 927, as modified, notwithstanding said amendment not presently being before the Senate.

Under the authority of the foregoing order,

On motion by Mr. TESTER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to amendment No. 927, as modified.

The question being on agreeing to amendment No. 928 to amendment No. 927, as modified, to the bill.

By unanimous consent, on the request of Mr. TESTER,

Ordered, That there be 2 minutes, equally divided and controlled, for debate between the votes.

The question being on agreeing to amendment No. 928 to amendment No. 927, as modified, to the bill.

After debate,

On motion by Mr. GRASSLEY,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative---
yeas... 40, nays... 56

[Rollcall Vote No. 202 Leg.]

YEAS --- 40

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lugar, McConnell, Moran, Paul, Portman, Risch, Roberts, Rubio, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 56

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

Mr. LEE, when his name was called, answered "present".

So the amendment was not agreed to.

The question being on agreeing to amendment No. 927, as modified, to the bill.

After debate,

The question being taken.

It was determined in the affirmative---
yeas... 94, nays... 1

[Rollcall Vote No. 203 Leg.]

YEAS --- 94

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Shelby, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 1

DeMint.

Ms. SNOWE, when her name was called, answered "present".

So the amendment, as modified, was agreed to.

The question being on passage of the bill, as amended.

After debate,

Pursuant to the order of Tuesday, November 8, 2011,

The bill, as amended, was read the third time.

On motion by Mr. McCONNELL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill, as amended.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 95, nays... 0

[Rollcall Vote No. 204 Leg.]

YEAS --- 95

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Shaheen, Shelby, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

Ms. SNOWE, when her name was called, answered "present".

So it was

Resolved, That the bill, as amended, do pass.

MOTION TO PROCEED TO CONSIDER BILL H.R. 2354

Pursuant to the order of Tuesday, November 8, 2011,

The PRESIDING OFFICER (Mr. SANDERS in the chair) laid before the Senate the motion, made by Mr. REID on Tuesday, November 8, 2011, that the Senate proceed to consider the bill (H.R. 2354) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pursuant to the order of Tuesday, November 8, 2011,

The PRESIDING OFFICER laid before the Senate the motion, presented by Mr. REID on Tuesday, November 8, 2011 to bring to a close debate on the motion to proceed to consider bill H.R. 2354.

Pursuant to the order of Tuesday, November 8, 2011,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The PRESIDING OFFICER stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative--- yeas... 81, nays... 14

[Rollcall Vote No. 205 Leg.]

YEAS --- 81

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Hoeven, Isakson, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 14

Coburn, Corker, Cornyn, Crapo, DeMint, Heller, Inhofe, Johanns, Johnson (WI), Lee, Paul, Risch, Rubio, Vitter.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to the motion to proceed.

EXECUTIVE SESSION

By unanimous consent, on the request of Ms. CANTWELL,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Ms. CANTWELL,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Ms. CANTWELL,

As in executive session,

Ordered, That, on Tuesday, November 15, 2011, at 11 a.m., the Senate proceed to executive session to consider the nominations

of Sharon L. Gleason, of Alaska, to be United States District Judge for the District of Alaska and Yvonne Gonzalez Rogers, of California, to be United States District Judge for the Northern District of California; that there be one hour, equally divided and controlled in the usual form; that, upon conclusion of debate, the Senate vote on confirmation of the nominations in the aforementioned order, without intervening action or debate; that motions to reconsider be considered made and laid on the table; that no further motion be in order to the nominations; that the President be immediately notified of the Senate's actions; and that the Senate then resume its legislative session.

AUTHORIZING OF CONVEYANCE OF CERTAIN NOAA PROPERTY

By unanimous consent, on the request of Ms. CANTWELL,

The Senate proceeded to consider the bill (S. 363) to authorize the Secretary of Commerce to convey property of the National Oceanic and Atmospheric Administration to the City of Pascagoula, Mississippi, and for other purposes.

The question being on the passage of the bill.

On motion by Ms. CANTWELL (for Mr. WICKER) to amend the bill on page 4, by striking all beginning on line 6, after "able", through line 11 and inserting in lieu thereof other words (being amendment No. 942).

The amendment was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RELATIVE TO REMOVAL OF CONDITIONAL BASIS FOR PERMANENT RESIDENT STATUS OF CERTAIN ACTIVE DUTY INDIVIDUALS

By unanimous consent, on the request of Ms. CANTWELL,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the bill (H.R. 398) to amend the Immigration and Nationality Act to toll, during active-duty service abroad in the Armed Forces, the periods of time to file a petition and appear for an interview to remove the conditional basis for permanent resident status, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "SMALL BUSINESS SATURDAY"

On the request of Ms. CANTWELL,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the resolution (S. Res. 320) designating November 26, 2011, as "Small Business Saturday" and supporting efforts to increase awareness of the value of locally owned small businesses, submitted today by Ms. LANDRIEU (for herself, Ms. SNOWE, Mr. KERRY, Mr. SCOTT BROWN, Mrs. HAGAN, Ms. AYOTTE, Ms. CANTWELL, Mr. ENZI, Mr. CARDIN, Mr. RISCH, Mr. PRYOR, Mrs. SHAHEEN, Mr. LIEBERMAN, Mr. CARPER, Mr. TOM UDALL, Mr. MERKLEY, Mrs. BOXER, Mr. WYDEN, Mr. TESTER, Mr. BEGICH, Mr. LAUTENBERG, Mr. MENENDEZ, Mr. WEBB, Ms. STABENOW, Mr. BOOZMAN, Mr. BARRASSO, Mr. LUGAR, Mr. ALEXANDER, Ms. COLLINS, Mr. KIRK, Ms. MURKOWSKI, Mr. ROBERTS, and Mr. HOEVEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMEMORATING THE 50TH ANNIVERSARY OF THE FEDERAL EXECUTIVE BOARDS

On the request of Ms. CANTWELL,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 321) commemorating the 50th anniversary of the Federal Executive Boards, submitted today by Mr. AKAKA (for himself, Mr. INOUE, Mr. LEVIN, and Mr. SCOTT BROWN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, NOVEMBER 14, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Ms. CANTWELL,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m.

on Monday, November 14, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that there then be a period for the transaction of morning business until 3 p.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; and that, at 3 p.m., the Senate proceed to consider bill H.R. 2354, for debate only.

ADJOURNMENT

By unanimous consent, on the request of Ms. CANTWELL,

At 5:33 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, November 14, 2011.

MONDAY, NOVEMBER 14, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 14, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Thursday, November 10, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, November 10, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, November 10, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, Monday, November 14, 2011, she had presented to the President of the United States the following enrolled bill:

S. 1280. An act to amend the Peace Corps Act to require sexual assault risk-reduction and response training, the development of a sexual assault policy, the establishment of an Office of Victim Advocacy, the establishment of a Sexual Assault Advisory Council, and for other purposes.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment and with a preamble:

S. Res. 296. A resolution commemorating the 50th anniversary of the Combined Federal Campaign.

INTRODUCTION OF A BILL

The following bill was introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. COATS:

S. 1860. A bill to clarify prohibitions for any United Nations entity that admits Palestine as a member state; to the Committee on Foreign Relations.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. CRAPO (for himself and Mr. DURBIN):

S. Res. 322. A resolution designating November 2011 as "COPD Awareness Month"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 381

At the request of Mr. TESTER, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 381, a bill to amend the Arms Export Control Act to provide that certain firearms listed as curios or relics may be imported into the United States by a licensed importer without obtaining authorization from the Department of State or the Department of Defense, and for other purposes.

S. 506

At the request of Mr. CASEY, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 815

At the request of Ms. SNOWE, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 815, a bill to guarantee that military funerals are conducted with dignity and respect.

S. 1335

At the request of Mr. INHOFE, the names of the Senator from Hawaii [Mr. AKAKA], the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Indiana [Mr. LUGAR] and the Senator from Louisiana [Mr. VITTER] were added as cosponsors of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1440

At the request of Mr. BENNET, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1468

At the request of Mrs. SHAHEEN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1468, a bill to amend title XVIII of the Social Security Act to improve access to diabetes self-management training by authorizing certified diabetes educators to provide diabetes self-management training services, including as part of telehealth services, under part B of the Medicare program.

S. 1616

At the request of Mr. ENZI, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1703

At the request of Mr. PRYOR, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1703, a bill to amend the Department of Energy Organization Act to require a Quadrennial Energy Review, and for other purposes.

S. 1824

At the request of Mr. TOOMEY, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1824, a bill to amend the securities laws to establish certain thresholds for shareholder registration under that Act, and for other purposes.

S. 1848

At the request of Mr. RUBIO, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1848, a bill to promote transparency, accountability, and reform within the United Nations system, and for other purposes.

SENATE RESOLUTION 199

At the request of Mrs. FEINSTEIN, her name was added as a cosponsor of Senate Resolution 199, a resolution supporting the goals and ideals of "Crohn's and Colitis Awareness Week".

SENATE RESOLUTION 302

At the request of Ms. LANDRIEU, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of Senate Resolution 302, a resolution expressing support for the goals of National Adoption Day and National Adoption Month by promoting national awareness of adoption and the children awaiting families, celebrating children and families involved in adoption, and encouraging the people of the United States to secure safety, permanency, and well-being for all children.

SENATE RESOLUTION 316

At the request of Mr. KERRY, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of Senate Resolution 316, a resolution expressing the sense of the Senate regarding Tunisia's peaceful Jasmine Revolution.

SENATE RESOLUTION 317

At the request of Mr. KERRY, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of Senate Resolution 317, a resolution expressing the sense of the Senate regarding the liberation of Libya from the dictatorship led by Muammar Qaddafi.

MOTION TO PROCEED TO
CONSIDER BILL H.R. 2354

Pursuant to the order of Thursday, November 10, 2011,

The ACTING PRESIDENT pro tempore laid before the Senate its unfinished business, viz, the motion, made by Mr. REID on Tuesday, November 8, 2011, that the Senate proceed to consider bill H.R. 2354; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pursuant to the order of Thursday, November 10, 2011,

The motion was agreed to.

Whereupon,

ENERGY AND WATER
DEVELOPMENT AND RELATED
AGENCIES APPROPRIATIONS ACT

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 2354) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on agreeing to the reported amendment (in the nature of a substitute) to the bill.

Pending debate,

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

SUPPORTING THE GOALS OF
"CROHN'S AND COLITIS
AWARENESS WEEK"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Health, Education, Labor, and Pensions be discharged from the further consideration of the resolution (S. Res. 199) supporting the goals and ideals of "Crohn's and Colitis Awareness Week".

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "COPD AWARENESS
MONTH"

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. CASEY in the chair) laid before the Senate the resolution (S. Res. 322) designating November 2011 as "COPD Awareness Month", submitted today

by Mr. CRAPO (for himself and Mr. DURBIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

REMOVAL OF INJUNCTION OF SECRECY

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That the injunction of secrecy be removed from Treaty Document 112-4, received from the President on today.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; that, following morning business, the Senate proceed to executive session, as pursuant to the order of Thursday, November 10, 2011; that, following votes therein, the Senate resume its legislative session, as pursuant to the order of Thursday, November 10, 2011, and that the Senate then recess until 2:15 p.m.

Ordered further, That, at 2:15 p.m., the Senate resume consideration of bill H.R. 2354.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 4:58 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, NOVEMBER 15, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 15, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3917. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of French Beans and Runner Beans From the Republic of Kenya Into the United States" ((RIN0579-AD39)(Docket No. APHIS-2010-0101)) received in the Office of the President of the Senate on

November 9, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3918. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Remittance Transfers" (RIN3133-AD94) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3919. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Regulations G, O, W, BB, LL, MM, Rules Regarding Availability of Information, Rules of Procedure, Rules of Practice for Hearings, and Post-employment Restrictions for Senior Examiners" (RIN7100-AD80) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3920. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Air Quality Designations for the 2008 Lead (Pb) National Ambient Air Quality Standards" (FRL No. 9492-3) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3921. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Placer County Air Pollution Control District and Sacramento Metropolitan Air Quality Management District" (FRL No. 9492-2) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3922. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9490-1) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3923. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutant Emissions for Shipbuilding and Ship Repair (Surface Coating); National Emission Standards for Wood Furniture Manufacturing Operations" (FRL No. 9491-4) received in the Office of

the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3924. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, South Coast Air Quality Management District" (FRL No. 9489-2) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3925. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Texas; Revisions to the New Source Review (NSR) State Implementation Plan (SIP); Permit Renewals" (FRL No. 9489-9) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3926. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designations of Areas for Air Quality Planning Purposes; Charlotte-Gastonia-Rock Hill, North Carolina and South Carolina; Determinations of Attainment of the 1997 8-Hour Ozone Standard" (FRL No. 9490-5) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3927. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Reasonably Available Control Technology for Oxides of Nitrogen for a Specific Source in the State of New Jersey" (FRL No. 9486-1) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3928. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana; Redesignation of the Indianapolis Area to Attainment of the 1997 Annual Standard for Fine Particulate Matter" (FRL No. 9489-6) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3929. A communication from the Director of the Regulatory Management

Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutant Emissions for Primary Lead Processing" (FRL No. 9491-2) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Environment and Public Works.

EC-3930. A communication from the Management and Program Analyst, Forest Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Community Forest and Open Space Conservation Program" (RIN0596-AC84) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3931. A communication from the Management and Program Analyst, Forest Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Prohibitions-Developed Recreation Sites" (RIN0596-AC98) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3932. A communication from the Chief of Planning and Regulatory Affairs, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Applying for Free and Reduced Price Meals in the National School Lunch Program and School Breakfast Program and for Benefits in the Special Milk Program, and Technical Amendments" (RIN0584-AD54) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3933. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Resolution Plans Required" (RIN7100-AD73; RIN3064-AD77) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3934. A communication from the Deputy to the Chairman for External Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Transfer and Redesignation of Certain Regulations Involving State Savings Associations Pursuant to the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010" (RIN3064-AD82) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3935. A communication from the Secretary, Office of Regulatory Policy, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Rescission of Outdated Rules

and Forms, and Amendments to Correct References" (Release Nos. 33-9273, 34-65686, 39-2480, IA-3310 and IC-29855) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3936. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Regulatory Changes to Implement the United States/Australian Agreement for Peaceful Nuclear Cooperation" received in the Office of the President of the Senate on November 10, 2011; to the Committee on Energy and Natural Resources.

EC-3937. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "National Coverage Determinations"; to the Committee on Finance.

EC-3938. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement to include the export of defense articles, including, technical data, and defense services to Turkey to support the manufacture of X200 Transmissions, Parts, Components and Accessories in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3939. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Visas: Documentation of Immigrants Under the Immigration and Nationality Act, as Amended" (RIN1400-AC86) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Foreign Relations.

EC-3940. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a proposed amendments to part 126 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-3941. A communication from the Director, Directorate of Enforcement Programs, Occupational Safety and Health Administration, transmitting, pursuant to law, the report of a rule entitled "Procedures for the Handling of Retaliation Complaints Under Section 806 of the Sarbanes-Oxley Act of 2002, as Amended" (RIN1218-AC53) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3942. A communication from the Chief Counsel, Federal Emergency Management

Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3943. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3944. A communication from the Chairman, Merit Systems Protection Board, transmitting, pursuant to law, a report entitled "Telework: Weighing the Information, Determining an Appropriate Approach"; to the Committee on Homeland Security and Governmental Affairs.

EC-3945. A communication from the Secretary of the Senate, transmitting, pursuant to law, the report of the receipts and expenditures of the Senate for the period from April 1, 2011 through September 30, 2011, received in the Office of the President of the Senate on November 14, 2011; ordered to lie on the table.

EC-3946. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Live Swine, Swine Semen, Pork, and Pork Products From Lichtenstein and Switzerland" (Docket No. APHIS-2009-0093) received in the Office of the President of the Senate on November 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3947. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Walnuts Grown in California; Increased Assessment Rate" (Docket No. AMS-FV-11-0062; FV11-984-1 FR) received in the Office of the President of the Senate on November 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3948. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Onions Grown in Certain Designated Counties in Idaho, and Malheur County, Oregon; Modification of Handling Regulation" (Docket No. AMS-FV-11-0025;

FV11-958-1 FR) received in the Office of the President of the Senate on November 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. BOXER, from the Committee on Environment and Public Works, with an amendment:

S. 899. A bill to provide for the eradication and control of nutria (Rept. No. 112-94).

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, with an amendment:

H.R. 1059. A bill to protect the safety of judges by extending the authority of the Judicial Conference to redact sensitive information contained in their financial disclosure reports, and for other purposes.

By Mr. LEVIN, from the Committee on Armed Services, without amendment:

S. 1867. An original bill to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BLUMENTHAL:

S. 1861. A bill to provide subsidized employment for unemployed, low-income adults, provide summer employment and year-round employment opportunities for low-income youth, and carry out work-related and educational strategies and activities of demonstrated effectiveness, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LAUTENBERG (for himself, Ms. SNOWE, Mr. KERRY, Mr. JOHNSON of South Dakota, Mrs. HAGAN, and Mr. MENENDEZ):

S. 1862. A bill to amend the Public Health Service Act to improve the health of children and reduce the occurrence of sudden unexpected infant death and to enhance public health activities related to stillbirth; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MENENDEZ (for himself, Mr. REID, Mr. BURR, and Mr. CHAMBLISS):

S. 1863. A bill to amend the Internal Revenue Code of 1986 to encourage alternative energy investments and job creation; to the Committee on Finance.

By Mr. VITTER:

S. 1864. A bill to extend the National Flood Insurance Program until September 30, 2012; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. FRANKEN (for himself, Mr. ALEXANDER, Mr. KERRY, and Mrs. HAGAN):

S. 1865. A bill to improve patient access to medical innovation; to the Committee on Health, Education, Labor, and Pensions.

By Mr. COONS (for himself and Mr. RUBIO):

S. 1866. A bill to provide incentives for economic growth, and for other purposes; to the Committee on Finance.

By Mr. LEVIN:

S. 1867. An original bill to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; from the Committee on Armed Services; placed on the calendar.

By Mr. MENENDEZ (for himself, Mr. REID, Mr. RUBIO, Mrs. GILLIBRAND, Mr. SCHUMER, Mr. CASEY, Mr. AKAKA, Mrs. HAGAN, and Mr. UDALL of New Mexico):

S. 1868. A bill to establish within the Smithsonian Institution the Smithsonian American Latino Museum, and for other purposes; to the Committee on Rules and Administration.

By Mr. DEMINT:

S. 1869. A bill to terminate the Economic Development Administration, and for other purposes; to the Committee on Environment and Public Works.

By Mr. BOOZMAN:

S. 1870. A bill to authorize the Administrator of General Services to convey a parcel of real property in the District of Columbia to provide for the establishment of a National Women's History Museum and direct the Administrator of General Services to transfer administrative jurisdiction, custody, and control of the building located at 600 Pennsylvania Avenue, NW, in the District of Columbia, to the National Gallery of Art, and for other purposes; to the Committee on Environment and Public Works.

By Mr. BROWN of Massachusetts (for himself and Mr. RUBIO):

S. 1871. A bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CASEY (for himself and Mr. BURR):

S. 1872. A bill to amend the Internal Revenue Code of 1986 to provide for the tax treatment of ABLE accounts established under State programs for the care of family members with disabilities, and for other purposes; to the Committee on Finance.

By Mr. LUGAR:

S. 1873. A bill to amend the Internal Revenue Code of 1986 to extend for 1 year the allowance for bonus depreciation and the increased expensing limitations for depreciable business assets; to the Committee on Finance.

By Mr. MERKLEY (for himself, Ms. LANDRIEU, and Ms. SNOWE):

S. 1874. A bill to require the timely identification of qualified census tracts for purposes of the HUBZone program, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. LEE (for himself and Mr. RUBIO):

S. 1875. A bill to reauthorize the International Religious Freedom Act of 1998; to the Committee on Foreign Relations.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. HATCH (for himself, Mr. REID, Mr. CRAPO, Mr. HELLER, Mr. LEE, and Mr. UDALL of New Mexico):

S. Res. 323. A resolution recognizing the 75th Anniversary of the Welfare Program of The Church of Jesus Christ of Latter-day Saints and the significant impact of the Welfare Program in the United States and throughout the world in helping people in need; considered and agreed to.

ADDITIONAL COSPONSORS

S. 276

At the request of Mr. BENNET, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 276, a bill to amend the National Trails System Act to provide for the study of the Pike National Historic Trail.

S. 296

At the request of Ms. KLOBUCHAR, the name of the Senator from Washington [Ms. CANTWELL] was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 299

At the request of Mr. PAUL, the name of the Senator from Arizona [Mr. MCCAIN] was added as a cosponsor of S. 299, a bill to amend chapter 8 of title 5, United States Code, to provide that major rules of the

executive branch shall have no force or effect unless a joint resolution of approval is enacted into law.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 431

At the request of Mr. PRYOR, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 641

At the request of Mr. DURBIN, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1106

At the request of Mr. KOHL, the names of the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Florida [Mr. NELSON] were added as cosponsors of S. 1106, a bill to authorize Department of Defense support for programs on pro bono legal assistance for members of the Armed Forces.

S. 1173

At the request of Mr. WYDEN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1173, a bill to amend title XVIII of the Social Security Act to modernize payments for ambulatory surgical centers under the Medicare program.

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1249

At the request of Mr. UDALL of Colorado, the names of the Senator from Missouri [Mrs. MCCASKILL] and the Senator from Alaska [Mr. BEGICH] were added as cosponsors of S. 1249, a bill to amend the Pittman-Robertson Wildlife Restoration Act to

facilitate the establishment of additional or expanded public target ranges in certain States.

S. 1277

At the request of Ms. CANTWELL, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1277, a bill to amend the Internal Revenue Code of 1986 to modify the incentives for the production of biodiesel.

S. 1440

At the request of Mr. ALEXANDER, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1541

At the request of Mr. BENNET, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1541, a bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1593

At the request of Mrs. GILLIBRAND, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1593, a bill to amend the Food and Nutrition Act of 2008 to require State electronic benefit transfer contracts to treat wireless program retail food stores in the same manner as wired program retail food stores.

S. 1597

At the request of Mr. BROWN of Ohio, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 1597, a bill to provide assistance for the modernization, renovation, and repair of elementary school and secondary school buildings in public school districts and community colleges across the United States in order to support the achievement of improved educational outcomes in those schools, and for other purposes.

S. 1651

At the request of Mr. SESSIONS, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1670

At the request of Mr. REID, his name was added as a cosponsor of S. 1670, a bill to eliminate racial profiling by law enforcement, and for other purposes.

S. 1676

At the request of Mr. THUNE, the name of the Senator from Alabama [Mr. SHELBY] was added as a cosponsor of S. 1676, a bill to amend the Internal Revenue Code of 1986 to provide for taxpayers making donations with their returns of income tax to the Federal Government to pay down the public debt.

S. 1679

At the request of Mr. THUNE, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 1679, a bill to ensure effective control over the Congressional budget process.

S. 1776

At the request of Mr. CARDIN, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1776, a bill to amend title 10, United States Code, to expand the Operation Hero Miles program to include the authority to accept the donation of travel benefits in the form of hotel points or awards for free or reduced-cost accommodations.

S. 1792

At the request of Mr. WHITEHOUSE, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1792, a bill to clarify the authority of the United States Marshal Service to assist other Federal, State, and local law enforcement agencies in the investigation of cases involving sex offenders and missing children.

S. 1798

At the request of Mr. UDALL of New Mexico, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1798, a bill to direct the Secretary of Veterans Affairs to establish an open burn pit registry to ensure that members of the Armed Forces who may have been exposed to toxic chemicals and fumes caused by open burn pits while deployed to Afghanistan or Iraq receive information regarding such exposure, and for other purposes.

SENATE JOINT RESOLUTION 28

At the request of Mr. WYDEN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of Senate Joint Resolution 28, a joint resolution limiting the issuance of a letter of offer with respect to a certain proposed sale of defense articles and defense services to the Kingdom of Bahrain.

SENATE JOINT RESOLUTION 29

At the request of Mr. UDALL of New Mexico, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of Senate Joint Resolution 29, a joint resolution proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections.

SENATE RESOLUTION 251

At the request of Mr. CARPER, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of Senate Resolution 251, a resolution expressing support for improvement in the collection, processing, and consumption of recyclable materials throughout the United States.

SENATE RESOLUTION 320

At the request of Ms. SNOWE, the names of the Senator from South Dakota [Mr. THUNE], the Senator from Ohio [Mr. PORTMAN] and

the Senator from Idaho [Mr. CRAPO] were added as cosponsors of Senate Resolution 320, a resolution designating November 26, 2011, as "Small Business Saturday" and supporting efforts to increase awareness of the value of locally owned small businesses.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on November 15, 2011, at 9:30 a.m.

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on November 15, 2011, at 2:30 p.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on November 15, 2011 at 10 a.m. to conduct a hearing entitled "Oversight of the Federal Housing Finance Agency."

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on November 15, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on November 15, 2011, at 10 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on November 15, 2011, at 2:15 p.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Medical Devices: Protecting Patients and Promoting Innovation" on November 15, 2011, at 2:30 p.m., in room G50 of the Dirksen Office Building.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on November 15, 2011, at 3:15 p.m.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on November 15, 2011 at 3:30 p.m.

SUBCOMMITTEE ON CRIME AND TERRORISM

The Committee on the Judiciary, Subcommittee on Crime and Terrorism, be authorized to meet during the session of the Senate on November 15, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Fix Gun Checks Act: Better State and Federal Compliance, Smarter Enforcement."

SUBCOMMITTEE ON FINANCIAL INSTITUTIONS AND CONSUMER PROTECTION

The Committee on Banking, Housing, and Urban Affairs, Subcommittee on Financial Institutions and Consumer Protection be authorized to meet during the session of the Senate on November 15, 2011, to conduct a hearing entitled "Financial Security Issues Facing Older Americans."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 4:22 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, without amendment:

S. 1412. An act to designate the facility of the United States Postal Service located at 462 Washington Street, Woburn, Massachusetts, as the "Officer John Maguire Post Office".

The message also announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 298. An act to designate the facility of the United States Postal Service located at 500 East Whitestone Boulevard in Cedar Park, Texas, as the "Army Specialist Matthew Troy Morris Post Office Building".

H.R. 588. An act to redesignate the Noxubee National Wildlife Refuge as the Sam D. Hamilton Noxubee National Wildlife Refuge.

H.R. 2422. An act to designate the facility of the United States Postal Service located at 45 Bay Street, Suite 2, in Staten Island, New York, as the "Sergeant Angel Mendez Post Office".

At 5:30 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 398. An act to amend the Immigration and Nationality Act to toll, during active-duty service abroad in the Armed Forces, the periods of time to file a petition and appear

for an interview to remove the conditional basis for permanent resident status, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 298. An act to designate the facility of the United States Postal Service located at 500 East Whitestone Boulevard in Cedar Park, Texas, as the "Army Specialist Matthew Troy Morris Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 588. An act to redesignate the Noxubee National Wildlife Refuge as the Sam D. Hamilton Noxubee National Wildlife Refuge; to the Committee on Environment and Public Works.

H.R. 2422. An act to designate the facility of the United States Postal Service located at 45 Bay Street, Suite 2, in Staten Island, New York, as the "Sergeant Angel Mendez Post Office"; to the Committee on Homeland Security and Governmental Affairs.

EXECUTIVE SESSION

Pursuant to the order of Thursday, November 10, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving two rollcall votes).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, November 10, 2011,

The Senate resumed its legislative session.

RECESS

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the Senate stand in recess until 3 p.m.

Pursuant to the order of yesterday, as modified,

At 12:50 p.m.,

The PRESIDING OFFICER (Mr. WEBB in the chair) declared the Senate recessed until 3 p.m.

AT 3 P.M.

The PRESIDING OFFICER (Mr. TOM UDALL in the chair) called the Senate to order.

ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES APPROPRIATIONS ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER laid before the Senate its pending business, viz, the bill (H.R. 2354) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to the reported amendment (in the nature of a substitute) to the bill.

Pending debate,

Mr. REID withdrew the pending reported amendment (in the nature of a substitute), by unanimous consent.

The question being on passage of the bill.

On motion by Mr. REID to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 956, in the nature of a substitute).

Pending debate,

Mr. MENENDEZ raised a point of order, viz, that the amendment is legislation on appropriations, violates provisions of rule XVI of the Standing Rules of the Senate, and therefore is not in order.

The PRESIDING OFFICER held the point of order well-taken, and the amendment not in order.

The question being on passage of the bill.

Pending debate,

On motion by Mr. REID to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 957, in the nature of a substitute).

Mr. REID asked unanimous consent that amendment No. 957 (being the text of the withdrawn reported amendment, in the nature of a substitute), be considered Division A; that the text of bill S. 1573, except for sections 620 and 624, be considered Division B; and that the text of bill S. 1601 be considered Division C.

Mr. REID further asked unanimous consent that bill H.R. 2434, as reported by the House Committee on Appropriations and Division C of amendment No. 957 be deemed House-passed text in bill H.R. 2354 for purposes of rule XVI of the Standing Rules of the Senate; and that, for purposes of paragraph 1 of rule XVI of the Standing Rules of the Senate, amendment No. 957 be considered a reported amendment.

Mr. MORAN objected.

The question being on agreeing to amendment No. 957 (in the nature of a substitute) to the bill.

Pending debate,

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment (in the nature of a substitute).

On motion by Mr. REID to amend the pending amendment (in the nature of a substitute), at the end thereof, by adding certain words (being amendment No. 958).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment by striking "7 days" and inserting "6 days" (being amendment No. 959).

On motion by Mr. REID to amend the language of the bill proposed to be stricken by amendment No. 957 (in the nature of a substitute), at the end thereof, by adding certain words (being amendment No. 960).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment by striking "5 days" and inserting "4 days" (being amendment No. 961).

On motion by Mr. REID to recommit the pending bill to the Committee on Appropriations with instructions to report back forthwith with an amendment (Numbered 962).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

On motion by Mr. REID to amend the instructions contained in the pending motion to recommit by striking "3 days" and inserting "2 days" (being amendment No. 963).

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

On motion by Mr. REID to amend the pending amendment by striking "2 days" and inserting "1 day" (being amendment No. 964).

Pending debate,

EXPRESSING SUPPORT FOR THE DESIGNATION OF NATIONAL INFORMATION AND REFERRAL SERVICES DAY

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Health, Education, Labor, and Pensions be discharged from the further consideration of the resolution (S. Res. 241) expressing support for the designation of November 16, 2011, as National Information and Referral Services Day.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE 75TH
ANNIVERSARY OF THE WELFARE
PROGRAM OF THE CHURCH OF
JESUS CHRIST OF LATTER-DAY
SAINTS

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 323) recognizing the 75th Anniversary of the Welfare Program of The Church of Jesus Christ of Latter-day Saints and the significant impact of the Welfare Program in the United States and throughout the world in helping people in need, submitted today by Mr. HATCH (for himself, Mr. REID, Mr. CRAPO, Mr. HELLER, Mr. LEE, and Mr. TOM UDALL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill H.R. 2354.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, NOVEMBER 16, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, November 16, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3949. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Nectarines and Fresh Peaches Grown in California; Termination of

Marketing Order 916 and the Peach Provisions of Marketing Order 917" (Docket No. AMS-FV-11-0018; FV11-916/917-4 FR) received in the Office of the President of the Senate on November 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3950. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Christmas Tree Promotion, Research, and Information Order" (Docket No. AMS-FV-10-0008-FR-1A) received in the Office of the President of the Senate on November 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3951. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Christmas Tree Promotion, Research, and Information Order, Referendum Procedures" (Docket No. AMS-FV-10-0008-FR) received in the Office of the President of the Senate on November 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3952. A communication from the Acting Administrator of the Cotton and Tobacco Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Cotton Board Rules and Regulations: Adjusting Supplemental Assessment on Imports; Corrections" (Docket No. AMS-CN-11-0026C; CN-11-002) received in the Office of the President of the Senate on November 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3953. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the Office of Management and Budget's report of the estimated cost of assets purchased under the Emergency Economic Stabilization Act of 2008; to the Committee on Banking, Housing, and Urban Affairs.

EC-3954. A communication from the Administrator and Chief Executive Officer, Bonneville Power Administration, Department of Energy, transmitting, pursuant to law, the Administration's Annual Report for fiscal year 2011; to the Committee on Energy and Natural Resources.

EC-3955. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report entitled "Proposed Outer Continental Shelf (OCS) Oil and Gas Leasing Program 2012-2017"; to the Committee on Energy and Natural Resources.

EC-3956. A communication from the Commissioner, Social Security

Administration, transmitting, a legislative proposal relative to requiring participation in the Enumeration at Birth (EAB) program; to the Committee on Finance.

EC-3957. A communication from the Program Manager, Administration for Children and Families, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Head Start Designation Renewal System" (RIN0970-AC44) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3958. A communication from the Secretary of Labor, transmitting, pursuant to law, the Pension Benefit Guaranty Corporation's Office of Inspector General and the Director's Semiannual Report to Congress on Management Decisions and Final Actions on Office of Inspector General Audit Recommendations for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3959. A communication from the Deputy Archivist, National Archives and Records Administration, transmitting, pursuant to law, the report of a rule entitled "NARA Records Reproduction Fees" (RIN3095-AB71) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3960. A communication from the Inspector General of the Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the Inspector General's Semiannual Report to Congress for the period from October 1, 2010 through March 31, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3961. A communication from the Inspector General, Nuclear Regulatory Commission, transmitting, pursuant to law, a report relative to the Commission's Commercial and Inherently Governmental Activities for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3962. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, the Uniform Resource Locator (URL) for the Department of Defense (DoD) Agency Financial Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3963. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, an annual report relative to the activities and operations of the Public Integrity Section, Criminal Division, and the nationwide federal law enforcement effort against public corruption for 2010; to the Committee on the Judiciary.

EC-3964. A communication from the Under Secretary and Director, Patent and Trademark Office, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fee for Filing a Patent Application Other than by the Electronic Filing System" (RIN0651-AC64) received in the Office of the President of the Senate on November 13, 2011; to the Committee on the Judiciary.

EC-3965. A communication from the Under Secretary and Director, Patent and Trademark Office, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Rules of Practice before the Board of Patent Appeals and Interferences in Ex Parte Appeals" (RIN0651-AC37) received in the Office of the President of the Senate on November 13, 2011; to the Committee on the Judiciary.

EC-3966. A communication from the Principal Deputy Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, the Federal Voting Assistance Program's 2010 Post-Election Survey Report; to the Committee on Rules and Administration.

EC-3967. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-098, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Foreign Relations.

EC-3968. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-081, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Foreign Relations.

EC-3969. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 11-042, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Foreign Relations.

EC-3970. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the

certification of a proposed retransfer of major defense equipment involving the retransfer of four (4) C-27J1 Spartan Aircraft from Alenia Aeronautica S.p.A. to the Government of Mexico in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3971. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to the United Kingdom for the manufacture and assembly related to the Phalanx Close-In Weapon Systems and Land Based Phalanx Weapon Systems in the amount of \$25,000,000 or more; to the Committee on Foreign Relations.

EC-3972. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to proposed amendments to parts 120, 123, 124, 126, 127, and 129 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BROWN of Ohio (for himself, Ms. MIKULSKI, and Mr. MERKLEY):

S. 1876. A bill to require the establishment of a Consumer Price Index for Elderly Consumers to compute cost-of-living increases for Social Security benefits under title II of the Social Security Act; to the Committee on Finance.

By Mr. CASEY (for himself and Mrs. BOXER):

S. 1877. A bill to amend the Child Abuse Prevention and Treatment Act to require mandatory reporting of incidents of child abuse or neglect, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MENENDEZ:

S. 1878. A bill to assist low-income individuals in obtaining recommended dental care; to the Committee on Finance.

By Mr. MENENDEZ:

S. 1879. A bill to ensure that States have enacted criminal statutes that require individuals to report child abuse to law enforcement or child protective agencies; to the Committee on Finance.

By Mr. BARRASSO (for himself, Mr. HATCH, and Ms. SNOWE):

S. 1880. A bill to repeal the health care law's job-killing health insurance tax; to the Committee on Finance.

By Mr. WHITEHOUSE (for himself and Mr. BAUCUS):

S. 1881. A bill to establish an integrated Federal program to respond to ongoing and expected impacts of climate variability and change by protecting, restoring, and conserving the natural resources of the United States and to maximize government efficiency and reduce costs, in cooperation with State, local, and tribal governments and other entities; to the Committee on Environment and Public Works.

By Mr. BINGAMAN (for himself, Mr. VITTER, Mr. MERKLEY, and Mr. BROWN of Ohio):

S. 1882. A bill to amend the Federal Food, Drug, and Cosmetic Act to ensure that valid generic drugs may enter the market; to the Committee on Health, Education, Labor, and Pensions.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. KERRY (for himself, Mr. LUGAR, Mr. INHOFE, and Mr. WEBB):

S. Res. 324. A resolution commemorating the 60th Anniversary of the United States-Australia alliance; considered and agreed to.

By Mr. PORTMAN (for himself and Mr. BROWN of Ohio):

S. Res. 325. A resolution recognizing the 2012 World Choir Games in Cincinnati, Ohio, as a global event of cultural significance to the United States and expressing support for designation of July 2012 as World Choir Games Month in the United States; to the Committee on Foreign Relations.

By Mr. HATCH (for himself, Mr. BROWN of Ohio, Mr. CRAPO, Mr. LEAHY, Mr. LUGAR, and Mr. UDALL of New Mexico):

S. Res. 326. A resolution designating Thursday, November 17, 2011, as "Feed America Day"; considered and agreed to.

By Mrs. SHAHEEN (for herself, Ms. COLLINS, Mr. BEGICH, Mr. CONRAD, Mr. KIRK, Ms. KLOBUCHAR, Mr. JOHNSON of South Dakota, Mr. AKAKA, Mrs. FEINSTEIN, and Mr. LAUTENBERG):

S. Res. 327. A resolution supporting the goals and ideals of American Diabetes Month; considered and agreed to.

By Mrs. SHAHEEN (for herself and Mr. MORAN):

S. Res. 328. A resolution designating the week of November 14 through 20, 2011, as "Global Entrepreneurship Week/USA"; considered and agreed to.

By Mr. AKAKA (for himself, Mr. REID, Mr. BARRASSO, Ms. CANTWELL, Mr. CRAPO, Mr.

FRANKEN, Mr. INOUE, Mr. JOHANNIS, Mr. JOHNSON of South Dakota, Ms. MURKOWSKI, Mr. TESTER, and Mr. UDALL of New Mexico):

S. Res. 329. A resolution recognizing National Native American Heritage Month and celebrating the heritages and cultures of Native Americans and the contributions of Native Americans to the United States; considered and agreed to.

By Mr. CRAPO (for himself, Mr. RISCH, Mr. BINGAMAN, Mr. UDALL of New Mexico, Mr. UDALL of Colorado, and Mr. BENNET):

S. Res. 330. A resolution designating January 27, 2012, as a national day of remembrance for Americans who, during the Cold War, worked and lived downwind from nuclear testing sites and were adversely affected by the radiation exposure generated by the above ground nuclear weapons testing; considered and agreed to.

By Mr. KIRK (for himself, Mr. MANCHIN, Mr. BEGICH, Mr. CONRAD, Mrs. HUTCHISON, Ms. LANDRIEU, Mr. LIEBERMAN, and Mr. WARNER):

S. Res. 331. A resolution expressing the sense of the Senate that Congress should "Go Big" in its attempts toward deficit reduction; to the Committee on Finance.

ADDITIONAL COSPONSORS

S. 481

At the request of Mr. HARKIN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 481, a bill to enhance and further research into the prevention and treatment of eating disorders, to improve access to treatment of eating disorders, and for other purposes.

S. 497

At the request of Ms. MIKULSKI, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 497, a bill to amend the Immigration and Nationality Act to modify the requirements of the visa waiver program and for other purposes.

S. 687

At the request of Mr. CONRAD, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 687, a bill to amend the Internal Revenue Code of 1986 to permanently extend the 15-year recovery period for qualified leasehold improvement property, qualified restaurant property, and qualified retail improvement property.

S. 755

At the request of Mr. WYDEN, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 1034

At the request of Mr. SCHUMER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1034, a bill to amend the Internal Revenue Code of 1986 to equalize the exclusion from gross income of parking and transportation fringe benefits and to provide for a common cost-of-living adjustment, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1106

At the request of Mr. KOHL, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1106, a bill to authorize Department of Defense support for programs on pro bono legal assistance for members of the Armed Forces.

S. 1176

At the request of Ms. LANDRIEU, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

S. 1251

At the request of Mr. CARPER, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 1251, a bill to amend title XVIII and XIX of the Social Security Act to curb waste, fraud, and abuse in the Medicare and Medicaid programs.

S. 1268

At the request of Mr. LUGAR, his name was added as a cosponsor of S. 1268, a bill to increase the efficiency and effectiveness of the Government by providing for greater interagency experience among national security and homeland security personnel through the development of a national security and homeland security human capital strategy and interagency rotational service by employees, and for other purposes.

S. 1335

At the request of Mr. INHOFE, the names of the Senator from Montana [Mr. TESTER], the Senator from Colorado [Mr. UDALL], the Senator from Delaware [Mr. CARPER], the Senator from Iowa [Mr. HARKIN], the Senator from Hawaii [Mr. INOUE], the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Florida [Mr. NELSON] were added as cosponsors of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1374

At the request of Mr. MENENDEZ, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1374, a bill to direct the Federal Trade Commission to prescribe rules prohibiting deceptive advertising of abortion services.

S. 1610

At the request of Mr. JOHANNES, his name was added as a cosponsor of S. 1610, a bill to provide additional time for the Administrator of the Environmental Protection Agency to promulgate achievable standards for cement manufacturing facilities, and for other purposes.

At the request of Mr. BARRASSO, the names of the Senator from Louisiana [Mr. VITTER], the Senator from Arkansas [Mr. BOOZMAN], the Senator from Mississippi [Mr. WICKER], the Senator from Idaho [Mr. RISCH], the Senator from Kansas [Mr. MORAN], the Senator from Kansas [Mr. ROBERTS] and the Senator from Wyoming [Mr. ENZI] were added as cosponsors of S. 1610, *supra*.

S. 1676

At the request of Mr. THUNE, the names of the Senator from Kentucky [Mr. McCONNELL] and the Senator from Mississippi [Mr. COCHRAN] were added as cosponsors of S. 1676, a bill to amend the Internal Revenue Code of 1986 to provide for taxpayers making donations with their returns of income tax to the Federal Government to pay down the public debt.

S. 1756

At the request of Mrs. HAGAN, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1756, a bill to extend HUBZone designations by 3 years, and for other purposes.

S. 1770

At the request of Mrs. GILLIBRAND, the names of the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Oregon [Mr. MERKLEY] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 1770, a bill to prohibit discrimination in adoption or foster care placements based on the sexual orientation, gender identity, or marital status of any prospective adoptive or foster parent, or the sexual orientation or gender identity of the child involved.

S. 1838

At the request of Mr. BAUCUS, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1838, a bill to require the Secretary of Veterans Affairs to carry out a pilot program on service dog training therapy, and for other purposes.

S. 1853

At the request of Mr. SANDERS, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1853, a bill to recalculate and restore retirement annuity obligations of the United States Postal Service, eliminate the requirement that the United States Postal Service pre-fund the

Postal Service Retiree Health Benefits Fund, place restrictions on the closure of postal facilities, create incentives for innovation for the United States Postal Service, to maintain levels of postal service, and for other purposes.

S. 1856

At the request of Mr. DEMINT, the names of the Senator from Oklahoma [Mr. COBURN] and the Senator from South Carolina [Mr. GRAHAM] were added as cosponsors of S. 1856, a bill to prohibit Federal funding for lawsuits seeking to invalidate specific State laws that support the enforcement of Federal immigration laws.

S. 1862

At the request of Mr. LAUTENBERG, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 1862, a bill to amend the Public Health Service Act to improve the health of children and reduce the occurrence of sudden unexpected infant death and to enhance public health activities related to stillbirth.

S. 1866

At the request of Mr. COONS, the names of the Senator from New York [Mrs. GILLIBRAND] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 1866, a bill to provide incentives for economic growth, and for other purposes.

S. 1868

At the request of Mr. MENENDEZ, the names of the Senator from Texas [Mr. CORNYN] and the Senator from Colorado [Mr. BENNET] were added as cosponsors of S. 1868, a bill to establish within the Smithsonian Institution the Smithsonian American Latino Museum, and for other purposes.

SENATE RESOLUTION 297

At the request of Mr. MENENDEZ, the names of the Senator from Oregon [Mr. MERKLEY] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of Senate Resolution 297, a resolution congratulating the Corporation for Supportive Housing on the 20th anniversary of its founding.

SENATE RESOLUTION 301

At the request of Mr. CASEY, the names of the Senator from New Jersey [Mr. MENENDEZ] and the Senator from Wyoming [Mr. ENZI] were added as cosponsors of Senate Resolution 301, a resolution urging the people of the United States to observe October 2011 as Italian and Italian-American Heritage Month.

SENATE RESOLUTION 302

At the request of Ms. LANDRIEU, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of Senate Resolution 302, a resolution expressing support for the goals of National Adoption Day and National Adoption Month by promoting national awareness of adoption and the children awaiting families,

celebrating children and families involved in adoption, and encouraging the people of the United States to secure safety, permanency, and well-being for all children.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mrs. FEINSTEIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENT AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on November 16, 2011, at 9 a.m., to conduct a hearing entitled "Weeding Out Bad Contractors: Does the Government Have the Right Tools?"

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on November 16, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing on nominations.

SUBCOMMITTEE ON SECURITIES, INSURANCE, AND INVESTMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Securities, Insurance, and Investment be authorized to meet during the session of the Senate on November 16, 2011, at 9:30 a.m., to conduct a hearing entitled "Management and Structural Reforms at the SEC: A Progress Report."

SUBCOMMITTEE ON OCEANS, ATMOSPHERE, FISHERIES, AND THE COAST GUARD

The Subcommittee on Oceans, Atmosphere, Fisheries, and the Coast Guard of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on November 16, 2011, at 10:30 a.m., in room 253 of the Russell Senate Office Building.

The Committee will hold a hearing entitled, "Weathering Change: Need for Continued Innovation in Forecasting and Prediction."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 3:26 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2838. An act to authorize appropriations for the Coast Guard for fiscal years 2012 through 2015, and for other purposes.

HOUSE BILL REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2838. An act to authorize appropriations for the Coast Guard for fiscal years 2012 through 2015, and for other purposes; to the Committee on Commerce, Science, and Transportation.

ENERGY AND WATER
DEVELOPMENT AND RELATED
AGENCIES APPROPRIATIONS ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (H.R. 2354) making appropriations for energy and water development, and related agencies for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 964, proposed by Mr. REID, to amendment No. 963, proposed by Mr. REID, to the instructions (designated amendment No. 962), contained in the motion, by Mr. REID, to recommit the bill to the Committee on Appropriations, with instructions.

Pending debate,

ORDER FOR CONSIDERATION OF
BILL S. 1867

By unanimous consent, on the request of Mr. REID,

Ordered, That, on tomorrow, following morning business, the Senate proceed to consider the bill (S. 1867) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

SUPPORTING THE GOALS OF
NATIONAL ADOPTION DAY AND
NATIONAL ADOPTION MONTH

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Health, Education, Labor, and Pensions be discharged from the further consideration of the resolution (S. Res. 302) expressing support for the goals of National Adoption Day and National Adoption Month by promoting national awareness of adoption and the children awaiting families, celebrating children and families involved in adoption, and encouraging the people of the

United States to secure safety, permanency, and well-being for all children.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMEMORATING THE 60TH
ANNIVERSARY OF THE UNITED
STATES-AUSTRALIA ALLIANCE

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. WHITEHOUSE in the chair) laid before the Senate the resolution (S. Res. 324) commemorating the 60th Anniversary of the United States-Australia alliance, submitted today by Mr. KERRY (for himself, Mr. LUGAR, Mr. INHOFE, and Mr. WEBB), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMEMORATING THE 50TH
ANNIVERSARY OF THE COMBINED
FEDERAL CAMPAIGN

By unanimous consent, on the request of Mr. WHITEHOUSE,

The Senate proceeded to consider the resolution (S. Res. 296) commemorating the 50th anniversary of the Combined Federal Campaign.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING IMPROVEMENT IN
THE COLLECTION, PROCESSING,
AND CONSUMPTION OF RECYCLES

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That the Committee on Environment and Public Works be discharged from the further consideration of the resolution (S. Res. 251) expressing support for improvement in the collection, processing, and consumption of recycled materials throughout the United States.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING CAPTAIN COLIN P.
KELLY, JR., UNITED STATES ARMY

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That the Committee on Armed Services be discharged from the further consideration of the resolution (S. Res. 303) honoring the life, service, and sacrifice of Captain Colin P. Kelly, Jr., United States Army.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

The question being on agreeing to the accompanying preamble.

On motion by Mr. WHITEHOUSE (for Mr. BILL NELSON) to amend the preamble in the fourth and tenth clauses, by striking "December 10, 1941" and inserting "December 9, 1941" (being amendment No. 1057).

The amendment was agreed to.

The preamble, as amended, was agreed to.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "FEED AMERICA
DAY"

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 326) designating Thursday, November 17, 2011, as "Feed America Day", submitted today by Mr. HATCH (for himself, Mr. SHERROD BROWN, Mr. CRAPO, Mr. LEAHY, Mr. LUGAR, and Mr. TOM UDALL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS AND
IDEALS OF AMERICAN DIABETES
MONTH

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 327) supporting the goals and ideals of American Diabetes Month, submitted today by Mrs. SHAHEEN (for herself, Ms. COLLINS, Mr. BEGICH, Mr. CONRAD, Mr. KIRK, Ms. KLOBUCHAR, Mr.

TIM JOHNSON, Mr. AKAKA, Mrs. FEINSTEIN, and Mr. LAUTENBERG), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING "GLOBAL ENTREPRENEURSHIP WEEK/USA"

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 328) designating the week of November 14 through 20, 2011, as "Global Entrepreneurship Week/USA", submitted today by Mrs. SHAHEEN (for herself and Mr. MORAN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING NATIONAL NATIVE AMERICAN HERITAGE MONTH

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 329) recognizing National Native American Heritage Month and celebrating the heritages and cultures of Native Americans and the contributions of Native Americans to the United States, submitted today by Mr. AKAKA (for himself, Mr. REID, Mr. BARRASSO, Ms. CANTWELL, Mr. CRAPO, Mr. FRANKEN, Mr. INOUE, Mr. JOHANNES, Mr. TIM JOHNSON, Ms. MURKOWSKI, Mr. TESTER, and Mr. TOM UDALL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING A NATIONAL DAY OF REMEMBRANCE FOR AMERICANS ADVERSELY AFFECTED BY RADIATION EXPOSURE

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 330) designating January 27, 2012, as a national day of remembrance for Americans who,

during the Cold War, worked and lived downwind from nuclear testing sites and were adversely affected by the radiation exposure generated by the above ground nuclear weapons testing, submitted today by Mr. CRAPO (for himself, Mr. RISCH, Mr. BINGAMAN, Mr. TOM UDALL, Mr. MARK UDALL, and Mr. BENNET), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the minority control the first half therein, and the majority control the second half therein; and that, following morning business, the Senate proceed to consider bill S. 1867, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. WHITEHOUSE,

At 6:51 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

THURSDAY, NOVEMBER 17, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. TOM UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

*Washington, DC, November 17, 2011.
To the Senate:*

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday, The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday, The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday, The Senate proceeded to a period for the transaction of morning business. Pending debate,

ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, Thursday, November 17, 2011, she had presented to the President of the United States the following enrolled bill:

S. 1412. A bill to designate the facility of the United States Postal Service located at 462 Washington Street, Woburn, Massachusetts, as the "Officer John Maguire Post Office".

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by Mr. Pate, one of his secretaries:

REPORT RELATIVE TO EXTENDING THE PERIOD OF PRODUCTION OF THE NAVAL PETROLEUM RESERVES -- PM 34

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Armed Services:
To the Congress of the United States:

Consistent with section 7422(c)(2) of title 10, United States Code, I am informing you of my decision to extend the period of production of the Naval Petroleum Reserves for a period of 3 years from April 5, 2012, the expiration date of the currently authorized period of production.

Attached is a copy of the report investigating continued production of the Reserves, consistent with section 7422(c)(2)-(B) of title 10. In light of the findings contained in the report, I certify that continued production from the Naval Petroleum Reserves is in the national interest.

BARACK OBAMA.

THE WHITE HOUSE, *November 17, 2011.*

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-3973. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Virginia Graeme Baker Pool and Spa Safety Act; Incorporation by Reference of Successor Standard" (16 CFR Part 1450) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3974. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Safety and Health Requirements Related to Camp Cars" (RIN2130-AC13) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3975. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Conductor Certification" (RIN2130-AC08) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3976. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Exports and Reexports to the Principality of Liechtenstein" (RIN0694-AF33) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3977. A communication from the Regulatory Ombudsman, Federal Motor Carrier Safety Administration, Department of

Transportation, transmitting, pursuant to law, the report of a rule entitled "Commercial Driver's License Information System State Procedures Manual, Release 5.2.0" (RIN2126-AB33) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3978. A communication from the Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Western Pacific Pelagic Fisheries; American Samoa Longline Gear Modifications to Reduce Turtle Interactions" (RIN0648-AY27) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3979. A communication from the Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Harvesting Pacific Cod for Processing by the Inshore Component in the Western Regulatory Area of the Gulf of Alaska" (RIN0648-XA790) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3980. A communication from the Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher/Processors Using Pot Gear in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA791) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3981. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Western Pacific Bottomfish and Seamount Groundfish Fisheries; 2011-12 Main Hawaiian Islands Deep 7 Bottomfish Annual Catch Limits and Accountability Measures" (RIN0648-XA470) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3982. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures;

Correction" (RIN0648-BA01) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3983. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Amendments 20 and 21; Trawl Rationalization Program; Correcting Amendments" (RIN0648-BB31) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3984. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Monkfish; Framework Adjustment 7" (RIN0648-BA46) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3985. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Yellowfin Sole in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA757) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3986. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Herring Fishery; Sub-ACL (Annual Catch Limit) Harvested for Management Area 1A" (RIN0648-XA764) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3987. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod and Octopus in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA794) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3988. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce,

transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Eastern Aleutian District of the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA782) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3989. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Atka Mackerel in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA783) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3990. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Crab Prohibited Species Catch Allowances in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA784) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3991. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Herring Fishery; Adjustment to the Atlantic Herring Management Area 1A Sub-Annual Catch Limit" (RIN0648-XA767) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3992. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Gulf of Mexico Reef Fish Fishery; Closure of the 2011 Gulf of Mexico Commercial Sector for Greater Amberjack" (RIN0648-XA766) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3993. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Snapper-Grouper Fishery of the South Atlantic; Closure of the 2011-2012 Recreational Sector for Black Sea Bass in the South Atlantic" (RIN0648-XA686) received in the Office of the President of the Senate on

November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3994. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Pacific Cod by Vessels Harvesting Pacific Cod for Processing by the Inshore Component in the Central Regulatory Area of the Gulf of Alaska" (RIN0648-XA759) received in the Office of the President of the Senate on November 9, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3995. A communication from the Deputy Assistant General Counsel for the Office of Aviation Enforcement Proceedings, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Enhancing Airline Passenger Protections: Limited Delay of Effective Date for Certain Provisions" (RIN2105-AD92) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3996. A communication from the Deputy Assistant General Counsel for the Office of Aviation Enforcement Proceedings, Office of the Secretary of Transportation, Department of Transportation, transmitting, pursuant to law, a rule entitled "Enhancing Airline Passenger Protections" (RIN2105-AD92) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3997. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Brunswick, ME" ((RIN2120-AA66)(Docket No. FAA-2011-0116)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3998. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; El Dorado, KS" ((RIN2120-AA66)(Docket No. FAA-2011-0213)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3999. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Mobridge, SD" ((RIN2120-AA66)(Docket No. FAA-2011-0134)) received in the Office of the President

of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4000. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Harrisonville, MO" ((RIN2120-AA66)(Docket No. FAA-2011-0251)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4001. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Cleveland, MS" ((RIN2120-AA66)(Docket No. FAA-2011-0102)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4002. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D Airspace; Denton, TX" ((RIN2120-AA66)(Docket No. FAA-2010-1327)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4003. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Removal of Class D and E Airspace; Willow Grove, PA" ((RIN2120-AA66)(Docket No. FAA-2011-0355)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4004. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (87); Amdt. No. 3448" (RIN2120-AA65) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4005. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (40); Amdt. No. 3449" (RIN2120-AA65) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4006. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Diamond Aircraft Industries GmbH Airplanes with Supplemental Type Certificate (STC) SA03674AT" ((RIN2120-AA64)(Docket No. FAA-2011-0687)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4007. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Sigma Aero Seat Passenger Seat Assemblies Installed on Various Transport Category Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-0040)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4008. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; BAE SYSTEMS (Operations) Limited Model 4101 Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0306)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4009. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0312)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4010. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Diamond Aircraft Industries Powered Sailplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0811)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4011. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0264))

received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4012. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Cessna Aircraft Company Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-1161)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4013. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Model A300 B4-103, B4-203, and B4-2C Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0478)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4014. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0564)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4015. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Dowty Propellers Type R212/4-30-4/22 and R251/4-30-4/49 Propeller Assemblies" ((RIN2120-AA64)(Docket No. FAA-2011-0735)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Commerce, Science, and Transportation.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. INOUE, from the Committee on Appropriations:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2012" (Rept. No. 112-95).

By Mr. LEAHY, from the Committee on the Judiciary:

Report to accompany S. 1301, A bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures

to combat trafficking in persons, and for other purposes (Rept. No. 112-96).

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

H.R. 347. A bill to correct and simplify the drafting of section 1752 (relating to restricted buildings or grounds) of title 18, United States Code.

H.R. 2076. A bill to amend title 28, United States Code, to clarify the statutory authority for the longstanding practice of the Department of Justice of providing investigatory assistance on request of State and local authorities with respect to certain serious violent crimes, and for other purposes.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

H.R. 2189. A bill to encourage States to report to the Attorney General certain information regarding the deaths of individuals in the custody of law enforcement agencies, and for other purposes.

S. 1793. A bill to amend title 28, United States Code, to clarify the statutory authority for the longstanding practice of the Department of Justice of providing investigatory assistance on request of State and local authorities with respect to certain serious violent crimes, and for other purposes.

By Mr. LEAHY, from the Committee on the Judiciary, with amendments:

S. 1794. A bill to correct and simplify the drafting of section 1752 (relating to restricted buildings or grounds) of title 18, United States Code.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. HATCH (for himself and Mr. LEE):

S. 1883. A bill to provide for the sale of approximately 30 acres of Federal land in Uinta-Wasatch-Cache National Forest in Salt Lake County, Utah, to permit the establishment of a minimally invasive transportation alternative called "SkiLink" to connect 2 ski resorts in the Wasatch Mountains, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. DURBIN (for himself and Mr. KIRK):

S. 1884. A bill to provide States with incentives to require elementary schools and secondary schools to maintain, and permit school personnel to administer, epinephrine at schools; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HELLER:

S. 1885. A bill to provide for a temporary extension of unemployment insurance, and

for other purposes; to the Committee on Finance.

By Mr. LEAHY (for himself, Mr. GRASSLEY, Mr. BENNET, and Mr. BLUMENTHAL):

S. 1886. A bill to prevent trafficking in counterfeit drugs; to the Committee on the Judiciary.

By Mrs. BOXER:

S. 1887. A bill to protect children from abuse and neglect; to the Committee on the Judiciary.

By Mr. CASEY (for himself and Mr. HARKIN):

S. 1888. A bill to amend the Food, Conservation, and Energy Act of 2008 to establish a program to provide loans for local farms, ranches, and market gardens to improve public health and nutrition, reduce energy consumption, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. BOXER:

S. 1889. A bill to protect children from neglect and abuse on Federal property; to the Committee on the Judiciary.

By Mr. BEGICH:

S. 1890. A bill to prevent forfeited fishing vessels from being transferred to private parties and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. CANTWELL (for herself, Mr. BINGAMAN, Mrs. FEINSTEIN, Mrs. MURRAY, Mr. LIEBERMAN, Mr. CARDIN, Mr. AKAKA, Mr. WARNER, Mr. REED, Mr. LAUTENBERG, Mr. KERRY, Mr. WHITEHOUSE, Mr. MENENDEZ, Mr. DURBIN, Mrs. BOXER, Mr. HARKIN, Mr. WEBB, Mr. MERKLEY, Mrs. HAGAN, and Mrs. GILLIBRAND):

S. 1891. A bill to provide lasting protection for inventoried roadless areas within the National Forest System; to the Committee on Energy and Natural Resources.

By Mr. FRANKEN (for himself, Ms. COLLINS, and Ms. MIKULSKI):

S. 1892. A bill to protect the housing rights of victims of domestic violence, dating violence, sexual assault, and stalking, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. REED:

S. 1893. A bill to amend titles 5, 10, and 32, United States Code, to eliminate inequities in the treatment of National Guard technicians, to reduce the eligibility age for retirement for non-Regular service, and for other purposes; to the Committee on Armed Services.

By Mr. SCHUMER (for himself, Mr. WHITEHOUSE, Mr. GRAHAM, Mr. KYL, Mr. HATCH, and Mr. CORNYN):

S. 1894. A bill to deter terrorism, provide justice for victims, and for other purposes; to the Committee on the Judiciary.

By Mrs. GILLIBRAND:

S. 1895. A bill to require the Secretary of Commerce to establish a program for the award of grants to States to establish revolving loan funds for small and medium-sized manufacturers to improve energy efficiency and produce clean energy technology, to provide a tax credit for farmers' investments in value-added agriculture, and for other purposes; to the Committee on Finance.

By Ms. AYOTTE (for herself and Mr. JOHNSON of Wisconsin):

S. 1896. A bill to eliminate the automatic inflation increases for discretionary programs built into the baseline projections and require budget estimates to be compared with the prior year's level; to the Committee on the Budget.

By Mr. CASEY:

S. 1897. A bill to amend Public Law 101-377 to revise the boundaries of the Gettysburg National Military Park to include the Gettysburg Train Station, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. 1898. A bill to provide for the conveyance of certain property from the United States to the Maniilaq Association located in Kotzebue, Alaska; to the Committee on Indian Affairs.

By Mr. BOOZMAN (for himself and Mr. PRYOR):

S. 1899. A bill to require that members of the Armed Forces who were killed or wounded in the attack that occurred at a recruiting station in Little Rock, Arkansas, on June 1, 2009, are treated in the same manner as members who are killed or wounded in a combat zone; to the Committee on Armed Services.

By Mr. MENENDEZ (for himself, Mr. NELSON of Florida, and Mr. LAUTENBERG):

S. 1900. A bill to amend title XVIII of the Social Security Act to preserve access to urban Medicare-dependent hospitals; to the Committee on Finance.

By Mr. UDALL of Colorado (for himself and Mr. CRAPO):

S. 1901. A bill to amend the Internal Revenue Code of 1986 to increase the limitations on the amount excluded from the gross estate with respect to land subject to a qualified conservation easement; to the Committee on Finance.

By Mr. KIRK (for himself and Mr. DURBIN):

S. 1902. A bill to authorize the Secretary of the Interior to conduct a special resource study of the archeological site and surrounding land of the New Philadelphia town site in the State of Illinois, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. GILLIBRAND (for herself, Mr. TESTER, Ms. STABENOW, Mr. DURBIN, Mrs. MCCASKILL, Ms. KLOBUCHAR, Mr. RUBIO, and Mr. BLUMENTHAL):

S. 1903. A bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. DEMINT (for himself, Mr. LEE, Mr. VITTER, Mr. PAUL, Mr. SESSIONS, Mr. GRAHAM, Mr. INHOFE, and Mr. COBURN):

S. 1904. A bill to provide information on total spending on means-tested welfare programs, to provide additional work requirements, and to provide an overall spending limit on means-tested welfare programs; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mrs. HAGAN (for herself and Mr. KIRK):

S. Res. 332. A resolution supporting the goals and ideals of American Education Week; considered and agreed to.

By Mrs. FEINSTEIN (for herself and Mr. INHOFE):

S. Res. 333. A resolution welcoming and commending the Government of Japan for extending an official apology to all United States former prisoners of war from the Pacific War and establishing in 2010 a visitation program to Japan for surviving veterans, family members, and descendants; considered and agreed to.

ADDITIONAL COSPONSORS

S. 235

At the request of Mrs. MCCASKILL, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 235, a bill to provide personal jurisdiction in causes of action against contractors of the United States performing contracts abroad with respect to members of the Armed Forces, civilian employees of the United States, and United States citizen employees of companies performing work for the United States in connection with contractor activities, and for other purposes.

S. 384

At the request of Mrs. HUTCHISON, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 384, a bill to amend title 39, United States Code, to extend the authority of the United States Postal

Service to issue a semipostal to raise funds for breast cancer research.

S. 671

At the request of Mr. SESSIONS, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 671, a bill to authorize the United States Marshals Service to issue administrative subpoenas in investigations relating to unregistered sex offenders.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 933

At the request of Mr. SCHUMER, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 933, a bill to amend the Internal Revenue Code of 1986 to extend and increase the exclusion for benefits provided to volunteer firefighters and emergency medical responders.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1048

At the request of Mr. MENENDEZ, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1048, a bill to expand sanctions imposed with respect to the Islamic Republic of Iran, North Korea, and Syria, and for other purposes.

S. 1154

At the request of Mr. BAUCUS, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1154, a bill to require transparency for Executive departments in meeting the Government-wide goals for contracting with small business concerns owned and controlled by service-disabled veterans, and for other purposes.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from North Carolina [Mrs. HAGAN] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide

consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1335

At the request of Mr. INHOFE, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 1335, a bill to amend title 49, United States Code, to provide rights for pilots, and for other purposes.

S. 1350

At the request of Mr. COONS, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 1350, a bill to expand the research, prevention, and awareness activities of the Centers for Disease Control and Prevention and the National Institutes of Health with respect to pulmonary fibrosis, and for other purposes.

S. 1355

At the request of Mrs. FEINSTEIN, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 1355, a bill to regulate political robocalls.

S. 1421

At the request of Mr. PORTMAN, the names of the Senator from Georgia [Mr. ISAKSON] and the Senator from Louisiana [Ms. LANDRIEU] were added as cosponsors of S. 1421, a bill to authorize the Peace Corps Commemorative Foundation to establish a commemorative work in the District of Columbia and its environs, and for other purposes.

S. 1534

At the request of Mr. NELSON of Florida, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1534, a bill to prevent identity theft and tax fraud.

S. 1541

At the request of Mr. BENNET, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 1541, a bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1578

At the request of Mr. TOOMEY, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1578, a bill to amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1632

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1632, a bill to amend the Internal Revenue Code of 1986 to provide a look back rule in the case of federally declared disasters for determining earned income for purposes of the child tax credit and the earned income credit, and for other purposes.

S. 1680

At the request of Mr. CONRAD, the names of the Senator from Iowa [Mr. GRASSLEY] and the Senator from New York [Mrs. GILLIBRAND] were added as cosponsors of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

S. 1776

At the request of Mr. CARDIN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1776, a bill to amend title 10, United States Code, to expand the Operation Hero Miles program to include the authority to accept the donation of travel benefits in the form of hotel points or awards for free or reduced-cost accommodations.

S. 1792

At the request of Mr. WHITEHOUSE, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 1792, a bill to clarify the authority of the United States Marshal Service to assist other Federal, State, and local law enforcement agencies in the investigation of cases involving sex offenders and missing children.

S. 1794

At the request of Mr. BLUMENTHAL, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1794, a bill to correct and simplify the drafting of section 1752 (relating to restricted buildings or grounds) of title 18, United States Code.

S. 1798

At the request of Mr. UDALL of New Mexico, the names of the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 1798, a bill to direct the Secretary of Veterans Affairs to establish an open burn pit registry to ensure that members of the Armed Forces who may have been exposed to toxic chemicals and fumes caused by open burn pits while deployed to Afghanistan or Iraq receive information regarding such exposure, and for other purposes.

S. 1804

At the request of Mr. REED, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1804, a bill to amend title IV of the Supplemental Appropriations Act, 2008 to provide for the

continuation of certain unemployment benefits, and for other purposes.

S. 1831

At the request of Mr. THUNE, the names of the Senator from Kentucky [Mr. McCONNELL], the Senator from Pennsylvania [Mr. TOOMEY], the Senator from Utah [Mr. HATCH], the Senator from Texas [Mrs. HUTCHISON], the Senator from Nebraska [Mr. JOHANNIS], the Senator from Oklahoma [Mr. INHOFE], the Senator from Wisconsin [Mr. JOHNSON], the Senator from Iowa [Mr. GRASSLEY], the Senator from Wyoming [Mr. BARRASSO], the Senator from Kansas [Mr. ROBERTS], the Senator from Indiana [Mr. COATS], the Senator from Mississippi [Mr. WICKER], the Senator from Arkansas [Mr. BOOZMAN], the Senator from North Dakota [Mr. HOEVEN], the Senator from Indiana [Mr. LUGAR], the Senator from Mississippi [Mr. COCHRAN], the Senator from Arizona [Mr. McCAIN], the Senator from Florida [Mr. RUBIO], the Senator from North Carolina [Mr. BURR], the Senator from Missouri [Mr. BLUNT], the Senator from Alaska [Ms. MURKOWSKI], the Senator from Nevada [Mr. HELLER], the Senator from Alabama [Mr. SESSIONS] and the Senator from South Carolina [Mr. GRAHAM] were added as cosponsors of S. 1831, a bill to direct the Securities and Exchange Commission to eliminate the prohibition against general solicitation as a requirement for a certain exemption under Regulation D.

S. 1847

At the request of Mr. RUBIO, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1847, a bill to amend title 38, United States Code, to reinstate criminal penalties for persons charging veterans unauthorized fees, and for other purposes.

S. 1850

At the request of Mr. HARKIN, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1850, a bill to expand and improve opportunities for beginning farmers and ranchers, and for other purposes.

S. 1868

At the request of Mr. MENENDEZ, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1868, a bill to establish within the Smithsonian Institution the Smithsonian American Latino Museum, and for other purposes.

S. 1871

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Nevada [Mr. HELLER] and the Senator from Missouri [Mr. BLUNT] were added as cosponsors of S. 1871, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1872

At the request of Mr. CASEY, the names of the Senator from New York [Mrs. GILLIBRAND], the Senator from Missouri [Mr. BLUNT], the Senator from Massachusetts [Mr. BROWN] and the Senator from Rhode Island [Mr. WHITEHOUSE] were added as cosponsors of S. 1872, a bill to amend the Internal Revenue Code of 1986 to provide for the tax treatment of ABLE accounts established under State programs for the care of family members with disabilities, and for other purposes.

S. 1876

At the request of Ms. MIKULSKI, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1876, a bill to require the establishment of a Consumer Price Index for Elderly Consumers to compute cost-of-living increases for Social Security benefits under title II of the Social Security Act.

At the request of Mr. BROWN of Ohio, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1876, *supra*.

S. 1882

At the request of Mr. BINGAMAN, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1882, a bill to amend the Federal Food, Drug, and Cosmetic Act to ensure that valid generic drugs may enter the market.

SENATE RESOLUTION 320

At the request of Ms. SNOWE, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of Senate Resolution 320, a resolution designating November 26, 2011, as "Small Business Saturday" and supporting efforts to increase awareness of the value of locally owned small businesses.

SENATE RESOLUTION 331

At the request of Mr. KIRK, the names of the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Delaware [Mr. COONS] and the Senator from Florida [Mr. NELSON] were added as cosponsors of Senate Resolution 331, a resolution expressing the sense of the Senate that Congress should "Go Big" in its attempts toward deficit reduction.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services be authorized to meet during the session of the Senate on November 17, 2011, at 9:30 a.m.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during

the session of the Senate on November 17, 2011, at 10 a.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on November 17, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS AND SUBCOMMITTEE ON SUPERFUND, TOXICS, AND ENVIRONMENTAL HEALTH

The Committee on Environment and Public Works and the Subcommittee on Superfund, Toxics, and Environmental Health be authorized to meet during the session of the Senate on November 17, 2011, at 10 a.m. in Dirksen 406 to conduct a joint hearing entitled, "Safe Chemicals Act."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on November 17, 2011, at 10 a.m., in 215 Dirksen Senate Office Building.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "The Americans with Disabilities Act and Accessible Transportation Challenges and Opportunities" on November 17, 2011, at 10 a.m. in room 430 of the Dirksen Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on November 17, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on November 17, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on November 17, 2011, at 2:30 p.m.

SUBCOMMITTEE ON COMPETITIVENESS, INNOVATION, AND EXPORT PROMOTION

The Subcommittee on Competitiveness, Innovation, and Export Promotion of the Commerce, Science, and Transportation be authorized to meet during the session of the Senate on November 17, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "Tourism in America: Moving our Economy Forward."

SUBCOMMITTEE ON SCIENCE AND SPACE

The Subcommittee on Science and Space of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on November 17, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building. The Committee will hold a hearing entitled, "NASA's Human Space Exploration: Direction, Strategy, and Progress."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:59 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 822. An act to amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry concealed firearms in the State.

H.R. 1791. An act to designate the United States courthouse under construction at 101 South United States Route 1 in Fort Pierce, Florida, as the "Alto Lee Adams, Sr., United States Courthouse".

H.R. 2415. An act to designate the facility of the United States Postal Service located at 11 Dock Street in Pittston, Pennsylvania, as the "Trooper Joshua D. Miller Post Office Building".

H.R. 2660. An act to designate the facility of the United States Postal Service located at 122 North Holderrieth Boulevard in Tomball, Texas, as the "Tomball Veterans Post Office".

H.R. 3004. An act to designate the facility of the United States Postal Service located at 260 California Drive in Yountville, California, as the "Private First Class Alejandro R. Ruiz Post Office Building".

The message also announced that the House agrees to the amendment of the Senate to the bill (H.R. 674) to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes.

At 12:54 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

S. 1412. An act to designate the facility of the United States Postal Service located at 462 Washington Street, Woburn,

Massachusetts, as the "Officer John Maguire Post Office".

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

At 4:38 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 2112) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes.

At 8:02 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 2112. An act making consolidated appropriations for the Departments of Agriculture, Commerce, Justice, Transportation, and Housing and Urban Development, and related programs for the fiscal year ending September 30, 2012, and for other purposes.

ENROLLED BILLS SIGNED

The enrolled bill was subsequently signed by the ACTING PRESIDENT pro tempore (Mr. BENNET).

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 822. An act to amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry concealed firearms in the State; to the Committee on the Judiciary

H.R. 1791. An act to designate the United States courthouse under construction at 101 South United States Route 1 in Fort Pierce, Florida, as the "Alto Lee Adams, Sr., United States Courthouse"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2415. An act to designate the facility of the United States Postal Service located at 11 Dock Street in Pittston, Pennsylvania, as the "Trooper Joshua D. Miller Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2660. An act to designate the facility of the United States Postal Service located at 122 North Holderrieth Boulevard in Tomball, Texas, as the "Tomball Veterans Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 3004. An act to designate the facility of the United States Postal Service located at 260 California Drive in Yountville, California, as the "Private First Class Alejandro R. Ruiz Post Office Building"; to

the Committee on Homeland Security and Governmental Affairs.

NATIONAL DEFENSE AUTHORIZATION ACT

Pursuant to the order of yesterday,

The PRESIDING OFFICER (Mr. SHERROD BROWN in the chair) laid before the Senate the bill (S. 1867) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on the passage of the bill.

By unanimous consent, on the request of Mr. REID,

Ordered, That it be in order for Mr. MCCONNELL to propose an amendment; and that, when an amendment is proposed by Mr. LEVIN, it be considered first proposed.

The question being on passage of the bill.

Pursuant to the order of today,

On motion by Mr. MCCONNELL for Mr. KIRK (for himself, Mr. JOHANNES, Mr. MANCHIN, Mr. HELLER, Mr. BLUNT, Mr. ROBERTS, Mr. RUBIO, Mr. SCOTT BROWN, Mr. COATS, and Mr. TESTER) to amend the bill in title XII, subtitle C, at the end thereof, by adding certain words (being amendment No. 1084).

Pending debate,

On motion by Mr. LEVIN (for himself, Mr. MCCAIN, Mr. AKAKA, Mr. CHAMBLISS, Mr. BLUMENTHAL, Mr. INHOFE, Mrs. GILLIBRAND, Mr. BEN NELSON, Ms. STABENOW, Mr. MARK UDALL, Mr. WEBB, Mr. MANCHIN, and Mr. WHITEHOUSE) to amend the bill in title VIII, subtitle C, at the end thereof, by adding certain words (being amendment No. 1092).

Pending debate,

Mr. LEVIN called for the regular order with respect to his amendment No. 1092.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill.

On motion by Ms. AYOTTE (for herself, Mr. MCCAIN, and Mr. REED) to amend the bill in title I, subtitle C, at the end thereof, by adding certain words (being amendment No. 1065).

After debate,

The amendment was agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the amendment.

On motion by Ms. AYOTTE,

The motion to reconsider was laid on the table.

The question being on agreeing to amendment No. 1092 to the bill, as amended.
Pending debate,

OBJECTION TO EXECUTIVE SESSION

Mr. CARDIN asked unanimous consent that the Senate proceed to executive session to consider the nomination of Kenneth J. Kopocis, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency; that the nomination be confirmed; that a motion to reconsider be made and laid on the table; that the President be immediately notified of the Senate's action; and that the Senate resume its legislative session.

Mr. BARRASSO objected.

NATIONAL DEFENSE AUTHORIZATION ACT

The Senate resumed consideration of bill S. 1867.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. MCCAIN,

Ordered, That Mr. LEAHY be recognized to propose an amendment (Numbered 1072); and that said amendment then be laid aside.

Pursuant to the foregoing order,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. LEAHY (for himself, Mr. GRAHAM, Mr. ROCKEFELLER, Ms. AYOTTE, Mr. ALEXANDER, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. COATS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CRAPO, Mr. DURBIN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HELLER, Mr. HOEVEN, Mr. INOUE, Mr. JOHANNES, Mr. RON JOHNSON, Mr. TIM JOHNSON, Ms. KLOBUCHAR, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEE, Mr. LUGAR, Mr. MANCHIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Mrs. MURRAY, Mr. PRYOR, Mr. RISCH, Mr. SANDERS, Mr. SCHUMER, Mrs. SHAHEEN, Ms. SNOWE, Mr. TESTER, Mr. VITTER, Mr. WARNER, Mr. WHITEHOUSE, Mr. WYDEN, Mr. TOOMEY, and Mr. KERRY) to further amend the bill at the end of division A, by adding certain words (being amendment No. 1072).

Pursuant to the order of today,

The amendment was laid aside.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That, Mr. MERKLEY and Mr. PAUL each be recognized to propose an amendment; that the amendments be laid aside; and that there be 5 minutes additional for debate.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

ORDER FOR CONSIDERATION OF CONFERENCE REPORT ON BILL H.R. 2112

By unanimous consent, on the request of Mr. REID,

Ordered, That, upon conclusion of said debate, the Senate proceed to consider the conference report on bill H.R. 2112; that there be 2 hours, equally divided and controlled, for debate between the two leaders, or their designees; that, upon conclusion of debate, the Senate vote on the question of agreeing to the conference report; and that the conference report receive a minimum of 60 yeas votes to be agreed to.

NATIONAL DEFENSE AUTHORIZATION ACT

The Senate resumed consideration of bill S. 1867.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. PAUL (for himself, Mrs. GILLIBRAND, Mr. WYDEN, Mr. LEAHY, and Mr. MANCHIN) to further amend the bill in title XII, subtitle B, at the end thereof, by adding certain words (being amendment No. 1064).

Pending debate,

By unanimous consent, on the request of Mr. MCCAIN,

Ordered, That Mr. GRAHAM be recognized to speak for 2 minutes; and that, following remarks by him, Mr. MERKLEY be recognized, as pursuant to the order of today.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. MERKLEY (for himself, Mr. LEE, Mr. TOM UDALL, Mr. PAUL, and Mr. SHERROD BROWN) to further amend the bill in title XII, subtitle B, at the end thereof, by adding certain words (being amendment No. 1174).

Pending debate,

Mr. LEVIN called for the regular order.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the following be added as cosponsors of the pending amendment: Mr. AKAKA, Mr. CHAMBLISS, Mr. BLUMENTHAL, Mr. INHOFE, Mrs. GILLIBRAND, Mr. BEN NELSON, Ms. STABENOW, and Mr. MARK UDALL.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

Pending debate,

CONFERENCE REPORT ON BILL H.R. 2112

Pursuant to the order of today, as modified,

The PRESIDING OFFICER (Mr. FRANKEN in the chair) laid before the Senate the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2112) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2012, and for other purposes; and

The Senate proceeded to consider the conference report.

The question being on agreeing to the conference report.

After debate,

On motion by Mr. BLUNT,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the conference report.

The question being taken.

It was determined in the affirmative--- yeas... 70, nays... 30

[Rollcall Vote No. 208 Leg.]

YEAS --- 70

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hoeven, Hutchison, Inouye, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 30

Ayotte, Barrasso, Burr, Chambliss, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Grassley, Hatch, Heller, Inhofe, Isakson, Johnson (WI), Kirk, Lee, Lugar, McCain, Paul, Portman, Risch, Rubio, Sessions, Shelby, Thune, Toomey, Vitter.

So the conference report was agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the conference report.

On motion by Mr. MENENDEZ,

The motion to reconsider was laid on the table.

NATIONAL DEFENSE AUTHORIZATION ACT

The Senate resumed consideration of bill S. 1867.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mrs. FEINSTEIN, by unanimous consent, to further amend the bill on various pages and lines, by striking certain words and inserting other words (being amendments considered en bloc and designated numbers 1125 and 1126).

The question being on agreeing to amendment No. 1126 to the bill, as amended.

By unanimous consent, on the request of Mrs. FEINSTEIN,

Ordered, That Mr. LEAHY, Mr. DURBIN, and Mr. MARK UDALL be added as cosponsors to amendments Numbered 1125 and 1126.

The question being on agreeing to amendment No. 1126 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. MARK UDALL to further amend the bill by striking title X, subtitle D, and inserting certain words (being amendment No. 1107).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Ms. LANDRIEU (for herself, Ms. SNOWE, Mrs. SHAHEEN, Mr. SCOTT BROWN, and Mr. KERRY) to further amend the bill at the end thereof, by adding certain words (being amendment No. 1115).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. FRANKEN to further amend the bill in title VIII, subtitle E, at the end thereof, by adding certain words (being amendment No. 1197).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. CARDIN (for himself and Ms. MIKULSKI) to further amend the bill in title X, subtitle H, at the end thereof, by

adding certain words (being amendment No. 1073).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. CARDIN (for himself, Mr. WICKER, Mrs. FEINSTEIN, Ms. MIKULSKI, Mr. ROCKEFELLER, Mr. CASEY, and Mr. BURR) to further amend the bill in title X, subtitle E, at the thereof, by adding certain words (being amendment No. 1188).

After debate,

The amendment was agreed to.

On motion by Mr. MCCAIN to reconsider the vote agreeing to the amendment.

On motion by Mr. LEVIN,

The motion to reconsider was laid on the table.

The question being on agreeing to amendment No. 1073 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. BEGICH (for himself, Ms. SNOWE, Mr. CASEY, Mr. GRASSLEY, Mr. LEAHY, Mr. GRAHAM, Ms. MURKOWSKI, Mr. AKAKA, Mr. PRYOR, Mr. SCOTT BROWN, Mr. MANCHIN, and Mr. TESTER) to further amend the bill in title III, subtitle E, at the end thereof, by adding certain words (being amendment No. 1114).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. BEGICH (for himself and Ms. MURKOWSKI) to further amend the bill in title XXVIII, subtitle C, at the end thereof, by adding certain words (being amendment No. 1149).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mrs. SHAHEEN (for herself, Mrs. GILLIBRAND, Mrs. BOXER, Mr. LAUTENBERG, Mrs. MURRAY, Mr. BLUMENTHAL, Ms. STABENOW, Mr. DURBIN, Mr. TESTER, Mr. FRANKEN, and Mr. COONS) to further amend the bill in title VII, subtitle B, at the end thereof, by adding certain words (being amendment No. 1120).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Ms. COLLINS (for herself, Mr. BEGICH, and Mr. MANCHIN) to further amend the bill on page 365, line 12, by striking "for fiscal year 2012" (being amendment No. 1105).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Ms. COLLINS to further amend the bill in title V, subtitle D, at the end thereof, by adding certain words (being amendment No. 1155).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Ms. COLLINS (for herself, Mr. BEGICH, and Mr. MANCHIN) to further amend the bill on page 367, strike line 11 and all that follows through "Guantanamo" on line 18, and by inserting certain words (being amendment No. 1158).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Ms. COLLINS (for herself and Mrs. SHAHEEN) to further amend the bill in title XII, subtitle C, at the end thereof, by adding certain words (being amendment No. 1180).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. INHOFE, by unanimous consent, to further amend the bill on various pages and lines, by striking certain words and inserting other words (being amendments considered en bloc and designated numbers 1094 through 1102, and 1093).

The question being on agreeing to amendment No. 1093 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. CASEY (for himself, Mr. BARRASSO, Mr. BLUMENTHAL, Mr. BENNET, and Mr. WHITEHOUSE) to further amend the bill in title XII, subtitle B, at the end thereof, by adding certain words (being amendment No. 1215).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. CASEY (for himself and Mrs. MCCASKILL) to further amend the bill in title VIII, subtitle E, at the end thereof, by adding certain words (being amendment No. 1139).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. CASEY to further amend the bill in title V, subtitle H, at the end thereof, by adding certain words (being amendment No. 1140).

The question being on agreeing to amendment No. 1140 to the bill, as amended.

Pending debate,

AUTHORIZING SIGNING OF ENROLLED BILLS AND JOINT RESOLUTIONS

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That Mr. BENNET be authorized to sign duly enrolled bill and joint resolutions on today.

NATIONAL DEFENSE AUTHORIZATION ACT

The Senate resumed consideration of bill S. 1867.

The question being on agreeing to amendment No. 1140 to the bill, as amended.

Pending debate,

Mr. LEVIN called for the regular order with respect to his amendment No. 1092.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

EXTENDING THE AUTHORITY OF THE JUDICIAL CONFERENCE TO REDACT SENSITIVE INFORMATION

By unanimous consent, on the request of Mr. LEVIN,

The Senate proceeded to consider the bill (H.R. 1059) to protect the safety of judges by extending the authority of the Judicial Conference to redact sensitive information contained in their financial disclosure reports, and for other purposes.

The question being on agreeing to the reported amendment.

The reported amendment was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

INSTRUCTING THE INSPECTOR GENERAL OF THE FEDERAL DEPOSIT INSURANCE CORPORATION

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the Committee on Banking, Housing, and Urban Affairs be discharged from the further consideration of the bill (H.R. 2056) to instruct the Inspector General of the Federal Deposit Insurance Corporation to study the impact of insured depository institution failures, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mr. LEVIN to amend the bill on various pages and lines, by striking certain words and inserting other words (being amendment No. 1221).

The amendment was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AMERICA'S CUP ACT

By unanimous consent, on the request of Mr. LEVIN,

The Senate proceeded to consider the bill (H.R. 3321) to facilitate the hosting in the United States of the 34th America's Cup by authorizing certain eligible vessels to participate in activities related to the competition, and for other purposes.

The question being on passage of the bill.

On motion by Mr. LEVIN for Mrs. FEINSTEIN (for herself and Ms. CANTWELL) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 1222, in the nature of a substitute).

The amendment (in the nature of a substitute) was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AMERICAN MEDICAL ISOTOPES PRODUCTION ACT

By unanimous consent, on the request of Mr. LEVIN,

The Senate proceeded to consider the bill (S. 99) to promote the production of molybdenum-99 in the United States for medical isotope production, and to condition and phase out the export of highly enriched uranium for the production of medical isotopes.

The question being on agreeing to the reported amendment (in the nature of a substitute).

On motion by Mr. LEVIN for Mr. BINGAMAN (for himself and Ms. MURKOWSKI) to amend the pending reported amendment (in the nature of a substitute) on various pages and lines, by striking certain words and by inserting other words (being amendment No. 1223).

The amendment was agreed to.

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

The bill, as amended, was read the third time, by unanimous consent.

The PAYGO letter of the chairman of the Committee on the Budget was read.

The question being on passage of the bill, as amended.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

SUPPORTING THE GOALS AND IDEALS OF AMERICAN EDUCATION WEEK

On the request of Mr. LEVIN,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the resolution (S. Res. 332) supporting the goals and ideals of American Education Week, submitted today by Mrs. HAGAN (for herself and Mr. KIRK), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMENDING JAPAN FOR ITS APOLOGY TO UNITED STATES FORMER PRISONERS OF WAR FROM THE PACIFIC WAR

On the request of Mr. LEVIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 333) welcoming and commending the Government of Japan for extending an official apology to all United States former prisoners of war from the Pacific War and establishing in 2010 a visitation program to Japan for surviving veterans, family members, and descendants, submitted today by Mrs. FEINSTEIN (for herself and Mr. INHOFE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then resume consideration of bill S. 1867.

ADJOURNMENT

By unanimous consent, on the request of Mr. LEVIN,

At 8:30 p.m.,

The Senate adjourned, under its order of today, until 9 a.m. on tomorrow.

FRIDAY, NOVEMBER 18, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 9 a.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 18, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

NATIONAL DEFENSE AUTHORIZATION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 1867) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 1092, proposed by Mr. LEVIN (for himself and Mr. MCCAIN), to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Mr. MCCAIN, by unanimous consent, proposed the following amendments on various pages and lines, on behalf of the Senators indicated: Mr. CORNYN (for himself, Mr. MENENDEZ, Mr. INHOFE, Mr. LIEBERMAN, Mr. WYDEN, Mr. BLUMENTHAL, Mr. KYL, and Mr. COBURN), amendment No. 1200; Ms. AYOTTE, amendment No. 1066; Ms. AYOTTE (for herself and Mr. MCCAIN), amendment No. 1067; Ms. AYOTTE (for herself, Mr. CHAMBLISS, Mr. GRAHAM, and Mr. CORNYN), amendment No. 1068; Mr. SCOTT BROWN (for himself and Mr. BOOZMAN), amendment No. 1119; Mr. SCOTT BROWN, amendments Numbered 1090, 1089; Mr. WICKER (for himself, Mr. INHOFE, Mr. SESSIONS, Mr. ROBERTS, Mr. PAUL, and Mr. JOHANNES), amendment No. 1056; and Mr. WICKER (for himself and Mr. COONS), amendment No. 1116.

The question being on agreeing to amendment No. 1116 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. TOM UDALL (for himself, Mr. HELLER, Mr. BINGAMAN, Mrs. GILLIBRAND, and Mrs. FEINSTEIN) to further amend the bill in title X, subtitle H, at the end thereof, by adding certain words (being amendment No. 1153).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. TOM UDALL (for himself, Mr. CORKER, Mrs. MCCASKILL, Mr. BINGAMAN, Mr. ALEXANDER, Mr. BILL NELSON, and Mr. MARK UDALL) to further amend the bill in title X, subtitle H, at the end thereof, by adding certain words (being amendment No. 1154).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. TOM UDALL (for himself and Mr. SCHUMER) to further amend the bill in title VIII, subtitle B, at the end thereof, by adding certain words (being amendment No. 1202).

Pending debate,

Mr. TOM UDALL called for the regular order.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Mr. MCCAIN (for Mr. CORKER), by unanimous consent, to further amend the bill on various pages and lines, by striking certain words and inserting other words (being amendments considered en bloc and designated numbers 1171 through 1173).

The question being on agreeing to amendment No. 1173 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Mr. LEVIN, by unanimous consent, proposed the following amendments on various pages and lines, on behalf of the Senators indicated: Mr. BINGAMAN, amendment No. 1117; Mrs. GILLIBRAND (for herself and Mr. PORTMAN), amendment No. 1187; and Mrs. GILLIBRAND (for herself, Mr. BLUNT, and Mr. BLUMENTHAL), amendment No. 1211.

The question being on agreeing to amendment No. 1211 to the bill, as amended.

Mr. LEVIN called for the regular order.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. MERKLEY to further amend the bill in title X, subtitle H, at the end thereof, by adding certain words (being amendment No. 1239).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. MERKLEY (for himself, Mr. LEE, and Mr. PAUL) to further amend the bill on various pages and lines, by striking certain words and inserting other words (being amendments considered en bloc and designated numbers 1256 through 1257).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. MERKLEY to further amend the bill at the appropriate place, by inserting certain words (being amendment No. 1258).

The question being on agreeing to amendment No. 1258 to the bill, as amended.

Mr. MERKLEY called for the regular order with respect to amendment No. 1092.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. LEAHY to further amend the bill striking section 1044 and inserting in lieu thereof other words (being amendment No. 1087).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. LEAHY (for himself and Mr. GRASSLEY) to further amend the bill in title X, at the end thereof, by adding certain words (being amendment No. 1186).

Mr. LEVIN called for the regular order.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. WYDEN (for himself, and Mr. MERKLEY) to further amend the bill in title XXVII, at the end thereof, by adding certain words (being amendment No. 1160).

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. WYDEN, to further amend the bill in title V, subtitle B, at the end thereof, by adding certain words (being amendment No. 1253).

Mr. LEVIN called for the regular order.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Ms. AYOTTE, by unanimous consent, proposed the following amendments on various pages and lines, on behalf of the Senators indicated; each was modified, as indicated: Mr. GRAHAM (for himself and Mr. BILL NELSON), amendment No. 1179; Mr. MCCAIN, amendment No. 1230, as modified; Mr. HELLER (for himself and Mr. KIRK), amendment No. 1137; Mr. HELLER (for himself, Mr. SCOTT BROWN, Mr. BOOZMAN, Mr. BLUMENTHAL, Mr. KERRY, Mr. WEBB, and Mr. MENENDEZ), amendment No. 1138; Mr. MCCAIN, amendments Numbered 1247, 1246, 1229; Mr. MCCAIN (for himself and Ms. AYOTTE), amendment No. 1249; Mr. MCCAIN (for himself and Mr. CORNYN), amendment No. 1071; Mr. MCCAIN, amendment No. 1220; Mr. MCCAIN (for himself and Ms. AYOTTE), amendment No. 1132; Mr. MCCAIN, amendment No. 1248; Mr. MCCAIN (for himself, Mr. SCOTT BROWN, and Mr. LIEBERMAN), amendment No. 1250; and Mr. MCCAIN, amendment No. 1118.

The question being on agreeing to amendment No. 1118 to the bill, as amended.

Pending debate,

Mr. LEVIN called for the regular order.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. SESSIONS, by unanimous consent, to further amend the bill on various pages and lines, by striking certain words and inserting other words (being amendments considered en bloc and designated numbers 1182 through 1185, and 1274).

The question being on agreeing to amendment No. 1274 to the bill, as amended.

Mr. LEVIN called for the regular order.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Mr. LEVIN, by unanimous consent, proposed the following amendments on various pages and lines, on behalf of the Senators indicated: Mr. REED, amendments Numbered 1146, 1147, and 1148; Mr. REED (for himself, Ms. AYOTTE, Mr. BLUMENTHAL, Mr. WHITEHOUSE, Mrs. GILLIBRAND, Mr. LEAHY, and Mr. SCOTT BROWN), amendment No. 1204; Mr. REED, amendment No. 1294; Mr. LEVIN, amendment No. 1293; Mrs. BOXER (for herself, Mr. GRASSLEY, Mr. ROCKEFELLER, Mrs. MCCASKILL, Mr. AKAKA, Mr. FRANKEN, and Mr. SHERROD BROWN), amendment No. 1206; Mr. MENENDEZ (for himself, Mr. REID, Mr. SCHUMER, Mr. CASEY, Mr. SHERROD BROWN, Mr. LAUTENBERG, Mr. BILL NELSON, Mr. CARDIN, and Mrs. GILLIBRAND), amendment No. 1292.

Mr. LEVIN called for the regular order.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

On motion by Mr. CHAMBLISS (for himself, Mr. ISAKSON, Mr. INHOFE, Mr. HATCH, Mr. LEE, and Mr. COBURN) to further amend the bill striking section 324 and inserting in lieu thereof other words (being amendment No. 1304).

Pending debate,

Mr. LEVIN, by unanimous consent, proposed the following amendments on various pages and lines, on behalf of the Senators indicated: Mr. SHERROD BROWN, amendments Numbered 1259, 1260, 1261,

1262, 1263; Mr. LEAHY, amendment No. 1080; Mr. WYDEN, amendment No. 1296; Mr. PRYOR, amendment No. 1151; Mr. PRYOR (for himself, Mr. BOOZMAN, Mr. CRAPO, Mr. GRASSLEY, Mr. TIM JOHNSON, Ms. KLOBUCHAR, Mr. LEAHY, Mr. SESSIONS, Mrs. SHAHEEN, Ms. SNOWE, Mr. TESTER, Mr. THUNE, and Mr. WYDEN), amendment No. 1152; Mr. BILL NELSON, amendment No. 1209; Mr. BILL NELSON (for himself and Mr. RUBIO), amendment No. 1210; Mr. BILL NELSON, amendment No. 1236; and Mr. BILL NELSON (for himself and Mr. SCHUMER), amendment No. 1255.

Ms. AYOTTE, by unanimous consent, proposed the following amendments on various pages and lines, on behalf of the Senators indicated: Mr. MCCAIN, amendment No. 1281; Mr. BLUNT (for himself and Mrs. GILLIBRAND), amendment No. 1133; Mr. BLUNT, amendment No. 1134; Ms. MURKOWSKI, amendments Numbered 1286, 1287; and Mr. RUBIO, amendments Numbered 1290, 1291.

Mr. LEVIN called for the regular order.

Whereupon,

The question being on agreeing to amendment No. 1092 to the bill, as amended.

By unanimous consent, on the request of Mr. REID,

Ordered, That the question recur on agreeing to amendments Numbered 1071 and 1140, en bloc; that they be agreed to, en bloc; and that motions to reconsider be considered made and laid on the table.

Mr. LEVIN, by unanimous consent, proposed the following amendments on various pages and lines, on behalf of the Senators indicated; each was agreed to: Mr. ROBERTS (for himself and Mr. MORAN), amendment No. 1086; Mr. MCCAIN (for himself and Mr. LEVIN), amendment No. 1106; Mr. LEVIN (for himself, Mr. WEBB, Mr. GRAHAM, and Mr. LEAHY), amendment No. 1219.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, Friday, November 18, 2011, she had presented to the President of the United States the following enrolled bill:

S. 1637. A bill to clarify appeal time limits in civil actions to which United States officers or employees are parties.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4016. A communication from the Secretary of the Commission, Division of Market Oversight, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Position Limits for Futures and Swaps" (RIN3038-AD17) received in the Office of the President of the Senate on November 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4017. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Management of Manufacturing Risk in Major Defense Acquisition Programs" ((RIN0750-AH30)-(DFARS Case 2011-AH30)) received in the Office of the President of the Senate on November 17, 2011; to the Committee on Armed Services.

EC-4018. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Notification Requirements for Awards of Single-Source Task- or Delivery-Order Contracts" ((RIN0750-AG66)(DFARS Case 2009-D036)) received in the Office of the President of the Senate on November 17, 2011; to the Committee on Armed Services.

EC-4019. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Extension of Department of Defense Mentor-Protege Pilot Program" ((RIN0750-AH44)(DFARS Case 2011-D050)) received in the Office of the President of the Senate on November 17, 2011; to the Committee on Armed Services.

EC-4020. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Transition to the System for Award Management" ((RIN0750-AH46)(DFARS Case 2011-D053)) received in the Office of the President of the Senate on November 17, 2011; to the Committee on Armed Services.

EC-4021. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Lieutenant General Loren M. Reno, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-4022. A communication from the Associate General Counsel for Legislation and Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "HUD Debt Collection: Revisions and Update to the Procedures for the Collection of Claims" (RIN2501-AD36) received in the Office of the President of the Senate on November 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4023. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on November 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4024. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on November 10, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4025. A communication from the Deputy Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Syria that was declared in Executive Order 13338 of May 11, 2004; to the Committee on Banking, Housing, and Urban Affairs.

EC-4026. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants: Final Rulemaking To Designate Critical Habitat for Black Abalone" (RIN0648-AY62) received in the Office of the President of the Senate on November 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4027. A communication from the Chief of the Policy and Rules Division, Office of Engineering and Technology, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Part 15 Regarding New Requirements and Measurement Guidelines

for Access Broadband over Power Line Systems; Carrier Current Systems, Including Broadband over Power Line Systems, ET Docket Nos. 04-37 and 03-104" (FCC 11-160) received in the Office of the President of the Senate on November 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4028. A communication from the Chief of the Broadband Division, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Implementing the Provisions of the Communications Act of 1934, as Enacted by the Twenty-First Century Communications and Video Accessibility Act of 2010; Amendment of the Commission's Rules to Implement the Communications Act of 1934, as Enacted by the Telecommunications Act of 1996; Accessibility of Phone Options for People who are Blind, Deaf-Blind, or Have Low Vision" ((CG Docket No. 10-213)(FCC 11-151)) received in the Office of the President of the Senate on November 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4029. A communication from the Secretary of Transportation, transmitting, pursuant to law, the Department of Transportation's fiscal year 2011 annual financial report; to the Committee on Commerce, Science, and Transportation.

EC-4030. A communication from the Secretary of Energy, transmitting, pursuant to law, the Nuclear Energy Advisory Committee's (NEAC) Next Generation Nuclear Plant (NGNP) Phase 2 Recommendation Report; to the Committee on Energy and Natural Resources.

EC-4031. A communication from the Deputy Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the 2009 Annual Report for the Department of the Interior's Office of Surface Mining Reclamation and Enforcement; to the Committee on Energy and Natural Resources.

EC-4032. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Update List of Areas Included in 'North American Area' Under IRC Section 274(h)" (Rev. Rul. 2011-26) received in the Office of the President of the Senate on November 15, 2011; to the Committee on Finance.

EC-4033. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Accrual of Liability to Unknown Payees" (Rev. Rul. 2011-29) received in the Office of the President of the Senate on November 15, 2011; to the Committee on Finance.

EC-4034. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Generation Skipping Transfers (GST) Section 6011 Regulations and Amendments to the Section 6112 Regulations" ((RIN1545-BG89)(TD 9556)) received in the Office of the President of the Senate on November 15, 2011; to the Committee on Finance.

EC-4035. A communication from the Executive Secretary, U. S. Agency for International Development (USAID), (4) four reports relative to vacancies in the Agency for International Development (USAID), received in the Office of the President of the Senate on November 17, 2011; to the Committee on Foreign Relations.

EC-4036. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, status reports relative to Iraq for the period of June 21, 2011 through August 20, 2011; to the Committee on Foreign Relations.

EC-4037. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from Vitro Manufacturing in Canonsburg, Pennsylvania, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-4038. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Y-12 facility in Oak Ridge, Tennessee, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-4039. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Ames Laboratory at Iowa State University in Ames, Iowa, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-4040. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from W.R. Grace and Company in Curtis Bay, Maryland, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-4041. A communication from the Secretary of Labor, transmitting, pursuant to law, the fiscal year 2011 Agency Financial Report for the Department of Labor; to the Committee on Health, Education, Labor, and Pensions.

EC-4042. A communication from the Commissioner, Social Security Administration, transmitting, pursuant to law, the Administration's Performance and Accountability Report for Fiscal Year 2011;

to the Committee on Homeland Security and Governmental Affairs.

EC-4043. A communication from the Director, Congressional Affairs, Federal Election Commission, transmitting, pursuant to law, a report entitled "Federal Election Commission 2011 Performance and Accountability Report"; to the Committee on Homeland Security and Governmental Affairs.

EC-4044. A communication from the Administrator of the National Aeronautics and Space Administration, transmitting, pursuant to law, a Statement of Actions with respect to the Government Accountability Office report entitled "Personal ID Verification: Agencies Should Set a Higher Priority on Using the Capabilities of Standardized Identification Cards"; to the Committee on Homeland Security and Governmental Affairs.

EC-4045. A communication from the Executive Director, U.S. Election Assistance Commission, transmitting, pursuant to law, the Commission's Semiannual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4046. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the fiscal year 2011 Agency Financial Report for the Department of the Treasury; to the Committee on Homeland Security and Governmental Affairs.

EC-4047. A communication from the Chairman, Merit System Protection Board, transmitting, pursuant to law, a report entitled "Prohibited Personnel Practices: Employee Perceptions"; to the Committee on Homeland Security and Governmental Affairs.

EC-4048. A communication from the Chairman of the National Endowment for the Arts, transmitting, pursuant to law, the Semiannual Report of the Inspector General, the Chairman's Semiannual Report on Final Action Resulting from Audit Reports, Inspection Reports, and Evaluation Reports for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4049. A communication from the President and Chief Executive Officer, Overseas Private Investment Corporation, transmitting, pursuant to law, a report entitled "Annual Management Report of the Overseas Private Investment Corporation for Fiscal Year 2011 Submitted Pursuant to the Chief Financial Officers Act of 1990"; to the Committee on Homeland Security and Governmental Affairs.

EC-4050. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to waiving or partially waiving Section 404(a) of the

Child Soldiers Prevention Act of 2008 with respect to Yemen, the Democratic Republic of the Congo, and Chad; to the Committee on the Judiciary.

EC-4051. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Updating Fire Safety Standards" (RIN2900-AN57) received in the Office of the President of the Senate on November 17, 2011; to the Committee on Veterans' Affairs.

EC-4052. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Clothing Allowance" (RIN2900-AN64) received in the Office of the President of the Senate on November 17, 2011; to the Committee on Veterans' Affairs.

EC-4053. A communication from the Acting Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Vice Admiral Alan S. Thompson, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

EC-4054. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to internal procedures and processes for addressing ongoing postmarket safety issues identified by the Office of Surveillance and Epidemiology (OSE) and how recommendations of the OSE are handled within the Agency; to the Committee on Health, Education, Labor, and Pensions.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mrs. GILLIBRAND:

S. 1905. A bill to amend the Federal Crop Insurance Act to support crop insurance for specialty crops, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. TESTER (for himself, Mr. BARRASSO, Mr. BAUCUS, Mr. ENZI, Mr. GRASSLEY, and Mr. RISCH):

S. 1906. A bill to modify the Forest Service Recreation Residence Program as the program applies to units of the National Forest System derived from the public domain by implementing a simple, equitable, and predictable procedure for determining cabin user fees, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. REED (for himself and Mr. GRASSLEY):

S. 1907. A bill to promote transparency by permitting the Public Company Accounting Oversight Board to allow its disciplinary proceedings to be open to the public, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. GRASSLEY (for himself and Mr. NELSON of Florida):

S. 1908. A bill to amend the Internal Revenue Code of 1986 to clarify the employment tax treatment and reporting of wages paid by professional employer organization, and for other purposes; to the Committee on Finance

By Mr. ENZI:

S. 1909. A bill to amend title 31, United States Code, to provide for the issuance of Buy Back America Bonds; to the Committee on Finance.

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

S. 1910. A bill to provide benefits to domestic partners of Federal employees; to the Committee on Homeland Security and Governmental Affairs.

By Ms. COLLINS:

S. 1911. A bill to amend the Internal Revenue Code of 1986 to provide recruitment and retention incentives for volunteer emergency service workers; to the Committee on Finance.

By Mr. MCCAIN (for himself, Mr. COBURN, and Mr. ISAKSON):

S. 1912. A bill to prohibit the Department of Energy from subordinating its position in energy loan guarantees to outside investors; to the Committee on Energy and Natural Resources.

By Ms. LANDRIEU:

S. 1913. A bill to require the Administrator of the Federal Aviation Administration to prescribe regulations requiring air carriers to provide passengers with certain amenities and facilities, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. SNOWE (for herself, Mr. BINGAMAN, and Mrs. FEINSTEIN):

S. 1914. A bill to amend the Internal Revenue Code of 1986 to provide a credit for performance based home energy improvements, and for other purposes; to the Committee on Finance.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. MENENDEZ:

S. Res. 334. A resolution designating the week of November 6 through November 12, 2012, as "Veterans' Education Awareness Week."; to the Committee on the Judiciary.

By Mrs. GILLIBRAND (for herself, Ms. SNOWE, and Mrs. FEINSTEIN):

S. Res. 335. A resolution honoring the life and legacy of Evelyn H. Lauder; considered and agreed to.

By Mr. REID (for himself and Mr. MCCONNELL):

S. Res. 336. A resolution to permit the collection of clothing, toys, food, and housewares during the holiday season for charitable purposes in Senate buildings; considered and agreed to.

ADDITIONAL COSPONSORS

S. 436

At the request of Mr. SCHUMER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 436, a bill to ensure that all individuals who should be prohibited from buying a firearm are listed in the national instant criminal background check system and require a background check for every firearm sale.

S. 626

At the request of Ms. CANTWELL, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 626, a bill to amend the Internal Revenue Code of 1986 to repeal the shipping investment withdrawal rules in section 955 and to provide an incentive to reinvest foreign shipping earnings in the United States.

S. 810

At the request of Ms. CANTWELL, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Oregon [Mr. MERKLEY] were added as cosponsors of S. 810, a bill to prohibit the conducting of invasive research on great apes, and for other purposes.

S. 838

At the request of Mr. THUNE, the name of the Senator from Texas [Mr. CORNYN] was added as a cosponsor of S. 838, a bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act.

S. 1277

At the request of Ms. CANTWELL, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1277, a bill to amend the Internal Revenue Code of 1986 to modify the incentives for the production of biodiesel.

S. 1591

At the request of Mrs. GILLIBRAND, the names of the Senator from California [Mrs. FEINSTEIN] and the Senator from Connecticut [Mr. LIEBERMAN] were added as cosponsors of S. 1591, a bill to award a Congressional Gold Medal to Raoul Wallenberg, in recognition of his achievements and heroic actions during the Holocaust.

S. 1597

At the request of Mr. BROWN of Ohio, the name of the Senator from Maryland [Mr.

CARDIN] was added as a cosponsor of S. 1597, a bill to provide assistance for the modernization, renovation, and repair of elementary school and secondary school buildings in public school districts and community colleges across the United States in order to support the achievement of improved educational outcomes in those schools, and for other purposes.

S. 1680

At the request of Mr. CONRAD, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

S. 1727

At the request of Mr. HELLER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1727, a bill to direct the Secretary of the Army and the Secretary of the Navy to conduct a review of military service records of Jewish American veterans of World War I, including those previously awarded a military decoration, to determine whether any of the veterans should be posthumously awarded the Medal of Honor, and for other purposes.

S. 1776

At the request of Mr. CARDIN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1776, a bill to amend title 10, United States Code, to expand the Operation Hero Miles program to include the authority to accept the donation of travel benefits in the form of hotel points or awards for free or reduced-cost accommodations.

S. 1817

At the request of Mr. HELLER, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 1817, a bill to amend the Communications Act of 1934 to provide for greater transparency and efficiency in the procedures followed by the Federal Communications Commission.

S. 1822

At the request of Mr. HELLER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1822, a bill to provide for the exhumation and transfer of remains of deceased members of the Armed Forces buried in Tripoli, Libya.

S. 1868

At the request of Mr. MENENDEZ, the names of the Senator from Michigan [Ms. STABENOW] and the Senator from Florida [Mr. NELSON] were added as cosponsors of S. 1868, a bill to establish within the Smithsonian Institution the Smithsonian American Latino Museum, and for other purposes.

S. 1871

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Maine [Ms. SNOWE] was added as a

cosponsor of S. 1871, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1876

At the request of Mr. BROWN of Ohio, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1876, a bill to require the establishment of a Consumer Price Index for Elderly Consumers to compute cost-of-living increases for Social Security benefits under title II of the Social Security Act.

S. 1901

At the request of Mr. UDALL of Colorado, the names of the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Minnesota [Mr. FRANKEN], the Senator from Colorado [Mr. BENNET] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of S. 1901, a bill to amend the Internal Revenue Code of 1986 to increase the limitations on the amount excluded from the gross estate with respect to land subject to a qualified conservation easement.

S. 1903

At the request of Mrs. GILLIBRAND, the names of the Senator from Rhode Island [Mr. REED] and the Senator from Maine [Ms. SNOWE] were added as cosponsors of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

At the request of Mr. NELSON of Florida, his name was added as a cosponsor of S. 1903, *supra*.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 2:15 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House agreed to the amendment numbered 1 of the Senate to the bill (H.R. 394) to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes, and that the House agreed to the amendment numbered 2 of the Senate, with an amendment, in which it requests the concurrence of the Senate.

The message also announced that the House has passed the following bill, without amendment:

S. 1637. An act to clarify appeal time limits in civil actions to which United States officers or employees are parties.

At 3:49 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the

Speaker has signed the following enrolled bill:

S. 1637. An act to clarify appeal time limits in civil actions to which United States officers or employees are parties.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the ACTING PRESIDENT pro tempore (Mr. REID).

RECESS

By unanimous consent, on the request of Mr. BLUMENTHAL,

At 12:24 p.m.,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) declared the Senate recessed subject to the call of the chair.

AT 3:47 P.M.

The PRESIDING OFFICER (Mr. LEVIN in the chair) called the Senate to order.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, on Monday, November 28, 2011, at 5 p.m., the Senate proceed to executive session to consider the nomination of Christopher Droney, of Connecticut, to be United States Circuit Judge for the Second Circuit; that there be 30 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, with no intervening action or debate; that a motion to reconsider be considered made and laid on the table; and that the President be immediately notified of the Senate's action.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

REVISING THE FEDERAL CHARTER FOR THE BLUE STAR MOTHERS OF AMERICA, INC.

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the bill (S. 1541) to revise the Federal charter for the Blue Star Mothers

of America, Inc. to reflect a change in eligibility requirements for membership.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HONORING THE LIFE AND LEGACY OF EVELYN H. LAUDER

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 335) honoring the life and legacy of Evelyn H. Lauder, submitted today by Mrs. GILLIBRAND (for herself, Ms. SNOWE, and Mrs. FEINSTEIN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING COLLECTION OF CERTAIN ITEMS IN SENATE BUILDINGS DURING THE HOLIDAY SEASON FOR CHARITABLE PURPOSES

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 336) to permit the collection of clothing, toys, food, and housewares during the holiday season for charitable purposes in Senate buildings, submitted today by Mr. REID (for himself and Mr. MCCONNELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING APPOINTMENTS DURING RECESS OR ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the recess or adjournment of the Senate, the President of the Senate, the PRESIDENT pro tempore, and the majority and minority leaders be authorized to make appointment to commissions, committees, boards, conferences, or interparliamentary

conferences authorized by law, concurrent action of the two Houses, or by order of the Senate.

AUTHORIZING SIGNING OF ENROLLED BILLS AND JOINT RESOLUTIONS

By unanimous consent, on the request of Mr. REID,

Ordered, That from today through Monday, November 28, 2011, he be authorized to sign enrolled bills and joint resolutions.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, at a time to be determined by the majority leader, after consultation with the minority leader, but not prior to Monday, December 5, 2011, the Senate proceed to executive session to consider the nominations of Edgardo Ramos, of Connecticut, to be United States District Judge for the Southern District of New York; Andrew L. Carter, Jr., of New York, to be United States District Judge for the Southern District of New York; James Rodney Gilstrap, of Texas, to be United States District Judge for the Eastern District of Texas; and Dana L. Christensen, of Montana, to be United States District Judge for the District of Montana; that there be 1 hour, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote on confirmation of the nominations in the foregoing order; that, following the votes, motions to reconsider be made and laid on the table; that no further motions be in order to the nominations; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

ORDERS FOR ADJOURNMENT UNTIL 11 A.M. ON TUESDAY, NOVEMBER 22, 2011, FOR PRO FORMA SESSIONS, FOR ADJOURNMENT UNTIL 1 P.M. ON MONDAY, NOVEMBER 28, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 11 a.m. on Tuesday, November 22, 2011, for a pro forma session; that the Senate then adjourn until 10:30 a.m. on Friday, November 25, 2011, for a pro forma session; that the Senate then adjourn until 1 p.m. on Monday, November 28, 2011; that, on Monday, November 28, 2011, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of

America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then resume consideration of bill S. 1867; and that, at 5 p.m., the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 3:54 p.m.,

The Senate adjourned, under its order of today, until 11 a.m. on Tuesday, November 22, 2011.

TUESDAY, NOVEMBER 22, 2011

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 11:02:48 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 22, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. WARNER took the chair.

ADJOURNMENT

Under the authority of the order of Friday, November 18, 2011,

At 11:03:28 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of Friday, November 18, 2011, until 10:30 a.m. on Friday, November 25, 2011.

FRIDAY, NOVEMBER 25, 2011

Mr. PATRICK J. LEAHY, from the State of Vermont, called the Senate to order at 10:30:04 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 25, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable PATRICK J. LEAHY, a Senator from the State of Vermont, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. LEAHY took the chair.

ADJOURNMENT

Under the authority of the order of Friday, November 18, 2011,

At 10:30:31 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of Friday, November 18, 2011, until 1 p.m. on Monday, November 28, 2011.

MONDAY, NOVEMBER 28, 2011

Mr. JIM WEBB, from the Commonwealth of Virginia, called the Senate to order at 1 p.m., the Chaplain offered a prayer, and Mr. WEBB led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 28, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JIM WEBB, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. WEBB took the chair.

THE JOURNAL

Pursuant to the order of Friday, November 18, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Friday, November 18, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

NATIONAL DEFENSE AUTHORIZATION ACT

Pursuant to the order of Friday, November 18, 2011,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 1867) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 1092, proposed by Mr. LEVIN (for himself, Mr. MCCAIN, Mr. AKAKA, Mr. CHAMBLISS, Mr. BLUMENTHAL, Mr. INHOFE, Mrs. GILLIBRAND, Mr. BEN NELSON, Ms. STABENOW, Mr. MARK UDALL, Mr. WEBB, Mr. MANCHIN, and Mr. WHITEHOUSE), to the bill, as amended.

Mr. REID presented a motion to bring to a close debate on the pending bill; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on bill S. 1867:

HARRY REID, CARL LEVIN, KENT CONRAD, RICHARD BLUMENTHAL, CLAIRE MCCASKILL, KAY R. HAGAN, JOE MANCHIN, K. E. GILLIBRAND, M. LANDRIEU, BEN NELSON, J. LIEBERMAN, BILL NELSON, J. WEBB, JACK REED, CHRIS COONS, MARK BEGICH, JEANNE SHAHEEN.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That the time until 5 p.m. be for debate only on the pending bill.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Ms. COLLINS,

Ordered, That Mr. COONS be added as a cosponsor to amendment No. 1155 to the bill, as amended.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

EXECUTIVE SESSION

The hour of 5 p.m. having passed,

Pursuant to the order of Friday, November 18, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Friday, November 18, 2011,

The Senate resumed its legislative session.

NATIONAL DEFENSE AUTHORIZATION ACT

The Senate resumed consideration of bill S. 1867.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That the following amendments be withdrawn: amendment No. 1084; amendment No. 1292; that, notwithstanding the motion to bring to a close debate on the bill being agreed to, if agreed to, it be in order for the majority leader, or his designee, to propose an amendment (Numbered 1414) on behalf of Mr. MENENDEZ (for himself and Mr. KIRK); that, at a time to be determined by the majority leader, after consultation with the minority leader, but prior to a vote on passage of the pending bill, as amended, there be one hour, equally divided and controlled in the usual form, for debate on said amendment; that, upon conclusion of debate on said amendment, the Senate vote in relation thereto; that budget points of order, and motions to waive in relation thereto, be in order; and that no other amendment, motion, or point of order be in order to the amendments prior to the vote.

The question being on agreeing to amendment No. 1092 to the bill, as amended.

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mr. LEVIN for Mr. MENENDEZ (for himself and Mr. KIRK) to further amend the bill in title XII, subtitle C, at the end thereof, by adding certain words (being amendment No. 1414).

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the pending question be on agreeing to amendment No. 1072.

Pursuant to the foregoing order,

The question being on agreeing to amendment No. 1072, proposed by Mr. LEAHY (for himself, Mr. GRAHAM, Mr. ROCKEFELLER, Ms. AYOTTE, Mr. ALEXANDER, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. COATS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CRAPO, Mr. DURBIN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HELLER, Mr. HOEVEN, Mr. INOUE, Mr. JOHANNES, Mr. RON JOHNSON, Mr. TIM JOHNSON, Ms. KLOBUCHAR, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEE, Mr. LUGAR, Mr. MANCHIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Mrs. MURRAY, Mr. PRYOR, Mr. RISCH, Mr. SANDERS, Mr. SCHUMER, Mrs. SHAHEEN, Ms. SNOWE, Mr. TESTER, Mr. VITTER, Mr. WARNER, Mr. WHITEHOUSE, Mr. WYDEN, Mr. TOOMEY, and Mr. KERRY), to the bill, as amended.

The amendment was agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the amendment.

On motion by Mr. MCCAIN,

The motion to reconsider was laid on the table.

The question recurring on agreeing to amendment No. 1414 to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That, on tomorrow, when the Senate resumes consideration of the pending bill, amendment No. 1107 be the pending question; and that Mr. MARK UDALL then be recognized to speak thereon.

The question being on agreeing to amendment No. 1414 to the bill, as amended.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Pending debate,

MESSAGE FROM THE PRESIDENT RECEIVED DURING ADJOURNMENT

The following message from the President of the United States was transmitted to the Senate during the adjournment of the Senate on November 21, 2011:

ISSUANCE OF AN EXECUTIVE ORDER
TAKING ADDITIONAL STEPS WITH
RESPECT TO THE NATIONAL
EMERGENCY WITH RESPECT TO IRAN--
PM 35

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

To the Congress of the United States:

Pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701 *et seq.*) (IEEPA), I hereby report that I have issued an Executive Order (the "order") that takes additional steps with respect to the national emergency declared in Executive Order 12957 of March 15, 1995.

In Executive Order 12957, the President found that the actions and policies of the Government of Iran threaten the national security, foreign policy, and economy of the United States. To deal with that threat, the President in Executive Order 12957 declared a national emergency and imposed prohibitions on certain transactions with respect to the development of Iranian petroleum resources. To further respond to that threat, Executive Order 12959 of May 6, 1995, imposed comprehensive trade and financial sanctions on Iran. Executive Order 13059 of August 19, 1997, consolidated and clarified the previous orders.

In the Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010 (Public Law 111-195) (22 U.S.C. 8501 *et seq.*) (CISADA), which I signed into law on July 1, 2010, the Congress found that the illicit nuclear activities of the Government of Iran, along with its development of unconventional weapons and ballistic missiles and its support for international terrorism, threaten the security of the United States. The Congress also found in CISADA that economic sanctions imposed pursuant to the provisions of CISADA, the Iran Sanctions Act of 1996 (Public Law 104-172) (50 U.S.C. 1701 note) (ISA), and IEEPA, and other authorities available to the United States to prevent Iran from developing nuclear weapons, are necessary to protect the essential security interests of the United States. To take additional steps with respect to the national emergency declared in Executive Order 12957 and to implement section 105(a) of CISADA (22 U.S.C. 8514(a)), I issued Executive Order 13553 on September 28, 2010, to impose sanctions on officials of the Government of Iran and other persons acting on behalf of the Government of Iran determined to be responsible for or complicit in certain serious human rights abuses. To take additional steps with respect to the threat posed by Iran and to provide implementing authority for a number of the sanctions set forth in ISA, as amended by,

inter alia, CISADA, I issued Executive Order 13574 on May 23, 2011, to authorize the Secretary of the Treasury to implement certain sanctions imposed pursuant to ISA by the Secretary of State.

This order expands upon actions taken pursuant to ISA, as amended by, *inter alia*, CISADA. The ISA requires that, absent a waiver, the President impose at least three of nine possible forms of sanctions on persons determined to have made certain investments in Iran's energy sector. The CISADA expanded ISA to, *inter alia*, require the same treatment of persons determined to have provided refined petroleum to Iran above specified monetary thresholds or have provided certain goods, services, technology, information, or support to Iran related to the importation or development of refined petroleum. This order authorizes the Secretary of State to impose similar sanctions on persons determined to have provided certain goods, services, technology, or support that contributes to either Iran's development of petroleum resources or to Iran's production of petrochemicals, two sectors that continue to fund Iran's illicit nuclear activities and that could serve as conduits for Iran to obtain proliferation sensitive technology. Because CISADA has impeded Iran's ability to develop its domestic refining capacity, Iran has tried to compensate by using its petrochemical facilities to refine petroleum. These new authorities will allow the United States to target directly Iran's attempts to subvert U.S. sanctions.

This order authorizes the Secretary of State, in consultation with the Secretary of the Treasury, the Secretary of Commerce, and the United States Trade Representative, and with the President of the Export-Import Bank, the Chairman of the Board of Governors of the Federal Reserve System, and other agencies and officials as appropriate, to impose sanctions on a person upon determining that the person:

—knowingly, on or after the effective date of the order, sells, leases, or provides to Iran goods, services, technology, or support that has a fair market value of \$1,000,000 or more or that, during a 12-month period, has an aggregate fair market value of \$5,000,000 or more, and that could directly and significantly contribute to the maintenance or enhancement of Iran's ability to develop petroleum resources located in Iran;

—knowingly, on or after the effective date of this order, sells, leases, or provides to Iran goods, services, technology, or support that has a fair market value of \$250,000 or more or that, during a 12-month period, has an aggregate fair market value of \$1,000,000 or more, and that could directly and significantly contribute to the maintenance or expansion of Iran's domestic production of petrochemical products;

—is a successor entity to a person that engaged in a provision of goods, services, technology, or support for which sanctions may be imposed pursuant to this new order;

—owns or controls a person that engaged in provision of goods, services, technology, or support for which sanctions may be imposed pursuant to this new order and had actual knowledge or should have known that the person engaged in the activities; or

—is owned or controlled by, or under common ownership or control with, a person that engaged in the provision of goods, services, technology, or support for which sanctions may be imposed pursuant to this new order, and knowingly participated in the provision of such goods, services, technology, or support.

The following sanctions may be selected for imposition on a person that the Secretary of State determines to meet any of the above criteria:

—the Board of Directors of the Export-Import Bank shall deny approval of the issuance of any guarantee, insurance, extension of credit, or participation in an extension of credit in connection with the export of any goods or services to the sanctioned person;

—agencies shall not issue any specific license or grant any other specific permission or authority under any statute that requires the prior review and approval of the United States Government as a condition for the export or reexport of goods or technology to the sanctioned person;

—with respect to a sanctioned person that is a financial institution, the Chairman of the Board of Governors of the Federal Reserve System and the President of the Federal Reserve Bank of New York shall take such actions as they deem appropriate, including denying designation, or terminating the continuation of any prior designation of, the sanctioned person as a primary dealer in United States Government debt instruments; or agencies shall prevent the sanctioned person from serving as an agent of the United States Government or serving as a repository for United States Government funds;

—agencies shall not procure, or enter into a contract for the procurement of, any goods or services from the sanctioned person;

—the Secretary of the Treasury shall prohibit any United States financial institution from making loans or providing credits to the sanctioned person totaling more than \$10,000,000 in any 12-month period unless such person is engaged in activities to relieve human suffering and the loans or credits are provided for such activities;

—the Secretary of the Treasury shall prohibit any transactions in foreign exchange that are subject to the jurisdiction of the United States and in which the sanctioned person has any interest;

—the Secretary of the Treasury shall prohibit any transfers of credit or payments between financial institutions or by, through, or to any financial institution, to the extent that such transfers or payments are subject to the jurisdiction of the United States and involve any interest of the sanctioned person;

—the Secretary of the Treasury shall block all property and interests in property that are in the United States, that come within the United States, or that are or come within the possession or control of any United States person, including any foreign branch, of the sanctioned person, and provide that such property and interests in property may not be transferred, paid, exported, withdrawn, or otherwise dealt in; or

—the Secretary of the Treasury shall restrict or prohibit imports of goods, technology, or services, directly or indirectly, into the United States from the sanctioned person.

I have delegated to the Secretary of the Treasury the authority, in consultation with the Secretary of State, to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by IEEPA as may be necessary to carry out the purposes of section 3 of the order. All agencies of the United States Government are directed to take all appropriate measures within their authority to carry out the provisions of the order.

I am enclosing a copy of the Executive Order I have issued.

BARACK OBAMA.

THE WHITE HOUSE, *November 20, 2011.*

MESSAGE FROM THE HOUSE RECEIVED DURING ADJOURNMENT

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on November 19, 2011, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker pro tempore (Mr. UPTON) had signed the following enrolled bills:

H.R. 674. An act to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes.

H.R. 3321. An act to facilitate the hosting in the United States of the 34th America's Cup by authorizing certain eligible vessels to participate in activities related to the competition, and for other purposes.

ENROLLED BILLS SIGNED

Under the authority of the order of the Senate of January 5, 2011, the enrolled bills

were signed on November 19, 2011, during the adjournment of the Senate, by the ACTING PRESIDENT pro tempore (Mr. REID).

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4055. A communication from the Acting Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Karnal Bunt; Regulated Areas in California" (Docket No. APHIS-2011-0074) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4056. A communication from the Secretary, Division of Swap Dealer and Intermediary Oversight, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Reporting by Investment Advisers to Private Funds and Certain Commodity Pool Operators and Commodity Trading Advisors on Form PF" (RIN3235-AK92) received in the Office of the President of the Senate on November 17, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4057. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Guy C. Swan III, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-4058. A communication from the Under Secretary of Defense (Comptroller), transmitting, pursuant to law, a quarterly report entitled, "Acceptance of Contributions for Defense Programs, Projects, and Activities; Defense Cooperation Account"; to the Committee on Armed Services.

EC-4059. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Addition of Certain Persons to the Entity List; and Implementation of Entity List Annual Review Changes" (RIN0694-AF40) received in the Office of the President of the Senate on November 17, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4060. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Repeal of Regulations" (RIN2590-AA52) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4061. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Voluntary Mergers of Federal Home Loan Banks" (RIN2590-AA37) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4062. A communication from the Secretary of the Interior, transmitting a legislative proposal relative to the issuance of coins to commemorate the 100th anniversary of the establishment of the National Park Service; to the Committee on Banking, Housing, and Urban Affairs.

EC-4063. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; MD Helicopters, Inc. Model MD900 Helicopters" ((RIN2120-AA64)-(Docket No. FAA-2010-1301)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4064. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Nuiqsut, AK" ((RIN2120-AA66)(Docket No. FAA-2011-0759)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4065. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Valley City, ND" ((RIN2120-AA66)(Docket No. FAA-2011-0605)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4066. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Enhancements to Emergency Preparedness Regulations" (RIN3150-AI10) received in the Office of the President of the Senate on November 17, 2011; to the Committee on Environment and Public Works.

EC-4067. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Notice: Tier 2 Tax Rates for 2012" received in the Office of the President of the Senate on November 18, 2011; to the Committee on Finance.

EC-4068. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Application of the General Welfare Exclusion to Benefits Provided under Indian Tribal Government Programs" (Notice 2011-94) received in the Office of the President of the Senate on November 18, 2011; to the Committee on Finance.

EC-4069. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2012 Section 1274A CPI Adjustments" (Rev. Rul. 2011-27) received in the Office of the President of the Senate on November 18, 2011; to the Committee on Finance.

EC-4070. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates - December 2011" (Rev. Rul. 2011-31) received in the Office of the President of the Senate on November 18, 2011; to the Committee on Finance.

EC-4071. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Trusts for Distribution of Gaming Revenues to Indian Minors" (Rev. Proc. 2011-56) received in the Office of the President of the Senate on November 18, 2011; to the Committee on Finance.

EC-4072. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Application of Section 108(e)(8) to Indebtedness Satisfied by a Partnership Interest" ((RIN1545-BF27)-(TD 9557)) received in the Office of the President of the Senate on November 18, 2011; to the Committee on Finance.

EC-4073. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Corporate Reorganizations; Allocation of Basis in 'All Cash D' Reorganizations" ((RIN1545-BJ21)-(TD 9558)) received in the Office of the President of the Senate on November 18, 2011; to the Committee on Finance.

EC-4074. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement to include the export of defense articles, including, technical data, and defense services to support the sale of

fourteen (14) additional AT-802 aircraft for use by the United Arab Emirates Armed Forces in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-4075. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0167 - 2011-0188); to the Committee on Foreign Relations.

EC-4076. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, the Uniform Resource Locator (URL) for the Department of State's Agency Financial Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4077. A communication from the Director of the Peace Corps, transmitting, pursuant to law, the Uniform Resource Locator (URL) for the Corps' Performance and Accountability Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4078. A communication from the Deputy Chief Financial Officer, Department of Homeland Security, transmitting, pursuant to law, the Department's fiscal year 2011 Annual Financial Report; to the Committee on Homeland Security and Governmental Affairs.

EC-4079. A communication from the Chairman of the Securities and Exchange Commission, transmitting, pursuant to law, the Commission's Performance and Accountability Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4080. A communication from the Chairman of the National Endowment of the Arts, transmitting, pursuant to law, the Endowment's Performance and Accountability Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4081. A communication from the Chief of the Border Securities Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Civil Monetary Penalties Inflation Adjustment" (RIN1651-AA91) received during adjournment of the Senate in the Office of the President of the Senate on November 21, 2011; to the Committee on the Judiciary.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. KLOBUCHAR (for herself and Mr. ROBERTS):

S. 1915. A bill to amend the Motor Carrier Safety Improvement Act of 1999 to provide clarification regarding the applicability of exemptions relating to the transportation of agricultural commodities and farm supplies, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. NELSON of Florida (for himself, Mr. RUBIO, Mr. VITTER, Mr. WICKER, Mr. THUNE, Mr. BEGICH, Ms. LANDRIEU, and Ms. MURKOWSKI):

S. 1916. A bill to exclude ecosystem component stocks of fish from certain annual catch limits and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. CASEY (for himself, Mr. MENENDEZ, Mr. BROWN of Ohio, Ms. STABENOW, Mr. REID, and Mr. SCHUMER):

S. 1917. A bill to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes; read the first time.

ADDITIONAL COSPONSORS

S. 17

At the request of Mr. HATCH, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 17, a bill to repeal the job-killing tax on medical devices to ensure continued access to life-saving medical devices for patients and maintain the standing of United States as the world leader in medical device innovation.

S. 50

At the request of Mr. INOUE, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 50, a bill to strengthen Federal consumer product safety programs and activities with respect to commercially-marketed seafood by directing the Secretary of Commerce to coordinate with the Federal Trade Commission and other appropriate Federal agencies to strengthen and coordinate those programs and activities.

S. 227

At the request of Ms. COLLINS, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 939

At the request of Mr. MENENDEZ, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 939, a bill to amend the Internal Revenue Code of 1986 to provide that the volume cap for private activity bonds shall not apply to bonds for facilities for the furnishing of water and sewage facilities.

S. 1018

At the request of Mr. KERRY, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1018, a bill to amend title 10, United States Code, and the Ike Skelton National Defense Authorization Act for Fiscal Year 2011 to provide for implementation of additional recommendations of the Defense Task Force on Sexual Assault in the Military Services.

S. 1095

At the request of Mrs. BOXER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1095, a bill to include geriatrics and gerontology in the definition of "primary health services" under the National Health Service Corps program.

S. 1206

At the request of Mr. ROCKEFELLER, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1206, a bill to amend title XVIII of the Social Security Act to require drug manufacturers to provide drug rebates for drugs dispensed to low-income individuals under the Medicare prescription drug benefit program.

S. 1421

At the request of Mr. PORTMAN, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1421, a bill to authorize the Peace Corps Commemorative Foundation to establish a commemorative work in the District of Columbia and its environs, and for other purposes.

S. 1440

At the request of Mr. ALEXANDER, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1578

At the request of Mr. TOOMEY, the name of the Senator from Kentucky [Mr. PAUL] was added as a cosponsor of S. 1578, a bill to amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

S. 1680

At the request of Mr. CONRAD, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

S. 1733

At the request of Mr. TESTER, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1733, a bill to

establish the Commission on the Review of the Overseas Military Facility Structure of the United States.

S. 1742

At the request of Mr. LEAHY, the name of the Senator from Hawaii [Mr. INOUE] was added as a cosponsor of S. 1742, a bill to amend title 18, United States Code, to prohibit fraudulently representing a product to be maple syrup.

S. 1798

At the request of Mr. UDALL of New Mexico, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1798, a bill to direct the Secretary of Veterans Affairs to establish an open burn pit registry to ensure that members of the Armed Forces who may have been exposed to toxic chemicals and fumes caused by open burn pits while deployed to Afghanistan or Iraq receive information regarding such exposure, and for other purposes.

S. 1822

At the request of Mr. HELLER, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 1822, a bill to provide for the exhumation and transfer of remains of deceased members of the Armed Forces buried in Tripoli, Libya.

S. 1862

At the request of Mr. LAUTENBERG, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1862, a bill to amend the Public Health Service Act to improve the health of children and reduce the occurrence of sudden unexpected infant death and to enhance public health activities related to stillbirth.

S. 1866

At the request of Mr. COONS, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1866, a bill to provide incentives for economic growth, and for other purposes.

S. 1871

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Maine [Ms. COLLINS] and the Senator from Georgia [Mr. CHAMBLISS] were added as cosponsors of S. 1871, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1876

At the request of Mr. BROWN of Ohio, the names of the Senator from Hawaii [Mr. AKAKA] and the Senator from Vermont [Mr. LEAHY] were added as cosponsors of S. 1876, a bill to require the establishment of a Consumer Price Index for Elderly Consumers to compute cost-of-living increases for Social Security benefits under title II of the Social Security Act.

S. 1885

At the request of Mr. HELLER, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1885, a bill to provide for a temporary extension of unemployment insurance, and for other purposes.

S. 1901

At the request of Mr. UDALL of Colorado, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1901, a bill to amend the Internal Revenue Code of 1986 to increase the limitations on the amount excluded from the gross estate with respect to land subject to a qualified conservation easement.

S. 1903

At the request of Mrs. GILLIBRAND, the name of the Senator from Maryland [Mr. CARDIN] was added as a cosponsor of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1911

At the request of Ms. COLLINS, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 1911, a bill to amend the Internal Revenue Code of 1986 to provide recruitment and retention incentives for volunteer emergency service workers.

SENATE JOINT RESOLUTION 29

At the request of Mr. UDALL of New Mexico, the names of the Senator from California [Mrs. FEINSTEIN] and the Senator from Minnesota [Ms. KLOBUCHAR] were added as cosponsors of Senate Joint Resolution 29, a joint resolution proposing an amendment to the Constitution of the United States relating to contributions and expenditures intended to affect elections.

SENATE RESOLUTION 301

At the request of Mr. CASEY, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of Senate Resolution 301, a resolution urging the people of the United States to observe October 2011 as Italian and Italian-American Heritage Month.

SENATE RESOLUTION 310

At the request of Ms. MIKULSKI, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of Senate Resolution 310, a resolution designating 2012 as the "Year of the Girl" and congratulating Girl Scouts of the USA on its 100th anniversary.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 1:03 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House agrees to the amendment of the Senate to the bill (H.R. 3321) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

BILL READ THE FIRST TIME

On the request of Mr. LEVIN,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) laid before the Senate the bill (S. 1917) to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes, introduced today by Mr. CASEY (for himself, Mr. MENENDEZ, Mr. SHERROD BROWN, Ms. STABENOW, Mr. REID, and Mr. SCHUMER), and at the desk; which was read the first time.

Mr. LEVIN asked unanimous consent that the bill be read the second time.

Mr. LEVIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; that, following morning business, the Senate resume consideration of bill S. 1867; and that Mr. MARK UDALL then be recognized, as pursuant to the order of today.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

Ordered further, That Senators be authorized to "file" first-degree amendments until 2:30 p.m. on tomorrow.

ADJOURNMENT

By unanimous consent, on the request of Mr. LEVIN,

At 7:30 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, NOVEMBER 29, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, November 29, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. COONS took the chair.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1917) to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes, introduced on yesterday by Mr. CASEY (for himself, Mr. MENENDEZ, Mr. SHERROD BROWN, Ms. STABENOW, Mr. REID, and Mr. SCHUMER), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment:

S. 384. A bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research (Rept. No. 112-97).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. LANDRIEU:

S. 1918. A bill to require the Secretary of Homeland Security to prescribe regulations imposing a fee on air carriers that charge passengers for a first checked bag or a first carry-on bag, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. REID:

S. 1919. A bill to amend title 18, United States Code, to provide penalties for transporting minors in foreign commerce for the purposes of female genital mutilation; to the Committee on the Judiciary.

By Mr. WHITEHOUSE:

S. 1920. A bill to save money and reduce tragedies through prevention grants; to the Committee on the Judiciary.

By Mr. BROWN of Massachusetts:

S. 1921. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit for the retrofit conversion of a nonhybrid motor vehicle to a hybrid; to the Committee on Finance.

By Mr. LAUTENBERG (for himself and Mr. VITTER):

S. 1922. A bill to clarify the application of section 14501(d) of title 49, United States Code, to prevent the imposition of unreasonable transportation terminal fees; to

the Committee on Commerce, Science, and Transportation.

By Mr. BLUMENTHAL:

S. 1923. A bill to prevent Internet stalking and domestic violence; to the Committee on the Judiciary.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

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

S. Res. 337. A resolution designating December 10, 2011, as "Wreaths Across America Day"; considered and agreed to.

By Mr. REID (for himself and Mr. MCCONNELL):

S. Res. 338. A resolution to authorize the production of records by the Committee on Commerce, Science, and Transportation; considered and agreed to.

By Mr. REID (for himself and Mr. MCCONNELL):

S. Res. 339. A resolution to authorize the production of records by the Committee on Commerce, Science, and Transportation; considered and agreed to.

ADDITIONAL COSPONSORS

S. 20

At the request of Mr. HATCH, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 20, a bill to protect American job creation by striking the job-killing Federal employer mandate.

S. 414

At the request of Mr. DURBIN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 547

At the request of Mrs. MURRAY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 547, a bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education.

S. 570

At the request of Mr. TESTER, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 570, a bill to prohibit the Department of Justice from tracking and cataloging the purchases of multiple rifles and shotguns.

S. 584

At the request of Ms. MIKULSKI, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 584, a bill to establish the Social Work

Reinvestment Commission to provide independent counsel to Congress and the Secretary of Health and Human Services on policy issues associated with recruitment, retention, research, and reinvestment in the profession of social work, and for other purposes.

S. 642

At the request of Mr. LEAHY, the name of the Senator from New York [Mr. SCHUMER] was added as a cosponsor of S. 642, a bill to permanently reauthorize the EB-5 Regional Center Program.

S. 834

At the request of Mr. CASEY, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 933

At the request of Mr. SCHUMER, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 933, a bill to amend the Internal Revenue Code of 1986 to extend and increase the exclusion for benefits provided to volunteer firefighters and emergency medical responders.

S. 1056

At the request of Mr. HARKIN, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1056, a bill to ensure that all users of the transportation system, including pedestrians, bicyclists, transit users, children, older individuals, and individuals with disabilities, are able to travel safely and conveniently on and across federally funded streets and highways.

S. 1173

At the request of Mr. WYDEN, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1173, a bill to amend title XVIII of the Social Security Act to modernize payments for ambulatory surgical centers under the Medicare program.

S. 1249

At the request of Mr. UDALL of Colorado, the name of the Senator from Montana [Mr. BAUCUS] was added as a cosponsor of S. 1249, a bill to amend the Pittman-Robertson Wildlife Restoration Act to facilitate the establishment of additional or expanded public target ranges in certain States.

S. 1297

At the request of Mr. BURR, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 1297, a bill to preserve State and institutional authority relating to State authorization and the definition of credit hour.

S. 1440

At the request of Mr. BENNET, the name of the Senator from Delaware [Mr. COONS] was

added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1461

At the request of Mr. NELSON of Florida, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1461, a bill to amend the Federal Food, Drug, and Cosmetic Act to clarify the Food and Drug Administration's jurisdiction over certain tobacco products, and to protect jobs and small businesses involved in the sale, manufacturing and distribution of traditional and premium cigars.

S. 1468

At the request of Mrs. SHAHEEN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 1468, a bill to amend title XVIII of the Social Security Act to improve access to diabetes self-management training by authorizing certified diabetes educators to provide diabetes self-management training services, including as part of telehealth services, under part B of the Medicare program.

S. 1477

At the request of Mr. ROBERTS, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1477, a bill to require the Administrator of the Federal Aviation Administration to prevent the dissemination to the public of certain information with respect to noncommercial flights of private aircraft owners and operators.

S. 1494

At the request of Mrs. BOXER, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 1494, a bill to reauthorize and amend the National Fish and Wildlife Foundation Establishment Act.

S. 1575

At the request of Mr. CARDIN, the names of the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 1575, a bill to amend the Internal Revenue Code of 1986 to modify the depreciation recovery period for energy-efficient cool roof systems.

S. 1597

At the request of Mr. BROWN of Ohio, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1597, a bill to provide assistance for the modernization, renovation, and repair of elementary school and secondary school buildings in public school districts and community colleges across the United States in order to support the achievement of improved educational outcomes in those schools, and for other purposes.

S. 1606

At the request of Mr. PORTMAN, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1606, a bill to reform the process by which Federal agencies analyze and formulate new regulations and guidance documents.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1749

At the request of Mr. WARNER, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1749, a bill to establish and operate a National Center for Campus Public Safety.

S. 1868

At the request of Mr. MENENDEZ, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1868, a bill to establish within the Smithsonian Institution the Smithsonian American Latino Museum, and for other purposes.

S. 1903

At the request of Mrs. GILLIBRAND, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1904

At the request of Mr. DEMINT, the names of the Senator from Florida [Mr. RUBIO] and the Senator from Wisconsin [Mr. JOHNSON] were added as cosponsors of S. 1904, a bill to provide information on total spending on means-tested welfare programs, to provide additional work requirements, and to provide an overall spending limit on means-tested welfare programs.

S. 1917

At the request of Mr. CASEY, the names of the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Illinois [Mr. DURBIN], the Senator from New Jersey [Mr. LAUTENBERG], the Senator from Vermont [Mr. LEAHY] and the Senator from Rhode Island [Mr. WHITEHOUSE] were added as cosponsors of S. 1917, a bill to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes.

SENATE RESOLUTION 227

At the request of Mr. WEBB, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of Senate Resolution 227, a resolution calling for the protection of the Mekong River Basin and

increased United States support for delaying the construction of mainstream dams along the Mekong River.

SENATE RESOLUTION 310

At the request of Ms. COLLINS, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of Senate Resolution 310, a resolution designating 2012 as the "Year of the Girl" and congratulating Girl Scouts of the USA on its 100th anniversary.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on November 29, 2011, at 2:15 p.m.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on November 29, 2011, at 2:30 p.m.

NATIONAL DEFENSE AUTHORIZATION ACT

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 1867) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; and

The Senate resumed consideration of the bill.

Pursuant to the order of yesterday,

The question being on agreeing to amendment No. 1107, proposed by Mr. MARK UDALL (for himself, Mr. LEAHY, Mr. WEBB, Mrs. FEINSTEIN, Mr. DURBIN, Mr. WYDEN, Mr. PAUL, and Mr. FRANKEN), to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the time until 12:15 p.m. be equally divided and controlled for debate between the Chairman and Ranking Member of the Committee on Armed Services, and Mr. MARK UDALL, on the pending amendment.

The question being on agreeing to amendment No. 1107 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. MCCAIN,

Ordered, That pending amendments Numbered 1230 and 1281, be modified.

The question being on agreeing to amendment No. 1107 to the bill, as amended.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:34 p.m.,

The PRESIDING OFFICER (Mr. MERKLEY in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

NATIONAL DEFENSE AUTHORIZATION ACT

The Senate resumed consideration of bill S. 1867.

The question being on agreeing to amendment No. 1107 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That there be 2 minutes, equally divided and controlled, for debate on the pending amendment; that, upon conclusion of debate, the Senate vote in relation to the amendment; and that no amendment be in order thereto prior to the vote.

The question being on agreeing to amendment No. 1107 to the bill, as amended.

After debate,

On motion by Mr. MCCAIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 37, nays... 61

[Rollcall Vote No. 210 Leg.]

YEAS --- 37

Akaka, Baucus, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Coons, Durbin, Feinstein, Franken, Gillibrand, Harkin, Johnson (SD), Kerry, Kirk, Klobuchar, Lautenberg, Leahy, Merkley, Mikulski, Murray, Nelson (FL), Paul, Reid, Rockefeller, Sanders, Schumer, Tester, Udall (CO), Udall (NM), Warner, Webb, Wyden.

NAYS --- 61

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hagan, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (WI), Kohl, Kyl, Landrieu, Lee, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Moran, Nelson (NE), Portman, Pryor, Reed, Risch, Roberts, Rubio, Sessions, Shaheen, Shelby, Snowe, Stabenow, Thune, Toomey, Vitter, Whitehouse, Wicker.

So the amendment was not agreed to.

On motion by Mr. LEVIN to reconsider the vote disagreeing to the amendment.

On motion by Mr. MCCAIN,

The motion to reconsider was laid on the table.

Subsequently,

By unanimous consent, on the request of Mr. MENENDEZ,

Ordered, That, on Rollcall Vote No. 210, his vote be changed from “nay” to “yea”, thus changing the result to yeas 38, nays 60.

The question recurring on agreeing to amendment No. 1414, proposed by Mr. MENENDEZ (for himself, Mr. KIRK, Mr. LIEBERMAN, Mr. SCHUMER, Mr. BILL NELSON, Ms. STABENOW, Mr. BEN NELSON, Mrs. GILLIBRAND, Mrs. FEINSTEIN, Mr. CARDIN, Mr. MANCHIN, Mr. KYL, Mr. HELLER, Mr. LAUTENBERG, Mr. CASEY, Mr. SHERROD BROWN, Mr. TESTER, Mr. BLUMENTHAL, Mr. BARRASSO, Mr. SCOTT BROWN, Mr. JOHANNIS, Mr. BOOZMAN, and Mr. ROBERTS), to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That amendment No. 1092 be modified, and agreed to; that the question recur on agreeing to amendment No. 1064; that there be 30 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the question recur on agreeing to amendment No. 1115; that there be 30 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the question recur on agreeing to amendment No. 1064; that the Senate then vote in relation thereto; that, following the vote, the question recur on agreeing to amendment No. 1115; that there be 2 minutes, equally divided and controlled, for debate thereon; that, upon conclusion of debate, the Senate vote in relation to the amendment; that no amendment be in order to either amendment prior to its vote; and that each amendment receive a minimum of 60 yea votes to be agreed to.

Pursuant to the foregoing order,

The question recurring on agreeing to amendment No. 1064, proposed by Mr. PAUL (for himself, Mrs. GILLIBRAND, Mr. WYDEN, Mr. LEAHY, Mr. MANCHIN, and Mr. MERKLEY), to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That Mr. BAUCUS be added as a cosponsor to amendment No. 1092, as modified, to the bill, as amended.

The question being on agreeing to amendment No. 1064 to the bill, as amended.

Pending debate,

On motion by Mr. PAUL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on

the question of agreeing to the pending amendment.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 1115, proposed by Ms. LANDRIEU (for herself, Ms. SNOWE, Mrs. SHAHEEN, Mr. SCOTT BROWN, Mr. KERRY, Ms. AYOTTE, Mr. COONS, and Mr. CARDIN), to the bill, as amended.

Mr. LEVIN, by unanimous consent, modified the pending amendment.

The question being on agreeing to amendment No. 1115, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That he be added as a cosponsor to the pending amendment, as modified.

The question then being on agreeing to amendment No. 1115, as modified, to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That Mr. CASEY be added as a cosponsor to amendment No. 1092, as modified, to the bill, as amended.

The question being on agreeing to amendment No. 1115, as modified, to the bill, as amended.

Pending debate,

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 1064 to the bill, as amended.

Pursuant to the order of today,

The question being taken.

It was determined in the negative---
yeas... 30, nays... 67

[Rollcall Vote No. 211 Leg.]

YEAS --- 30

Baucus, Bingaman, Boxer, Brown (OH), Cantwell, Cardin, DeMint, Durbin, Feinstein, Franken, Gillibrand, Harkin, Heller, Klobuchar, Lautenberg, Leahy, Manchin, McCaskill, Menendez, Merkley, Murray, Nelson (NE), Paul, Rockefeller, Sanders, Snowe, Tester, Udall (CO), Udall (NM), Wyden.

NAYS --- 67

Akaka, Alexander, Ayotte, Barrasso, Bennet, Blumenthal, Blunt, Boozman, Brown (MA), Burr, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, Enzi, Graham, Grassley, Hagan, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Kohl, Kyl, Landrieu, Lee, Levin, Lieberman, Lugar, McCain, McConnell, Mikulski, Moran, Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rubio, Schumer, Sessions, Shelby, Stabenow, Thune, Toomey, Vitter, Warner, Webb, Whitehouse, Wicker.

So the amendment was not agreed to.

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 1115, as modified, to the bill, as amended.

After debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That the order of today that amendment No. 1115, as modified, receive 60 yea votes to be agreed to, be vitiated.

The question being on agreeing to amendment No. 1115, as modified, to the bill, as amended.

The amendment, as modified, was agreed to.

The question being on agreeing to amendment No. 1414 to the bill, as amended.

Mr. LEVIN called for the regular order with respect to amendment No. 1174.

Whereupon,

The question being on agreeing to amendment No. 1174, proposed by Mr. MERKLEY (for himself, Mr. LEE, Mr. TOM UDALL, Mr. PAUL, Mr. SHERROD BROWN, Mr. BAUCUS, Mr. DURBIN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. LEAHY, Mr. MANCHIN, Mr. ROCKEFELLER, Mr. SANDERS, and Mr. WHITEHOUSE), to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That pending amendments Numbered 1260 and 1262, be withdrawn.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

DESIGNATING “WREATHS ACROSS AMERICA DAY”

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) laid before the Senate the resolution (S. Res. 337) designating December 10, 2011, as “Wreaths Across America Day”, submitted today by Mr. COLLINS (for herself and Ms. SNOWE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING THE PRODUCTION OF RECORDS BY THE COMMERCE COMMITTEE

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 338) to authorize the production of records by the Committee on Commerce, Science, and Transportation, submitted today by Mr. REID (for himself and Mr. MCCONNELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING THE PRODUCTION OF RECORDS BY THE COMMERCE COMMITTEE

On the request of Mr. SHERROD BROWN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 339) to authorize the production of records by the Committee on Commerce, Science, and Transportation, submitted today by Mr. REID (for himself and Mr. MCCONNELL), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. SHERROD BROWN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 10:30 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that, following morning business, the Senate resume consideration of bill S. 1867; that the time until 11 a.m. be equally divided and controlled for debate between Mr. LEVIN and Mr. MCCAIN, or their designees; that, upon conclusion of debate, the quorum under rule XXII of the Standing Rules of the Senate be waived; and that the Senate then vote on the question of agreeing to the motion to bring to a close debate on bill S. 1867.

Ordered further, That Senators be authorized to "file" second-degree amendments until 10:30 a.m. on tomorrow.

ADJOURNMENT

By unanimous consent, on the request of Mr. SHERROD BROWN,

At 7:35 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

WEDNESDAY, NOVEMBER 30, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, November 30, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with

accompanying papers, reports, and documents, and were referred as indicated:

EC-4082. A communication from the Administrator, Food and Nutrition Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Supplemental Nutrition Assistance Program: Quality Control Error Tolerance Threshold" (RIN0584-AE24) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4083. A communication from the Acting Administrator of the Fruit and Vegetable Programs, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Christmas Tree Promotion, Research, and Information Order, Referendum Procedures" (Docket No. AMS-FV-10-0008-FR-1A) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4084. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Resolution Plans Required" (RIN3064-AD77) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4085. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Burma that was declared in Executive Order 13047 of May 20, 1997; to the Committee on Banking, Housing, and Urban Affairs.

EC-4086. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a six-month periodic report relative to the national emergency that was declared originally declared in Executive Order 12938 of November 14, 1994, with respect to the proliferation of weapons of mass destruction; to the Committee on Banking, Housing, and Urban Affairs.

EC-4087. A communication from the Acting Administrator of the U.S. Energy Information Administration, Department of Energy, transmitting, pursuant to law, a report entitled "Annual Energy Review 2010"; to the Committee on Energy and Natural Resources.

EC-4088. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans: South Carolina; Negative Declarations for Applicability of Groups I, II, III and IV Control Techniques Guidelines; and

Applicability of Reasonably Available Control Technology for the Portion of York County, South Carolina within Charlotte-Gastonia-Rock Hill, North Carolina-South Carolina 1997 8-Hour Ozone Nonattainment Area" (FRL No. 9495-7) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4089. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designations of Areas for Air Quality Planning Purposes; Georgia: Atlanta; Determination of Attaining Data for the 1997 Annual Fine Particulate Matter National Ambient Air Quality Standards" (FRL No. 9496-3) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4090. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "User Fee to Take the Registered Tax Return Preparer Competency Examination" ((RIN1545-BK24)(TD 9559)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Finance.

EC-4091. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Extension of Import Restrictions Imposed on Archaeological and Ethnological Material from Bolivia" (RIN1515-AD83) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Finance.

EC-4092. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Import Restrictions Imposed on Certain Archaeological and Ethnological Material from Greece" (RIN1515-AD84) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Finance.

EC-4093. A communication from the Program Manager, Health Resources and Services Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Privacy Act; Exempt Record System" (RIN0906-AA891) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-4094. A communication from the Program Manager, Office of the National Coordinator for Health Information Technology, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Permanent Certification Program for Health Information Technology; Revisions to ONC-Approved Accreditor Processes" (RIN0991-AB77) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-4095. A communication from the Deputy Director for Policy, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Part 4022) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-4096. A communication from the Secretary of Labor, transmitting, pursuant to law, the fiscal year 2011 Agency Financial Report for the Department of Labor; to the Committee on Health, Education, Labor, and Pensions.

EC-4097. A communication from the Managing Director and Chief Financial Officer, Federal Maritime Commission, transmitting, pursuant to law, the Commission's fiscal year 2011 Performance and Accountability Report; to the Committee on Homeland Security and Governmental Affairs.

EC-4098. A communication from the Secretary of Veterans Affairs, transmitting, pursuant to law, the Department of Veterans Affairs' Semiannual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4099. A communication from the Chairman of the Railroad Retirement Board, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4100. A communication from the Budget Officer, Office of the Treasurer, National Gallery of Art, transmitting, pursuant to law, the financial statements for the National Gallery of Art for the year ended September 30, 2011 and the auditor's report thereon; to the Committee on Homeland Security and Governmental Affairs.

EC-4101. A communication from the Secretary of Veterans Affairs, transmitting, pursuant to law, the Department of Veterans Affairs 2011 Performance and Accountability

Report; to the Committee on Homeland Security and Governmental Affairs.

EC-4102. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Testing and Labeling Pertaining to Product Certification" (RIN3041-AC71) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4103. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Television Broadcasting Services; Montgomery, Alabama" (MB Docket No. 11-137; RM-11637) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4104. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Bastrop, Louisiana)" (MB Docket No. 11-87, RM-11628) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4105. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Species; Designation of Critical Habitat for the Southern Distinct Population Segment of Eulachon" (RIN0648-BA38) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4106. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; The Boeing Company Model 737-300, -400, and -500 Series Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-1162)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4107. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; SOCATA Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0868)) received in the Office of the President of the Senate on November 28, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-4108. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Agusta S.p.A. (Agusta) Model AB139 and AW139 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-1036)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4109. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Eurocopter Deutschland GmbH (ECD) Model MBB-BK 117 C-2 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-1075)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4110. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bell Helicopter Textron, Inc. (Bell), Model 205A-1, 205B, 210, and 212 Helicopters" ((RIN2120-AA64)(Docket No. FAA-2011-1182)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4111. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Sikma Aero Seat Passenger Seat Assemblies, Installed on, but not Limited to, ATR-GIE Avions de Transport Regional Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-1163)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4112. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0031)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4113. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness

Directives; General Electric Company Turboshaft Engines" ((RIN2120-AA64)(Docket No. FAA-2011-0942)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4114. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc RB211-524 Series, RB211-Trent 700 Series, and RB211-Trent 800 Series Turbofan Engines" ((RIN2120-AA64)(Docket No. FAA-2010-0993)) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. ROBERTS (for himself and Mr. MORAN):

S. 1924. A bill to authorize States to enforce pipeline safety requirements related to wellbores at interstate storage facilities; to the Committee on Commerce, Science, and Transportation.

By Mr. LEAHY (for himself and Mr. CRAPO):

S. 1925. A bill to reauthorize the Violence Against Women Act of 1994; to the Committee on the Judiciary.

By Mrs. GILLIBRAND (for herself, Ms. STABENOW, Mr. HARKIN, Mr. TESTER, Mr. FRANKEN, Mr. CASEY, Mr. SANDERS, Mr. LAUTENBERG, Mr. SCHUMER, Mr. BROWN of Ohio, and Mr. MERKLEY):

S. 1926. A bill to amend the Department of Agriculture Reorganization Act of 1994 to establish in the Department of Agriculture a Healthy Food Financing Initiative; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. PAUL (for himself and Mr. GRAHAM):

S. 1927. A bill to modify the criteria used by the Corps of Engineers to dredge small ports; to the Committee on Environment and Public Works.

By Ms. KLOBUCHAR (for herself and Mrs. HUTCHISON):

S. 1928. A bill to provide criminal penalties for stalking; to the Committee on the Judiciary.

By Mr. BLUMENTHAL (for himself, Mr. LIEBERMAN, Mrs. MCCASKILL, Mr. BLUNT, Mr. SCHUMER, Mrs. GILLIBRAND, and Mrs. FEINSTEIN):

S. 1929. A bill to require the Secretary of the Treasury to mint coins in commemoration of Mark Twain; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. TOOMEY (for himself and Mrs. MCCASKILL):

S. 1930. A bill to prohibit earmarks; read the first time.

By Mr. HELLER:

S. 1931. A bill to provide civilian payroll tax relief, to reduce the Federal budget deficit, and for other purposes; read the first time.

By Mr. LUGAR (for himself, Mr. HOEVEN, Mr. VITTER, Ms. MURKOWSKI, Mr. MCCONNELL, Mr. JOHANNES, Mr. ROBERTS, Mr. BARRASSO, Mr. COATS, Mr. RUBIO, Mr. ISAKSON, Mr. CORNYN, Mr. WICKER, Mr. INHOFE, Mr. MORAN, Mr. THUNE, Mr. JOHNSON of Wisconsin, Mr. CRAPO, Mr. GRAHAM, Mr. BLUNT, Mr. SESSIONS, Mr. ENZI, Mr. ALEXANDER, Mrs. HUTCHISON, Mr. RISCH, Mr. CHAMBLISS, Mr. KIRK, Mr. PORTMAN, Mr. BURR, Mr. SHELBY, Mr. LEE, Mr. BOOZMAN, Mr. COBURN, Mr. COCHRAN, Mr. GRASSLEY, Mr. HELLER, Mr. CORKER, and Mr. TOOMEY):

S. 1932. A bill to require the Secretary of State to act on a permit for the Keystone XL pipeline; read the first time.

By Mr. REID:

S.J. Res. 30. A joint resolution extending the cooling-off period under section 10 of the Railway Labor Act with respect to the dispute referred to in Executive Order No. 13586 of October 6, 2011; read the first time.

By Mr. REID:

S.J. Res. 31. A joint resolution applying certain conditions to the dispute referred to in Executive Order 13586 of October 6, 2011, between the enumerated freight rail carriers, common carriers by rail in interstate commerce, and certain of their employees represented by labor organizations that have not agreed to extend the cooling-off period under section 10 of the Railway Labor Act beyond 12:01 a.m. on December 6, 2011; read the first time.

By Mr. ENZI:

S.J. Res. 32. A joint resolution to provide for the resolution of the outstanding issues in the current railway labor-management dispute; read the first time.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. BROWN of Massachusetts:

S. Res. 340. A resolution to amend the Standing Rules of the Senate to prohibit a

Member, officer, or employee of the Senate from disclosing or using any material nonpublic information learned during the course of his or her service for personal gain; to the Committee on Rules and Administration.

By Mr. MERKLEY (for himself, Mr. BURR, Ms. SNOWE, Mr. WYDEN, Mrs. MURRAY, Mrs. FEINSTEIN, Mr. CASEY, Ms. CANTWELL, and Ms. COLLINS):

S. Res. 341. A resolution designating the first full week of December in 2011 as "National Christmas Tree Week"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 156

At the request of Mr. JOHNSON of Wisconsin, his name was added as a cosponsor of S. 156, a bill to amend the Energy Policy and Conservation Act to provide a uniform efficiency descriptor for covered water heaters.

At the request of Mr. KOHL, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 156, *supra*.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 834

At the request of Mr. CASEY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 905

At the request of Mr. HARKIN, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 905, a bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for the purchase of hearing aids.

S. 987

At the request of Mr. FRANKEN, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 987, a bill to amend title 9 of the United States Code with respect to arbitration.

S. 1025

At the request of Mr. LEAHY, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 1025, a bill to amend title 10, United States Code, to enhance the national defense through empowerment of the National Guard, enhancement of the functions of the National Guard Bureau, and improvement of Federal-State military coordination in domestic emergency response, and for other purposes.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1369

At the request of Mr. CRAPO, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 1369, a bill to amend the Federal Water Pollution Control Act to exempt the conduct of silvicultural activities from national pollutant discharge elimination system permitting requirements.

S. 1421

At the request of Mr. PORTMAN, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1421, a bill to authorize the Peace Corps Commemorative Foundation to establish a commemorative work in the District of Columbia and its environs, and for other purposes.

S. 1558

At the request of Mr. SANDERS, the name of the Senator from Nevada [Mr. REID] was added as a cosponsor of S. 1558, a bill to amend the Internal Revenue Code of 1986 to apply payroll taxes to remuneration and earnings from self-employment up to the contribution and benefit base and to remuneration in excess of \$250,000.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1691

At the request of Mr. BEGICH, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1691, a bill to amend chapter 44 of title 18, United States Code, to update certain procedures applicable to commerce in firearms and remove certain Federal restrictions on interstate firearms transactions.

S. 1692

At the request of Mr. BINGAMAN, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 1692, a bill to reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, to provide full funding for the Payments in Lieu of Taxes program, and for other purposes.

S. 1792

At the request of Mr. WHITEHOUSE, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1792, a bill to clarify the authority of the

United States Marshal Service to assist other Federal, State, and local law enforcement agencies in the investigation of cases involving sex offenders and missing children.

S. 1853

At the request of Mr. SANDERS, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1853, a bill to recalculate and restore retirement annuity obligations of the United States Postal Service, eliminate the requirement that the United States Postal Service pre-fund the Postal Service Retiree Health Benefits Fund, place restrictions on the closure of postal facilities, create incentives for innovation for the United States Postal Service, to maintain levels of postal service, and for other purposes.

S. 1868

At the request of Mr. MENENDEZ, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 1868, a bill to establish within the Smithsonian Institution the Smithsonian American Latino Museum, and for other purposes.

S. 1884

At the request of Mr. DURBIN, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1884, a bill to provide States with incentives to require elementary schools and secondary schools to maintain, and permit school personnel to administer, epinephrine at schools.

S. 1886

At the request of Mr. LEAHY, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1886, a bill to prevent trafficking in counterfeit drugs.

S. 1900

At the request of Mr. MENENDEZ, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 1900, a bill to amend title XVIII of the Social Security Act to preserve access to urban Medicare-dependent hospitals.

S. 1903

At the request of Mrs. GILLIBRAND, the names of the Senator from Ohio [Mr. BROWN] and the Senator from Montana [Mr. BAUCUS] were added as cosponsors of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

SENATE RESOLUTION 310

At the request of Ms. MIKULSKI, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of Senate Resolution 310, a resolution designating 2012 as the "Year of the Girl" and congratulating Girl Scouts of the USA on its 100th anniversary.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on November 30, 2011, at 2:30 p.m., in room 253 of the Russell Senate Office Building.

COMMITTEE ON VETERANS' AFFAIRS

The Committee on Veterans' Affairs be authorized to meet during the session on November 30, 2011. The Committee will meet in room 418 of the Russell Senate Office Building beginning at 10 a.m.

SUBCOMMITTEE ON THE CONSTITUTION, CIVIL RIGHTS AND HUMAN RIGHTS

The Committee on the Judiciary, Subcommittee on the Constitution, Civil Rights and Human Rights, be authorized to meet during the session of the Senate on November 30, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "A Balanced Budget Amendment: The Perils of Constitutionalizing the Budget Debate."

SPECIAL COMMITTEE ON AGING

The Special Committee on Aging be authorized to meet during the session of the Senate on November 30, 2011, at 2 p.m., in room 562 of the Dirksen Senate Office Building to conduct a hearing entitled: "Overprescribed: The Human and Taxpayers' Costs of Antipsychotics in Nursing Homes."

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 12:25 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1801. An act to amend title 49, United States Code, to provide for expedited security screenings for members of the Armed Forces.

H.R. 2192. An act to exempt for an additional 4-year period, from the application of the means-test presumption of abuse under chapter 7, qualifying members of reserve components of the Armed Forces and members of the National Guard who, after September 11, 2001, are called to active duty or to perform a homeland defense activity for not less than 90 days.

H.R. 2465. An act to amend the Federal Employees' Compensation Act.

H.R. 3012. An act to amend the Immigration and Nationality Act to eliminate

the per-country numerical limitation for employment-based immigrants, to increase the per-country numerical limitation for family-sponsored immigrants, and for other purposes.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1801. An act to amend title 49, United States Code, to provide for expedited security screenings for members of the Armed Forces; to the Committee on Commerce, Science, and Transportation.

H.R. 2465. An act to amend the Federal Employees' Compensation Act; to the Committee on Homeland Security and Governmental Affairs.

MOTION TO PROCEED TO CONSIDER BILL S. 1917

On motion by Mr. REID that the Senate proceed to consider the bill (S. 1917) to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the motion to proceed to consider bill S. 1917; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 1917:

HARRY REID, ROBERT P. CASEY, JR., JACK REED, DICK DURBIN, DIANNE FEINSTEIN, CARL LEVIN, JEFF BINGAMAN, PATTY MURRAY, PATRICK LEAHY, KENT CONRAD, S. WHITEHOUSE, BEN CARDIN, BARBARA BOXER, AL FRANKEN, MAX BAUCUS, ROBERT MENENDEZ, J. LIEBERMAN.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

Mr. REID thereupon withdrew the motion to proceed.

NATIONAL DEFENSE AUTHORIZATION ACT

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the bill (S. 1867) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; and

The Senate resumed consideration of the bill.

The question being on agreeing to amendment No. 1174, proposed by Mr. MERKLEY (for himself, Mr. LEE, Mr. TOM UDALL, Mr. PAUL, Mr. SHERROD BROWN, Mr. BAUCUS, Mr. DURBIN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. LEAHY, Mr. MANCHIN, Mr. ROCKEFELLER, Mr. SANDERS, and Mr. WHITEHOUSE), to the bill, as amended.

Pending debate,

Mr. LEVIN, by unanimous consent, proposed the following amendments on various pages and lines on behalf of the Senators indicated; each was modified, as indicated, and agreed to: Mrs. SHAHEEN, amendment No. 1122; Mr. REID, amendment No. 1129; Mr. REID (for himself and Mr. INHOFE), amendment No. 1130; Mrs. HAGAN (for herself, Mr. PORTMAN, and Ms. AYOTTE), amendment No. 1143; Mr. WARNER, amendment No. 1162; Mr. WARNER (for himself and Ms. AYOTTE), amendment No. 1164; Mr. WARNER (for himself and Mr. BILL NELSON), amendment No. 1165; Mr. WARNER, amendment No. 1166; Mr. WARNER, amendment No. 1167, as modified; Mrs. MURRAY (for herself and Ms. CANTWELL), amendment No. 1178, as modified; Mr. COBURN (for himself, Mr. MCCAIN, Mr. INHOFE, and Ms. AYOTTE), amendment No. 1207; Mr. MCCAIN (for himself, Mr. PORTMAN, and Ms. AYOTTE), amendment No. 1227; Mr. MCCAIN (for himself and Mr. PORTMAN), amendment No. 1228; Mrs. SHAHEEN (for herself and Ms. AYOTTE), amendment No. 1237; Mr. WARNER, amendment No. 1240; Mr. MCCAIN, amendment No. 1245; Mr. WARNER, amendment No. 1266; Mr. BAUCUS, amendment No. 1276; Mr. MCCAIN, amendment No. 1280; Mr. WEBB (for himself, Mr. GRAHAM, and Mr. INHOFE), amendment No. 1298; Mr. LEVIN, amendment No. 1301; Mr. LEVIN (for himself and Mr. MCCAIN), amendment No. 1303; Mr. HATCH, amendment No. 1315; Mr. PORTMAN (for himself, Mr. INHOFE, and Ms. AYOTTE), amendment No. 1317; Mr. COCHRAN (for himself, and Mr. WICKER), amendment No. 1324; Mr. RISCH, amendment No. 1326; and Mr. LIEBERMAN (for himself, Mr. CORNYN, and Ms. AYOTTE), amendment No. 1332.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the question recur on the following pending amendments; and that each be modified, as indicated, and agreed to: amendment No. 1056; amendment No. 1066; amendment No. 1102; amendment No. 1116; amendment No. 1132; amendment No. 1134; amendment No. 1149, as modified; amendment No. 1180, as modified; amendment No. 1183, as modified; amendment No. 1210; amendment No. 1215,

as modified; amendment No. 1250; and amendment No. 1281, as modified.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate the motion, presented by Mr. REID on Monday, November 28, 2011, to bring to a close debate on the pending bill.

Pursuant to the order of yesterday,

The quorum under the rule having been waived,

Pursuant to the provisions of rule XXII of the Standing Rules of the Senate,

The ACTING PRESIDENT pro tempore stated the question to be: Is it the sense of the Senate that debate shall be brought to a close?

The question being taken.

It was determined in the affirmative---

yeas... 88, nays... 12

[Rollcall Vote No. 212 Leg.]

YEAS --- 88

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker.

NAYS --- 12

Burr, Coburn, Cornyn, Crapo, DeMint, Grassley, Lee, Merkley, Paul, Risch, Rubio, Wyden.

So the motion was agreed to; three-fifths of Senators duly chosen and sworn having voted in the affirmative.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That amendment No. 1073 be withdrawn.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. MCCAIN,

Ordered, That amendment No. 1230, as modified, be withdrawn.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

By unanimous consent, on the request of Mr. CORKER,

Ordered, That amendment No. 1172 be modified.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. MCCAIN,

Ordered, That the question recur on agreeing to amendment No. 1172, as modified; and that the amendment, as modified, be agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the amendment, as modified.

On motion by Mr. MCCAIN,

The motion to reconsider was laid on the table.

The question recurring on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That following remarks by Mrs. FEINSTEIN and Mr. DURBIN, the question recur on agreeing to amendment No. 1257; and that Mr. MERKLEY be recognized to speak thereon.

Pending debate,

Pursuant to the order of today,

The question recurring on agreeing to amendment No. 1257, proposed by Mr. MERKLEY (for himself, Mr. LEE, Mr. PAUL, Mr. MANCHIN, Mr. BAUCUS, Mr. HARKIN, Mr. SHERROD BROWN, Mr. DURBIN, Mr. SANDERS, Mrs. GILLIBRAND, Mr. SCHUMER, Mr. LEAHY, Mr. WHITEHOUSE, Mr. TOM UDALL, Mr. CARDIN, Mr. ROCKEFELLER, Mr. BINGAMAN, Mr. CONRAD, Mr. BEGICH, and Mrs. BOXER), to the bill, as amended.

Mr. MERKLEY modified his pending amendment.

The question then being agreeing to amendment No. 1257, as modified, to the bill, as amended.

After debate,

The amendment, as modified, was agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the amendment, as modified.

On motion by Mr. MERKLEY,

The motion to reconsider was laid on the table.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. MCCAIN,

Ordered, That amendment No. 1229 be the pending question.

The question then being on agreeing to amendment No. 1229, proposed by Ms. AYOTTE for Mr. MCCAIN (for himself and Mr. INHOFE), to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LIEBERMAN,

Ordered, That he be added as cosponsor to the pending amendment.

The question being on agreeing to amendment No. 1229 to the bill, as amended.

After debate,

The amendment was agreed to.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Ms. AYOTTE,

Ordered, That amendment No. 1067 be withdrawn.

The question being on agreeing to amendment No. 1174 to bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. MCCAIN,

Ordered, That amendment No. 1246 be the pending question; and that the amendment be modified.

The question then being on agreeing to amendment No. 1246, as modified, proposed by Ms. AYOTTE (for Mr. MCCAIN), to the bill, as amended.

After debate,

The amendment, as modified, was agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the amendment, as modified.

On motion by Mr. MCCAIN,

The motion to reconsider was laid on the table.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. SESSIONS,

Ordered, That the question recur on agreeing to amendment No. 1185; and that the amendment be modified.

The question then being on agreeing to amendment No. 1185, as modified, to the bill, as amended.

After debate,

The amendment, as modified, was agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the amendment, as modified.

On motion by Mr. MCCAIN,

The motion to reconsider was laid on the table.

By unanimous consent, on the request of Mr. INHOFE,

Ordered, That the question recur on agreeing to pending amendment No. 1098; and that the amendment be modified.

The question then being on agreeing to amendment 1098, as modified, proposed by Mr. INHOFE, to the bill, as amended.

After debate,

The amendment, as modified, was agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the amendment, as modified.

On motion by Mr. MCCAIN,

The motion to reconsider was laid on the table.

The question being on agreeing to amendment No. 1174 to the bill, as amended.
Pending debate,

By unanimous consent, on the request of Mr. INHOFE,

Ordered, That his amendments Numbered 1094, 1095, 1096, and 1101 be withdrawn.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That when the Senate resumes consideration of pending bill S. 1867, his pending amendment No. 1293 be the pending question.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

HOUSE AMENDMENT TO SENATE AMENDMENT TO BILL H.R. 394

On the request of Mr. DURBIN,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the message received from the House of Representatives announcing that it agreed to the amendment Numbered 1 of the Senate to the bill (H.R. 394) to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes, and that it had agreed to the amendment No. 2 of the Senate to the bill with an amendment.

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the Senate concur in the amendment of the House to the amendment Numbered 2 of the Senate to the bill; and that a motion to reconsider be considered made and laid on the table.

DESIGNATING "NATIONAL CHRISTMAS TREE WEEK"

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 341) designating the first full week of December in 2011 as "National Christmas Tree Week", submitted today by Mr. MERKLEY (for himself, Mr. BURR, Ms. SNOWE, Mr. WYDEN, Mrs. MURRAY, Mrs. FEINSTEIN, Mr. CASEY, Ms. CANTWELL, and Ms. COLLINS), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

JOINT RESOLUTION READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the joint resolution (S.J. Res. 30) extending the cooling-off period under section 10 of the Railway Labor Act with respect to the dispute referred to in Executive Order No. 13586 of October 6, 2011, introduced today by Mr. REID, and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the joint resolution be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

JOINT RESOLUTION READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the joint resolution (S.J. Res. 31) applying certain conditions to the dispute referred to in Executive Order 13586 of October 6, 2011, between the enumerated freight rail carriers, common carriers by rail in interstate commerce, and certain of their employees represented by labor organizations that have not agreed to extend the cooling-off period under section 10 of the Railway Labor Act beyond 12:01 a.m. on December 6, 2011, introduced today by Mr. REID, and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the joint resolution be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

JOINT RESOLUTION READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the joint resolution (S.J. Res. 32) to provide for the resolution of the outstanding issues in the current railway labor-management dispute, introduced today by Mr. ENZI, and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the joint resolution be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (S. 1930) to prohibit earmarks, introduced today by Mr. TOOMEY (for himself and Mrs. MCCASKILL), and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (S. 1931) to provide civilian payroll tax relief, to reduce the Federal budget deficit, and for other purposes, introduced today by Mr. HELLER, and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

BILL READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (S. 1932) to require the Secretary of State to act on a permit for the Keystone XL pipeline, introduced today by Mr. LUGAR (for himself, Mr. HOEVEN, Mr. VITTER, Ms. MURKOWSKI, Mr. MCCONNELL, Mr. JOHANNIS, Mr. ROBERTS, Mr. BARRASSO, Mr. COATS, Mr. RUBIO, Mr. ISAKSON, Mr. CORNYN, Mr. WICKER, Mr. INHOFE, Mr. MORAN, Mr. THUNE, Mr. RON JOHNSON, Mr. CRAPO, Mr. GRAHAM, Mr. BLUNT, Mr. SESSIONS, Mr. ENZI, Mr. ALEXANDER, Mrs. HUTCHISON, Mr. RISCH, Mr. CHAMBLISS, Mr. KIRK, Mr. PORTMAN, Mr. BURR, Mr. SHELBY, Mr. LEE, Mr. BOOZMAN, Mr. COBURN, Mr. COCHRAN, Mr. GRASSLEY, Mr. HELLER, Mr. CORKER, and Mr. TOOMEY), and at the desk; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

APPOINTMENT BY THE MINORITY LEADER

NATIONAL COMMISSION FOR THE REVIEW OF THE RESEARCH AND DEVELOPMENT PROGRAMS

The PRESIDING OFFICER announced that the minority leader, after consultation with the Vice Chairman of the Select Committee on Intelligence, and pursuant to provisions of Public Law 107-306, as amended by Public Law 111-259, had appointed the following individual to serve as a member of the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community: Mr. John J. Young, of Virginia.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the majority control the first half therein, and the minority control the second half therein; and that, following morning business, the Senate resume consideration of bill S. 1867.

Ordered further, That the time during adjournment and morning business be counted against the time for debate on the bill pursuant to rule XXII of the Standing Rules of Senate.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,
At 7:40 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, DECEMBER 1, 2011

Mr. JEFF MERKLEY, from the State of Oregon, called the Senate to order at 9:30

a.m., the Chaplain offered a prayer, and Mr. MERKLEY led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE PRESIDENT PRO TEMPORE,

Washington, DC, December 1, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEFF MERKLEY, a Senator from the State of Oregon, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. MERKLEY took the chair.

JOINT RESOLUTION READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (S.J. Res. 30) extending the cooling-off period under section 10 of the Railway Labor Act with respect to the dispute referred to in Executive Order No. 13586 of October 6, 2011, introduced on yesterday by Mr. REID, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would be placed on the calendar.

JOINT RESOLUTION READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (S.J. Res. 31) applying certain conditions to the dispute referred to in Executive Order 13586 of October 6, 2011, between the enumerated freight rail carriers, common carriers by rail in interstate commerce, and certain of their employees represented by labor organizations that have not agreed to extend the cooling-off period under section 10 of the Railway Labor Act beyond 12:01 a.m. on December 6, 2011, introduced on

yesterday by Mr. REID, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would be placed on the calendar.

JOINT RESOLUTION READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the joint resolution (S.J. Res. 32) to provide for the resolution of the outstanding issues in the current railway labor-management dispute, introduced on yesterday by Mr. ENZI, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the joint resolution.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the joint resolution would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1930) to prohibit earmarks, introduced on yesterday by Mr. TOOMEY (for himself, Mrs. McCASKILL, and Mr. RUBIO), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1931) to provide civilian payroll tax relief, to reduce the Federal budget deficit, and for other purposes, introduced on yesterday by Mr. HELLER, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of

the Standing Rules of the Senate, the bill would be placed on the calendar.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1932) to require the Secretary of State to act on a permit for the Keystone XL pipeline, introduced on yesterday by Mr. LUGAR (for himself, Mr. HOEVEN, Mr. VITTER, Ms. MURKOWSKI, Mr. MCCONNELL, Mr. JOHANNES, Mr. ROBERTS, Mr. BARRASSO, Mr. COATS, Mr. RUBIO, Mr. ISAKSON, Mr. CORNYN, Mr. WICKER, Mr. INHOFE, Mr. MORAN, Mr. THUNE, Mr. RON JOHNSON, Mr. CRAPO, Mr. GRAHAM, Mr. BLUNT, Mr. SESSIONS, Mr. ENZI, Mr. ALEXANDER, Mrs. HUTCHISON, Mr. RISCH, Mr. CHAMBLISS, Mr. KIRK, Mr. PORTMAN, Mr. BURR, Mr. SHELBY, Mr. LEE, Mr. BOOZMAN, Mr. COBURN, Mr. COCHRAN, Mr. GRASSLEY, Mr. HELLER, Mr. CORKER, Mr. TOOMEY, and Ms. AYOTTE), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4115. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a

rule entitled "Fenamidone; Pesticide Tolerances" (FRL No. 9325-4) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4116. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Prohexadione Calcium; Pesticide Tolerances" (FRL No. 9326-4) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4117. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Polyethylene glycol; Tolerance Exemption" (FRL No. 8892-1) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4118. A communication from the Acting Under Secretary of Defense (Personnel and Readiness), transmitting a report on the approved retirement of Admiral Patrick M. Walsh, United States Navy, and his advancement to the grade of admiral on the retired list; to the Committee on Armed Services.

EC-4119. A communication from the Assistant Secretary of Defense (Legislative Affairs), transmitting a legislative proposal relative to the National Defense Authorization Act for Fiscal Year 2012; to the Committee on Armed Services.

EC-4120. A communication from the Associate General Counsel for Legislation and Regulations, Office of Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Federal Housing Administration (FHA) Appraiser Roster: Appraiser Qualifications for Placement on the FHA Appraiser Roster" (RIN2502-AI96) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4121. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on November 29, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4122. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to the

stabilization of Iraq that was declared in Executive Order 13303 of May 22, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-4123. A communication from the Division Chief of Regulatory Affairs, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Geothermal Resource Leasing and Geothermal Resources Unit Agreements" (RIN1004-AD86) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Energy and Natural Resources.

EC-4124. A communication from the Division Chief of Regulatory Affairs, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Public Sales" (RIN1004-AD74) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Energy and Natural Resources.

EC-4125. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; West Virginia and Ohio; Determinations of Attainment of the 1997 Annual Fine Particle Standard for the Parkersburg-Marietta and Wheeling Nonattainment Areas" (FRL No. 9498-7) received in the Office of the President of the Senate on November 29, 2011; to the Committee on Environment and Public Works.

EC-4126. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Louisiana; Revisions to Control Volatile Organic Compound Emissions for Surface Coatings and Graphic Arts" (FRL No. 9496-8) received in the Office of the President of the Senate on November 29, 2011; to the Committee on Environment and Public Works.

EC-4127. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning; Louisiana; Baton Rouge Area: Redesignation to Attainment for the 1997 8-Hour Ozone Standard" (FRL No. 9498-2) received in the Office of the President of the Senate on November 29, 2011; to the Committee on Environment and Public Works.

EC-4128. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency,

transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, Placer County Air Pollution Control District" (FRL No. 9493-2) received in the Office of the President of the Senate on November 29, 2011; to the Committee on Environment and Public Works.

EC-4129. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mandatory Reporting of Greenhouse Gases" (FRL No. 9493-9) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4130. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; North Carolina: Redesignation of the Hickory-Morganton-Lenoir 1997 Annual Fine Particulate Matter Nonattainment Area to Attainment" (FRL No. 9493-5) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4131. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; North Carolina: Redesignation of the Greensboro--Winston-Salem --High Point 1997 Annual Fine Particulate Matter Nonattainment Area to Attainment" (FRL No. 9493-6) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4132. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Texas; Revisions to the New Source Review (NSR) State Implementation Plan (SIP); General Definitions; Definition of Modification of Existing Facility" (FRL No. 9489-8) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4133. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a

rule entitled "Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Determination of Clean Data for the 2006 Fine Particulate Standard for the Charleston Area" (FRL No. 9494-2) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4134. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Delaware; Amendments to the Control of Volatile Organic Compound Emissions from Offset Lithographic Printing and Letterpress Printing" (FRL No. 9493-1) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4135. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Update to Materials Incorporated by Reference" (FRL No. 9490-3) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4136. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Oil Pollution Prevention; Spill Prevention, Control, and Countermeasure (SPCC) Rule--Compliance Date Amendment for Farms" (FRL No. 9494-8) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4137. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "List of Approved Spent Fuel Storage Casks: MAGNASTOR System, Revision 2" (RIN3150-AI91) received in the Office of the President of the Senate on November 29, 2011; to the Committee on Environment and Public Works.

EC-4138. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Proposed Method of Accounting for OID on a Pool of Credit Card Receivables" (Notice 2011-99) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Finance.

EC-4139. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Examination of returns and claims for refund, credit, or abatement; determination of correct tax liability" (Rev. Proc. 2011-58) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Finance.

EC-4140. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Examination of returns and claims for refund, credit, or abatement; determination of correct tax liability" (Rev. Proc. 2011-57) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Finance.

EC-4141. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Approval of Grape Variety Names for American Wines" (RIN1513-AA42) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Finance.

EC-4142. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement to include the export of defense articles, including, technical data, and defense services to support the Proton integration and launch of the Inmarsat 5 Series F1, F2, and F3 Commercial Communication Satellites from the Baikonur Cosmodrome in Kazakhstan in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-4143. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement to include the export of defense articles, including, technical data, and defense services to the Secretaría de la Defensa Nacional, for a radar system for the Surveillance and Control of the Mexican Airspace program the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-4144. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement to include the export of defense articles, including, technical data, and defense services to the United Kingdom and France for the delivery

and support of fourteen Mk6 Chinook helicopters to the United Kingdom Ministry of Defense in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-4145. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to the United Kingdom for the design, development and manufacture of upgrades to the Brimstone Weapon System for several United States allies in Europe in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-4146. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to the United Kingdom and India for the manufacturing and maintenance of AC and DC electrical power generating systems, motors, motor drive systems, and system control units utilized on military aircraft and ground vehicles for users in 63 countries in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-4147. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement to include the export of defense articles, including, technical data, and defense services for the manufacture and sales of AN/APG-63(V)1 radar system retrofit kits for sale and delivery to the Japanese Air Self Defense Force in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-4148. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Animal Food Labeling; Declaration of Certifiable Color Additives" (Docket No. FDA-2009-N-0025) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-4149. A communication from the Secretary of Education, transmitting, pursuant to law, the report of a rule entitled "Race to the Top Fund Phase 3" (RIN1894-AA01) received in the Office of the President of the Senate on November 28, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-4150. A communication from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting, pursuant to law, the Administration's Semiannual Report of the Inspector General and the Semiannual Management Report on the Status of Audits for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4151. A communication from the Chairman of the Federal Communications Commission, transmitting, pursuant to law, the Commission's fiscal year 2011 Agency Financial Report; to the Committee on Homeland Security and Governmental Affairs.

EC-4152. A communication from the Budget Officer, Office of the Treasurer, National Gallery of Art, transmitting, pursuant to law, the financial statements for the National Gallery of Art for the year ended September 30, 2011 and the auditor's report thereon; to the Committee on Homeland Security and Governmental Affairs.

EC-4153. A communication from the Secretary of Labor, transmitting, pursuant to law, the Semiannual Report of the Office of Inspector General of the Department of Labor for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4154. A communication from the Director, Office of Personnel Management, transmitting, pursuant to law, the Semiannual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4155. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-228 "Jubilee Housing Residential Rental Project Real Property Tax Exemption Clarification Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-4156. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-234 "Cooperative Housing Association Economic Interest Recordation Tax Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-4157. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-235 "Real Property Tax Appeals Commission Establishment Clarification Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-4158. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a

report on D.C. Act 19-236 "Criminal Penalty for Unregistered Motorist Repeal Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-4159. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-237 "The Washington Ballet Equitable Real Property Tax Relief Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-4160. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-238 "Vault Tax Clarification Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-4161. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-239 "Arthur Capper/Carrollburg Public Improvements Revenue Bonds Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-4162. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Department of Health and Human Services' Semiannual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4163. A communication from the Director, Office of Personnel Management, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011 and the Management Response for the period ending September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4164. A communication from the Secretary of Energy, transmitting, pursuant to law, the Department of Energy's Semiannual Report of the Inspector General for the period from April 1, 2011 to September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4165. A communication from the Administrator of the Agency for International Development (USAID), transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4166. A communication from the Acting Chief Executive Officer, Corporation for National and Community Service, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General and the Corporation for National and Community Service's Report on Final Action for the period from April 1, 2011 through September

30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4167. A communication from the Chairman, Defense Nuclear Facilities Safety Board, transmitting, pursuant to law, the Board's fiscal year 2011 Performance and Accountability Report; to the Committee on Homeland Security and Governmental Affairs.

EC-4168. A communication from the Chairman, U.S. Nuclear Regulatory Commission, transmitting, pursuant to law, the Commission's Performance and Accountability Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4169. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Expansions of the Russian River Valley and Northern Sonoma Viticultural Areas" (RIN1513-AB57) received in the Office of the President of the Senate on November 30, 2011; to the Committee on the Judiciary.

EC-4170. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Establishment of the Pine Mountain-Cloverdale Peak Viticultural Area" (RIN1513-AB4) received in the Office of the President of the Senate on November 30, 2011; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. KERRY, from the Committee on Foreign Relations, with an amendment in the nature of a substitute and an amendment to the title and with an amended preamble:

S. Res. 227. A resolution calling for the protection of the Mekong River Basin and increased United States support for delaying the construction of mainstream dams along the Mekong River.

By Mr. KERRY, from the Committee on Foreign Relations, without amendment and with an amended preamble:

S. Res. 316. A resolution expressing the sense of the Senate regarding Tunisia's peaceful Jasmine Revolution.

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 671. A bill to authorize the United States Marshals Service to issue administrative subpoenas in investigations relating to unregistered sex offenders.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 1792. A bill to clarify the authority of the United States Marshal Service to assist

other Federal, State, and local law enforcement agencies in the investigation of cases involving sex offenders and missing children.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. SCHUMER (for himself, Mr. TOOMEY, Mr. WARNER, and Mr. CRAPO):

S. 1933. A bill to increase American job creation and economic growth by improving access to the public capital markets for emerging growth companies; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. HELLER:

S. 1934. A bill to amend the Internal Revenue Code of 1986 to repeal certain communications taxes, and for other purposes; to the Committee on Finance.

By Mrs. HAGAN (for herself, Ms. COLLINS, Mr. SCHUMER, Mr. KIRK, and Mr. AKAKA):

S. 1935. A bill to require the Secretary of the Treasury to mint coins in recognition and celebration of the 75th anniversary of the establishment of the March of Dimes Foundation; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. JOHNSON of Wisconsin (for himself, Mrs. HUTCHISON, Mr. WICKER, Mr. RISCH, Mr. COBURN, Mr. SESSIONS, Mr. DEMINT, Mr. RUBIO, Mr. ENZI, Mr. CORNYN, Mr. LEE, Mr. PAUL, Mr. BARRASSO, Ms. AYOTTE, and Mr. MCCAIN):

S. 1936. A bill to adopt the seven immediate reforms recommended by the National Commission on Fiscal Responsibility and Reform to reduce spending and make the Federal government more efficient; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BROWN of Ohio (for himself and Ms. SNOWE):

S. 1937. A bill to amend the Internal Revenue Code of 1986 to extend the nonbusiness energy property credit to include the insulation component of insulated siding; to the Committee on Finance.

By Ms. SNOWE:

S. 1938. A bill to amend chapter 6 of title 5, United States Code (commonly known as the Regulatory Flexibility Act), to ensure complete analysis of potential impacts on small entities of rules, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Ms. KLOBUCHAR (for herself and Mr. WARNER):

S. 1939. A bill to amend title 23, United States Code, to direct the Secretary of Transportation to require that broadband conduits be installed as part of certain highway construction projects, and for other purposes; to the Committee on Environment and Public Works.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent and Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. RUBIO:

S. Res. 342. A resolution honoring the life and legacy of Laura Pollan; to the Committee on Foreign Relations.

By Mr. BLUMENTHAL:

S. Con. Res. 33. A concurrent resolution reorganizing the need to improve physical access to many federally funded facilities for all people of the United States, particularly people with disabilities; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 491

At the request of Mr. PRYOR, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 491, a bill to amend title 38, United States Code, to recognize the service in the reserve components of the Armed Forces of certain persons by honoring them with status as veterans under law, and for other purposes.

S. 506

At the request of Mr. CASEY, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 606

At the request of Mr. CASEY, the name of the Senator from Louisiana [Mr. VITTER] was added as a cosponsor of S. 606, a bill to amend the Federal Food, Drug, and Cosmetic Act to improve the priority review voucher incentive program relating to tropical and rare pediatric diseases.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 678

At the request of Mr. KOHL, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 678, a bill to increase the penalties for economic espionage.

S. 797

At the request of Ms. MIKULSKI, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 797, a bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes.

S. 810

At the request of Ms. CANTWELL, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 810, a bill to prohibit the conducting of invasive research on great apes, and for other purposes.

S. 834

At the request of Mr. CASEY, the names of the Senator from Colorado [Mr. UDALL], the Senator from Oregon [Mr. MERKLEY] and the Senator from Rhode Island [Mr. REED] were added as cosponsors of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 881

At the request of Ms. LANDRIEU, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 881, a bill to amend the Consumer Credit Protection Act to assure meaningful disclosures of the terms of rental-purchase agreements, including disclosures of all costs to consumers under such agreements, to provide substantive rights to consumers under such agreements, and for other purposes.

S. 1122

At the request of Mr. MENENDEZ, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 1122, a bill to amend title 23, United States Code, to establish standards limiting the amounts of arsenic and lead contained in glass beads used in pavement markings.

S. 1214

At the request of Mrs. GILLIBRAND, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1214, a bill to amend title 10, United States Code, regarding restrictions on the use of Department of Defense funds and facilities for abortions.

S. 1358

At the request of Mr. TESTER, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1358, a bill to amend the Family and Medical Leave Act of 1993 to provide leave because of the death of a son or daughter.

S. 1440

At the request of Mr. BENNET, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to

reduce infant mortality caused by prematurity.

S. 1538

At the request of Ms. COLLINS, the name of the Senator from Oklahoma [Mr. INHOFE] was added as a cosponsor of S. 1538, a bill to provide for a time-out on certain regulations, and for other purposes.

S. 1544

At the request of Mr. TESTER, the names of the Senator from Idaho [Mr. CRAPO] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 1544, a bill to amend the Securities Act of 1933 to require the Securities and Exchange Commission to exempt a certain class of securities from such Act.

S. 1578

At the request of Mr. TOOMEY, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1578, a bill to amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

S. 1733

At the request of Mr. TESTER, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1733, a bill to establish the Commission on the Review of the Overseas Military Facility Structure of the United States.

S. 1738

At the request of Mr. CORNYN, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1738, a bill to rescind the 3.8 percent tax on the investment income of the American people and to promote job creation and small businesses.

S. 1747

At the request of Mrs. HAGAN, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1747, a bill to amend the Fair Labor Standards Act of 1938 to modify provisions relating to the exemption for computer systems analysts, computer programmers, software engineers, or other similarly skilled workers.

S. 1753

At the request of Mr. KIRK, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 1753, a bill to require operators of Internet websites that provide access to international travel services and market overseas vacation destinations to provide on such websites information to consumers regarding the potential health and safety risks associated with traveling to such vacation destinations, and for other purposes.

S. 1792

At the request of Mr. LEAHY, his name was added as a cosponsor of S. 1792, a bill to clarify the authority of the United States Marshal Service to assist other Federal, State, and local law enforcement agencies in the investigation of cases involving sex offenders and missing children.

At the request of Mr. WHITEHOUSE, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1792, supra.

S. 1798

At the request of Mr. UDALL of New Mexico, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1798, a bill to direct the Secretary of Veterans Affairs to establish an open burn pit registry to ensure that members of the Armed Forces who may have been exposed to toxic chemicals and fumes caused by open burn pits while deployed to Afghanistan or Iraq receive information regarding such exposure, and for other purposes.

S. 1816

At the request of Mr. LAUTENBERG, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1816, a bill to amend title 23, United States Code, to modify a provision relating to minimum penalties for repeat offenders for driving while intoxicated or driving under the influence.

S. 1866

At the request of Mr. RUBIO, the names of the Senator from Alaska [Mr. BEGICH] and the Senator from Mississippi [Mr. WICKER] were added as cosponsors of S. 1866, a bill to provide incentives for economic growth, and for other purposes.

S. 1871

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 1871, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1876

At the request of Mr. BROWN of Ohio, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1876, a bill to require the establishment of a Consumer Price Index for Elderly Consumers to compute cost-of-living increases for Social Security benefits under title II of the Social Security Act.

S. 1886

At the request of Mr. LEAHY, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1886, a bill to prevent trafficking in counterfeit drugs.

S. 1894

At the request of Mr. SCHUMER, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1894, a bill to deter terrorism, provide justice for victims, and for other purposes.

S. 1900

At the request of Mr. MENENDEZ, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 1900, a bill to amend title XVIII of the Social Security Act

to preserve access to urban Medicare-dependent hospitals.

S. 1903

At the request of Mrs. GILLIBRAND, the name of the Senator from Nebraska [Mr. JOHANNIS] was added as a cosponsor of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1917

At the request of Mr. CASEY, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1917, a bill to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes.

S. 1929

At the request of Mr. BLUMENTHAL, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1929, a bill to require the Secretary of the Treasury to mint coins in commemoration of Mark Twain.

S. 1930

At the request of Mr. TOOMEY, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 1930, a bill to prohibit earmarks.

S. 1932

At the request of Mr. LUGAR, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1932, a bill to require the Secretary of State to act on a permit for the Keystone XL pipeline.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on December 1, 2011 at 10 a.m. in SD-106.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs, be authorized to meet during the session of the Senate on December 1, 2011, at 10 a.m., to conduct a hearing entitled "Spurring Job Growth Through Capital Formation While Protecting Investors."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on December 1, 2011, at 10 a.m., to held a hearing entitled, "U.S. Strategic Objectives Towards Iran."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on December 1, 2011, at 2:30 p.m. to conduct a hearing entitled "Insider Trading and Congressional Accountability."

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on December 1, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a hearing entitled "Deficit Reduction and Job Creation: Regulatory Reform in Indian Country."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on December 1, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES AND INTERNATIONAL SECURITY

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on December 1, 2011, at 10:30 a.m. to conduct a hearing entitled, "The financial and Societal Costs of Medicating America's Foster Children."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 1:36 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 3094. An act to amend the National Labor Relations Act with respect to representation hearings and the timing of elections of labor organizations under that Act.

At 6:13 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 394. An act to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

OBJECTION TO MODIFICATION OF CERTAIN AMENDMENT

Mr. CORNYN asked unanimous consent that his amendment No. 1200 to bill S. 1867 be modified.

Mr. LEVIN objected.

ORDER RELATIVE TO FURTHER CONSIDERATION OF BILL S. 1867

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That, notwithstanding the order of yesterday, when the Senate resumes consideration of bill S. 1867, amendment No. 1125 be the pending question; that there be 30 minutes, equally divided and controlled in the usual form, for debate thereon; that, upon conclusion of debate, the Senate vote in relation to the amendment; and that no amendment be in order thereto prior to the vote.

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2012

The hour of 11 a.m. having passed,

Pursuant to the order of yesterday, as modified,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) laid before the Senate its pending business, viz, the bill (S. 1867) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; and

The Senate resumed consideration of the bill.

Pursuant to the order of today,

The question being on agreeing to amendment No. 1125, proposed by Mrs. FEINSTEIN (for herself, Mr. LEAHY, Mr. DURBIN, Mr. MARK UDALL, Mr. WEBB, Mr. WHITEHOUSE, Mr. MERKLEY, and Mr. WYDEN), to the bill, as amended.

Pending debate,

Mr. LEVIN asked unanimous consent that, at 3 p.m., the question recur on agreeing to amendment No. 1126; that there be 1 hour, equally divided and controlled, for debate thereon; that, upon conclusion of debate, the Senate vote in relation to the amendment; and that no amendment thereto be in order prior to the vote.

Mr. CORNYN objected.

The question being on agreeing to amendment No. 1125 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That, notwithstanding the order of today, the Senate vote in relation to the pending amendment at 2 p.m. on today.

The question being on agreeing to amendment No. 1125 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. MCCAIN,

Ordered, That amendment No. 1093 be withdrawn.

The question being on agreeing to amendment No. 1125 to the bill, as amended.

After debate,

On motion by Mr. BARRASSO,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending amendment.

The question being taken.

It was determined in the negative--- yeas... 45, nays... 55

[Rollcall Vote No. 213 Leg.]

YEAS --- 45

Akaka, Baucus, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Lautenberg, Leahy, Lee, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Paul, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 55

Alexander, Ayotte, Barrasso, Begich, Blunt, Boozman, Brown (MA), Burr, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (WI), Kyl, Landrieu, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Moran, Murkowski, Nelson (NE), Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Stabenow, Thune, Toomey, Vitter, Wicker.

So the amendment was not agreed to.

Pursuant to the order of yesterday, as modified,

The question being on agreeing to amendment No. 1293, proposed by Mr. LEVIN, to the bill, as amended.

Mr. LEVIN called for the regular order with respect to amendment No. 1174.

Whereupon,

The question being on agreeing to amendment No. 1174, proposed by Mr. MERKLEY, to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. HOEVEN,

Ordered, That Mr. CONRAD and Mr. BAUCUS be added as cosponsors of amendment No. 1279.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the question recur on the following pending amendments; and that

each be modified, as indicated, and agreed to: amendment No. 1114, as modified; amendment No. 1220; amendment No. 1146, as modified; amendment No. 1293, as modified; amendment No. 1206; amendment No. 1304, as modified; amendment No. 1151; amendment No. 1236; amendment No. 1133, as modified; amendment No. 1287, as modified; amendment No. 1090, as modified.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That amendments Numbered 1105 and 1158 be withdrawn.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

Pending debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That, upon conclusion of time for debate on the bill, pursuant to rule XXII of the Standing Rules of the Senate, amendment No. 1126 be the pending question; and that the Senate vote on the question of agreeing to the following amendments in the following order: amendment No. 1126, and an amendment (Numbered 1456), intended to be proposed by Mrs. FEINSTEIN.

Ordered further, That there be 2 minutes, equally divided and controlled in the usual form, for debate between the votes; that no amendment be in order to either amendment prior to the votes; and that time for debate, pursuant to rule XXII of the Standing Rules of the Senate, be concluded at 6 p.m.

The question being on agreeing to amendment No. 1174 to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That it be in order to raise points of order, en bloc, against certain pending amendments.

Under the authority of the foregoing order,

Mr. LEVIN raised a point of order, viz, that the following pending amendments are not germane, violate provisions of rule XXII of the Standing Rules of the Senate, and therefore are not in order: Amendments Numbered 1255, 1286, 1294, 1259, 1261, 1263, 1296, 1152, 1182, 1184, 1147, 1148, 1204, 1179, 1137, 1138, 1247, 1249, 1248, 1118, 1117, 1187, 1211, 1239, 1258, 1186, 1160, 1253, 1068, 1119, 1089, 1153, 1154, 1171, 1173, 1099, 1100, 1139, 1200, 1120, 1155, 1097, and 1197.

Mr. LEVIN raised a point of order that amendment No. 1174 is dilatory, violates provisions of rule XXII of the Standing Rules of the Senate, and therefore is not in order.

Mr. LEVIN raised a point of order that amendment No. 1291 is improperly drafted, and therefore is not in order.

The PRESIDING OFFICER (Mr. FRANKEN in the chair) held the points of order well-taken, and the amendments not in order.

The question being on agreeing to amendment No. 1414, proposed by Mr. MENENDEZ (for himself, Mr. KIRK, Mr. LIEBERMAN, Mr. SCHUMER, Mr. BILL NELSON, Ms. STABENOW, Mr. BEN NELSON, Mrs. GILLIBRAND, Mrs. FEINSTEIN, Mr. CARDIN, Mr. MANCHIN, Mr. KYL, Mr. HELLER, Mr. LAUTENBERG, Mr. CASEY, Mr. SHERROD BROWN, Mr. TESTER, Mr. BLUMENTHAL, Mr. BARRASSO, Mr. SCOTT BROWN, Mr. JOHANNS, Mr. BOOZMAN, Mr. ROBERTS, Ms. MURKOWSKI, Ms. KLOBUCHAR, Ms. COLLINS, Ms. SNOWE, Mr. CRAPO, Mr. BLUNT, Mr. MORAN, Mr. MERKLEY, Mr. TOOMEY, Mr. GRAHAM, Ms. MIKULSKI, Mr. RISCH, Mr. THUNE, Mr. VITTER, Mr. COONS, Mr. WYDEN, Mr. HATCH, Mr. LEE, Mr. WHITEHOUSE, Mr. GRASSLEY, Ms. AYOTTE, Mr. PORTMAN, Mr. PRYOR, Mr. FRANKEN, Mr. TOM UDALL, Mr. WARNER, Mr. CORNYN, Mr. BENNET, Mr. WICKER, Mr. MARK UDALL, Mrs. BOXER, and Mrs. MCCASKILL), to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That time until 6 p.m. be equally divided and controlled for debate on the amendments by Mrs. FEINSTEIN.

The question being on agreeing to amendment No. 1414 to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That amendments Numbered 1290 and 1256 be withdrawn.

The question being on agreeing to amendment No. 1414 to the bill, as amended.

Pending debate,

The pending amendments were laid aside, by unanimous consent.

The question being on passage of the bill, as amended.

Pursuant to the order of today,

On motion by Mrs. FEINSTEIN to further amend the bill on page 360, after line 21, by inserting certain words (being amendment No. 1456).

Pending debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That there be an additional 5 minutes, equally divided and controlled, for debate.

The question being on agreeing to amendment No. 1456 to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That he be added as a cosponsor of the pending amendment.

The question being on agreeing to amendment No. 1456 to the bill, as amended.

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That he be added as a cosponsor of the pending amendment.

The question being on agreeing to amendment No. 1456 to the bill, as amended.

Pending debate,

Pursuant to the order of today, as modified,
The question recurring on agreeing to
amendment No. 1126 to the bill, as amended.

By unanimous consent, on the request
of Mr. LEVIN,

Ordered, That there be 2 minutes, equally
divided and controlled, for debate between
votes in "stacked" sequence.

The question being on agreeing to
amendment No. 1126 to the bill, as amended.

On motion by Mr. MCCAIN,

The yeas and nays, being desired by one-
fifth of the Senators present, were ordered on
the question of agreeing to the pending
amendment.

The question being taken.

It was determined in the negative---
yeas... 45, nays... 55

[Rollcall Vote No. 214 Leg.]

YEAS --- 45

Akaka, Baucus, Bennet, Bingaman, Boxer,
Brown (OH), Cantwell, Cardin, Carper, Casey,
Collins, Conrad, Coons, Durbin, Feinstein,
Franken, Gillibrand, Hagan, Harkin, Johnson (SD),
Kerry, Kirk, Kohl, Lautenberg, Leahy, Lee,
McCaskill, Menendez, Merkley, Mikulski, Moran,
Murray, Nelson (FL), Paul, Reid, Rockefeller,
Sanders, Schumer, Shaheen, Tester, Udall (CO),
Udall (NM), Warner, Webb, Wyden.

NAYS --- 55

Alexander, Ayotte, Barrasso, Begich,
Blumenthal, Blunt, Boozman, Brown (MA), Burr,
Chambliss, Coats, Coburn, Cochran, Corker,
Cornyn, Crapo, DeMint, Enzi, Graham, Grassley,
Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye,
Isakson, Johanns, Johnson (WI), Klobuchar, Kyl,
Landrieu, Levin, Lieberman, Lugar, Manchin,
McCain, McConnell, Murkowski, Nelson (NE),
Portman, Pryor, Reed, Risch, Roberts, Rubio,
Sessions, Shelby, Snowe, Stabenow, Thune,
Toomey, Vitter, Whitehouse, Wicker.

So the amendment was not agreed to.

On motion by Mr. LEVIN to reconsider the
vote disagreeing to the amendment.

On motion by Mr. MENENDEZ,

The motion to reconsider was laid on the
table.

Pursuant to the order of today,

The question recurring on agreeing to
amendment No. 1456 to the bill, as amended.

By unanimous consent, on the request
of Mr. REID,

Ordered, That remaining votes in relation
to bill S. 1867 each be 10 minutes in
duration.

The question being on agreeing to
amendment No. 1456 to the bill, as amended.

After debate,

On motion by Mr. LEVIN,

The yeas and nays, being desired by one-
fifth of the Senators present, were ordered on
the question of agreeing to the pending
amendment.

The question being taken.

It was determined in the affirmative---
yeas... 99, nays... 1

[Rollcall Vote No. 215 Leg.]

YEAS --- 99

Akaka, Alexander, Ayotte, Barrasso, Baucus,
Begich, Bennet, Bingaman, Blumenthal, Blunt,
Boozman, Boxer, Brown (MA), Brown (OH), Burr,
Cantwell, Cardin, Carper, Casey, Chambliss,
Coats, Coburn, Cochran, Collins, Conrad, Coons,
Corker, Cornyn, Crapo, DeMint, Durbin, Enzi,
Feinstein, Franken, Gillibrand, Graham, Grassley,
Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison,
Inhofe, Inouye, Isakson, Johanns, Johnson (SD),
Johnson (WI), Kerry, Kirk, Klobuchar, Kohl,
Landrieu, Lautenberg, Leahy, Lee, Levin,
Lieberman, Lugar, Manchin, McCain, McCaskill,
McConnell, Menendez, Merkley, Mikulski, Moran,
Murkowski, Murray, Nelson (NE), Nelson (FL),
Paul, Portman, Pryor, Reed, Reid, Risch, Roberts,
Rockefeller, Rubio, Sanders, Schumer, Sessions,
Shaheen, Shelby, Snowe, Stabenow, Tester, Thune,
Toomey, Udall (CO), Udall (NM), Vitter, Warner,
Webb, Whitehouse, Wicker, Wyden.

NAYS --- 1

Kyl.

So the amendment was agreed to.

The question recurring on agreeing to
amendment No. 1414 to the bill, as amended.

After debate,

On motion by Mr. MENENDEZ,

The yeas and nays, being desired by one-
fifth of the Senators present, were ordered on
the question of agreeing to the pending
amendment.

The question being taken.

It was determined in the affirmative---
yeas... 100, nays... 0

[Rollcall Vote No. 216 Leg.]

YEAS --- 100

Akaka, Alexander, Ayotte, Barrasso, Baucus,
Begich, Bennet, Bingaman, Blumenthal, Blunt,
Boozman, Boxer, Brown (MA), Brown (OH), Burr,
Cantwell, Cardin, Carper, Casey, Chambliss,
Coats, Coburn, Cochran, Collins, Conrad, Coons,
Corker, Cornyn, Crapo, DeMint, Durbin, Enzi,
Feinstein, Franken, Gillibrand, Graham, Grassley,
Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison,
Inhofe, Inouye, Isakson, Johanns, Johnson (SD),
Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl,
Landrieu, Lautenberg, Leahy, Lee, Levin,
Lieberman, Lugar, Manchin, McCain, McCaskill,
McConnell, Menendez, Merkley, Mikulski, Moran,
Murkowski, Murray, Nelson (NE), Nelson (FL),
Paul, Portman, Pryor, Reed, Reid, Risch, Roberts,
Rockefeller, Rubio, Sanders, Schumer, Sessions,
Shaheen, Shelby, Snowe, Stabenow, Tester, Thune,
Toomey, Udall (CO), Udall (NM), Vitter, Warner,
Webb, Whitehouse, Wicker, Wyden.

So the amendment was agreed to.

The question recurring on agreeing to
amendment No. 1209, proposed by Mr. BILL
NELSON (for himself, Mr. INHOFE, Mr. WEBB,
Mrs. GILLIBRAND, Mr. COONS, Ms.
LANDRIEU, Mr. MENENDEZ, and Mr.
WHITEHOUSE), to the bill, as amended.

ORDERS RELATIVE TO CONSIDERATION OF BILLS S. 1917 AND S. 1931

By unanimous consent, on the request
of Mr. REID,

Ordered, That, following disposition of bill
S. 1867, the Senate resume consideration of
the motion to proceed to consider the bill
(S. 1917) to create jobs by providing payroll
tax relief for middle class families and
businesses, and for other purposes; that the
motion to bring to a close debate on the
motion to proceed to consider said bill be
withdrawn; that there be two minutes, equally
divided and controlled, for debate thereon
between the leaders, or their designees; that,
upon conclusion of debate, the Senate vote on
the question of agreeing to the motion; and
that the motion receive a minimum of 60 yeas
votes to be agreed to.

Ordered further, That, following said vote,
it be in order for the minority leader, or his
designee, to move to proceed to consider the
bill (S. 1931) to provide civilian payroll tax
relief, to reduce the Federal budget deficit,
and for other purposes; that there be two
minutes, equally divided and controlled, for
debate between the leaders, or their
designees, thereon; that, upon conclusion of
debate, the Senate vote on the question of
agreeing to the motion; and that the motion
receive a minimum of 60 yeas votes to be
agreed to.

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2012

The Senate resumed consideration of bill
S. 1867.

The question being on agreeing to
amendment No. 1209 to the bill, as amended.

After debate,

The amendment was agreed to.

On motion by Mr. LEVIN to reconsider the
vote agreeing to the amendment.

On motion by Mr. MCCAIN,

The motion to reconsider was laid on the
table.

The question being on agreeing to
amendment No. 1080, proposed by Mr.
LEAHY, to the bill, as amended.

The amendment was withdrawn.

The question being on agreeing to
amendment No. 1274, proposed by Mr.
SESSIONS (for himself and Mr. INHOFE), to the
bill, as amended.

After debate,

On motion by Mr. PAUL,

The yeas and nays, being desired by one-
fifth of the Senators present, were ordered on
the question of agreeing to the pending
amendment.

The question being taken.

It was determined in the negative---
yeas... 41, nays... 59

[Rollcall Vote No. 217 Leg.]

YEAS --- 41

Alexander, Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kyl, Lieberman, Lugar, Manchin, McConnell, Moran, Murkowski, Portman, Pryor, Risch, Roberts, Rubio, Sessions, Shelby, Thune, Toomey, Vitter, Wicker.

NAYS --- 59

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Corker, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Heller, Inouye, Johnson (SD), Kerry, Kirk, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Lee, Levin, McCain, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Paul, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the amendment was not agreed to.

The question being on agreeing to amendment No. 1087, proposed by Mr. LEAHY, to the bill, as amended.

After debate,

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the pending amendment be modified.

The question then being on agreeing to amendment No. 1087, as modified, to the bill, as amended.

The amendment, as modified, was agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the amendment, as modified.

On motion by Mr. MCCAIN,

The motion to reconsider was laid on the table.

The question being on agreeing to amendment No. 1202, proposed by Mr. TOM UDALL (for himself, Mr. SCHUMER, Mr. SANDERS, Mr. SHERROD BROWN, Mr. HARKIN, Ms. STABENOW, Mr. MANCHIN, and Mr. BINGAMAN), to the bill, as amended.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That the pending amendment be modified.

The amendment, as modified, was agreed to.

The question being on passage of the bill, as amended.

The bill, as amended, was read the third time.

By unanimous consent, on the request of Mr. LEVIN,

Ordered, That, upon disposition of the pending bill, the Committee on Armed Services be discharged from further consideration of bill H.R. 1540; that the Senate proceed to consider the bill; that all after the enacting clause be stricken, and the text of bill S. 1867, as amended, and passed,

be inserted in lieu thereof (being an amendment in the nature of substitute); that the bill, as thus amended, be read the third time, and passed; that a motion to reconsider be made and laid on the table; that the Senate insist on its amendment and ask a conference with the House of Representatives thereon; that the Chair be authorized to appoint members of the Committee on Armed Services as conferees on the part of the Senate; that no Budget Act point of order be waived; and that there be no further intervening action or debate.

The question being on passage of the bill, as amended.

On motion by Mr. MCCAIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill, as amended.

On the question, Shall it pass?

It was determined in the affirmative--- yeas... 93, nays... 7

[Rollcall Vote No. 218 Leg.]

YEAS --- 93

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker.

NAYS --- 7

Coburn, Harkin, Lee, Merkley, Paul, Sanders, Wyden.

So it was,

Resolved, That the bill, as amended, do pass.

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2012

Pursuant to the order of today,

The Committee on Armed Services was discharged from the further consideration of the bill (H.R. 1540) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on passage of the bill.

Pursuant to the order of today,

All after the enacting clause was stricken, and the text of bill S. 1867, as passed, was inserted in lieu thereof (being an amendment in the nature of a substitute); and the bill, as thus amended, was read the third time, and passed.

In further pursuance of the order of today,

The Senate insisted on its amendment, and asked a conference with the House of Representatives thereon; and the chair, as authorized, appointed the following as conferees on the part of the Senate: Mr. LEVIN, Mr. LIEBERMAN, Mr. REED, Mr. AKAKA, Mr. BEN NELSON, Mr. WEBB, Mrs. MCCASKILL, Mr. MARK UDALL, Mrs. HAGAN, Mr. BEGICH, Mr. MANCHIN, Mrs. SHAHEEN, Mrs. GILLIBRAND, Mr. BLUMENTHAL, Mr. MCCAIN, Mr. INHOFE, Mr. SESSIONS, Mr. CHAMBLISS, Mr. WICKER, Mr. SCOTT BROWN, Mr. PORTMAN, Ms. AYOTTE, Ms. COLLINS, Mr. GRAHAM, Mr. CORNYN, Mr. VITTER.

MOTION TO PROCEED TO CONSIDER BILL S. 1917

Pursuant to the order of today,

The PRESIDING OFFICER laid before the Senate the motion, made by Mr. REID on Wednesday, November 30, 2011, that the Senate proceed to consider the bill (S. 1917) to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

After debate,

On motion by Mr. SCOTT BROWN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

The question being taken.

It was determined in the negative--- yeas... 51, nays... 49

[Rollcall Vote No. 219 Leg.]

YEAS --- 51

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Schumer, Shaheen, Stabenow, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 49

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, Manchin, McCain, McConnell, Moran, Murkowski, Paul, Portman,

Risch, Roberts, Rubio, Sanders, Sessions, Shelby, Snowe, Tester, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to (the motion not having received 60 yeas votes, as pursuant to the order of today).

MOTION TO PROCEED TO CONSIDER BILL S. 1931

Pursuant to the order of today, as modified,

The Senate proceeded to consider a motion, considered to have been made, to proceed to consider the bill (S. 1931) to provide civilian payroll tax relief, to reduce the Federal budget deficit, and for other purposes.

The question being on agreeing to the motion.

After debate,

On motion by Mr. HELLER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending motion.

The question being taken.

It was determined in the negative---
yeas... 20, nays... 78

[Rollcall Vote No. 220 Leg.]

YEAS --- 20

Ayotte, Barrasso, Brown (MA), Collins, Crapo, Enzi, Grassley, Heller, Hoeven, Hutchison, Lugar, McConnell, Murkowski, Paul, Portman, Risch, Rubio, Snowe, Vitter, Wicker.

NAYS --- 78

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Conrad, Coons, Corker, Cornyn, DeMint, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hatch, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to.

MOTION TO PROCEED TO EXECUTIVE SESSION

On motion by Mr. REID that the Senate proceed to executive session to consider the nomination of Caitlin Joan Halligan, of New York, to be United States Circuit Judge for the District of Columbia Circuit.

The question being on agreeing to the motion to proceed.

The motion was agreed to; and

EXECUTIVE SESSION

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate resume its legislative session.

NATIONAL GUARD AND RESERVIST DEBT RELIEF EXTENSION ACT

On the request of Mr. MERKLEY,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2192) to exempt for an additional 4-year period, from the application of the means-test presumption of abuse under chapter 7, qualifying members of reserve components of the Armed Forces and members of the National Guard who, after September 11, 2001, are called to active duty or to perform a homeland defense activity for not less than 90 days, received from the House of Representatives for concurrence on yesterday, and remaining undisposed of; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. MERKLEY,

As in executive session,

Ordered, That, at 4:30 p.m. on Monday, December 5, 2011, the Senate proceed to executive session to consider the nominations of Edgardo Ramos, of Connecticut, to be United States District Judge for the Southern District of New York; Andrew L. Carter, Jr., of New York, to be United States District Judge for the Southern District of New York; James Rodney Gilstrap, of Texas, to be United States District Judge for the Eastern District of Texas; and Dana L. Christensen, of Montana, to be United States District Judge for the District of Montana, as pursuant to the order of Friday, November 18, 2011.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, DECEMBER 5, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. MERKLEY,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, December 5, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. MERKLEY,

At 9:52 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, December 5, 2011.

MONDAY, DECEMBER 5, 2011

Mr. JEFF BINGAMAN, from the State of New Mexico, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. BINGAMAN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 5, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEFF BINGAMAN, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. BINGAMAN took the chair.

THE JOURNAL

Pursuant to the order of Thursday, December 1, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of Thursday, December 1, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of Thursday, December 1, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4171. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Red Grouper Management Measures" (RIN0648-BB22) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4172. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Update to Information on the Effective Date of Atlantic Smoothhound Shark Fishery Management Measures" (RIN0648-BB43) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4173. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries" (RIN0648-XA802) received in the Office of the President of the Senate on November 30,

2011; to the Committee on Commerce, Science, and Transportation.

EC-4174. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "International Fisheries; Pacific Tuna Fisheries; Fishing Restrictions in the Eastern Pacific Ocean" (RIN0648-BA66) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4175. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Amendment 26 and Amendment 29 Supplement" (RIN0648-BB15) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4176. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; Inseason Adjustments" (RIN0648-BB47) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4177. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fraser River Sockeye and Pink Salmon Fisheries; Inseason Orders" (RIN0648-XA803) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4178. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Herring Fishery; Temporary Removal of Herring Trip Limit in Atlantic Herring Management Area 3" (RIN0648-XA805) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4179. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory

Species; Inseason Action to Close the Commercial Non-Sandbar Large Coastal Shark Fishery in the Atlantic Region" (RIN0648-XA781) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4180. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Bering Sea Subarea of the Bering Sea and Aleutian Islands Management Area" (RIN0648-XA812) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4181. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Modifications of the West Coast Commercial and Recreational Salmon Fisheries; Inseason Actions No. 5 Through No. 26" (RIN0648-XA551) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4182. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; General Electric Company (GE) CF6 Turbofan Engines" ((RIN2120-AA64)-(Docket No. FAA-2010-1151)) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4183. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Thielert Aircraft Engines GmbH (TAE) Reciprocating Engines" ((RIN2120-AA64)-(Docket No. FAA-2010-0683)) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4184. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Bombardier, Inc. Model CL-600-2B19 (Regional Jet Series 100 and 440) Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2010-0907)) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4185. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Railroad Workplace Safety; Adjacent-Track On-Track Safety for Roadway Workers" (RIN2130-AB96) received in the Office of the President of the Senate on November 30, 2011; to the Committee on Commerce, Science, and Transportation.

REPORT OF A COMMITTEE

The following report of committee was submitted:

By Mr. JOHNSON, of South Dakota, from the Committee on Banking, Housing, and Urban Affairs, without amendment:

S. 1940. An original bill to amend the National Flood Insurance Act of 1968, to restore the financial solvency of the flood insurance fund, and for other purposes (Rept. No. 112-98).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. JOHNSON of South Dakota:

S. 1940. An original bill to amend the National Flood Insurance Act of 1968, to restore the financial solvency of the flood insurance fund, and for other purposes; from the Committee on Banking, Housing, and Urban Affairs; placed on the calendar.

By Mrs. HUTCHISON (for herself, Mr. PRYOR, Mr. CRAPO, Mr. BLUNT, Mrs. MCCASKILL, Mr. MORAN, Mr. VITTER, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. TOOMEY, Mr. SHELBY, and Mr. WICKER):

S. 1941. A bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. KOHL (for himself and Mr. WYDEN):

S. 1942. A bill to amend title 49, United States Code, to improve transportation for seniors, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BROWN of Massachusetts (for himself and Ms. AYOTTE):

S. 1943. A bill to amend section 513 of the Federal Food, Drug, and Cosmetic Act to expedite the process for requesting de novo classification of a device; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY:

S. 1944. A bill to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes; read the first time.

By Mr. DURBIN (for himself, Mr. GRASSLEY, Ms. KLOBUCHAR, Mr. CORNYN, and Mr. BLUMENTHAL):

S. 1945. A bill to permit the televising of Supreme Court proceedings; to the Committee on the Judiciary.

By Mr. WHITEHOUSE (for himself, Mr. SESSIONS, Mr. DURBIN, Mr. GRAHAM, Mr. LEAHY, Mrs. FEINSTEIN, Mr. NELSON of Florida, Mr. BENNET, Mrs. MCCASKILL, and Mr. PRYOR):

S. 1946. A bill to require foreign manufacturers of products imported into the United States to establish registered agents in the United States who are authorized to accept service of process against such manufacturers; to the Committee on Finance.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. KERRY (for himself, Mr. LUGAR, Mr. WEBB, and Mr. INHOFE):

S. Res. 343. A resolution commemorating the 84th birthday of His Majesty King Bhumibol Adulyadej on December 5, 2011; considered and agreed to.

ADDITIONAL COSPONSORS

S. 25

At the request of Mrs. SHAHEEN, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of S. 25, a bill to phase out the Federal sugar program, and for other purposes.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 506

At the request of Mr. CASEY, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 707

At the request of Mr. DURBIN, the names of the Senator from Vermont [Mr. LEAHY] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 707, a bill to

amend the Animal Welfare Act to provide further protection for puppies.

S. 806

At the request of Mr. BAUCUS, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 806, a bill to require the Secretary of the Army to conduct levee system evaluations and certifications on receipt of requests from non-Federal interests.

S. 834

At the request of Mr. CASEY, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 834, a bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1190

At the request of Mr. BLUNT, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of S. 1190, a bill to reduce disparities and improve access to effective and cost efficient diagnosis and treatment of prostate cancer through advances in testing, research, and education, including through telehealth, comparative effectiveness research, and identification of best practices in patient education and outreach particularly with respect to underserved racial, ethnic and rural populations and men with a family history of prostate cancer, to establish a directive on what constitutes clinically appropriate prostate cancer imaging, and to create a prostate cancer scientific advisory board for the Office of the Chief Scientist at the Food and Drug Administration to accelerate real-time sharing of the latest research and accelerate movement of new medicines to patients.

S. 1301

At the request of Mr. LEAHY, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1301, a bill to authorize appropriations for fiscal years 2012 through 2015 for the Trafficking Victims Protection Act of 2000, to enhance measures to combat trafficking in persons, and for other purposes.

S. 1468

At the request of Mrs. SHAHEEN, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1468, a bill to amend title XVIII of the Social Security Act to improve access to diabetes self-management training by authorizing certified diabetes educators to provide diabetes self-management training services, including as part of telehealth

services, under part B of the Medicare program.

S. 1616

At the request of Mr. ENZI, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

At the request of Mr. MENENDEZ, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 1616, *supra*.

S. 1651

At the request of Mr. SESSIONS, the name of the Senator from Indiana [Mr. COATS] was added as a cosponsor of S. 1651, a bill to provide for greater transparency and honesty in the Federal budget process.

S. 1692

At the request of Mr. BINGAMAN, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1692, a bill to reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, to provide full funding for the Payments in Lieu of Taxes program, and for other purposes.

S. 1718

At the request of Mr. WYDEN, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 1718, a bill to amend title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims.

S. 1727

At the request of Mr. HELLER, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 1727, a bill to direct the Secretary of the Army and the Secretary of the Navy to conduct a review of military service records of Jewish American veterans of World War I, including those previously awarded a military decoration, to determine whether any of the veterans should be posthumously awarded the Medal of Honor, and for other purposes.

S. 1855

At the request of Mr. BURR, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 1855, a bill to amend the Public Health Service Act to reauthorize various programs under the Pandemic and All-Hazards Preparedness Act.

S. 1872

At the request of Mr. CASEY, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1872, a bill to amend the Internal Revenue Code of 1986 to provide for the tax treatment of ABLE accounts established under State programs for the care of family members with disabilities, and for other purposes.

S. 1884

At the request of Mr. DURBIN, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 1884, a bill to provide States with incentives to require elementary schools and secondary schools to maintain, and permit school personnel to administer, epinephrine at schools.

S. 1903

At the request of Mrs. GILLIBRAND, the names of the Senator from California [Mrs. FEINSTEIN], the Senator from Vermont [Mr. SANDERS], the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from Pennsylvania [Mr. CASEY] and the Senator from California [Mrs. BOXER] were added as cosponsors of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1911

At the request of Ms. COLLINS, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 1911, a bill to amend the Internal Revenue Code of 1986 to provide recruitment and retention incentives for volunteer emergency service workers.

S. 1932

At the request of Mr. LUGAR, the name of the Senator from West Virginia [Mr. MANCHIN] was added as a cosponsor of S. 1932, a bill to require the Secretary of State to act on a permit for the Keystone XL pipeline.

S. 1935

At the request of Mrs. HAGAN, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1935, a bill to require the Secretary of the Treasury to mint coins in recognition and celebration of the 75th anniversary of the establishment of the March of Dimes Foundation.

SENATE RESOLUTION 342

At the request of Mr. RUBIO, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of Senate Resolution 342, a resolution honoring the life and legacy of Laura Pollan.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 2:03 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 527. An act to amend chapter 6 of title 5, United States Code (commonly known as the Regulatory Flexibility Act), to ensure

complete analysis of potential impacts on small entities of rules, and for other purposes.

H.R. 3010. An act to reform the process by which Federal agencies analyze and formulate new regulations and guidance documents.

H.R. 3463. An act to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions and by terminating the Election Assistance Commission.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 527. An act to amend chapter 6 of title 5, United States Code (commonly known as the Regulatory Flexibility Act), to ensure complete analysis of potential impacts on small entities of rules, and for other purposes; to the Committee on Homeland Security and Governmental Affairs

H.R. 3010. An act to reform the process by which Federal agencies analyze and formulate new regulations and guidance documents; to the Committee on Homeland Security and Governmental Affairs.

H.R. 3463. An act to reduce Federal spending and the deficit by terminating taxpayer financing of presidential election campaigns and party conventions and by terminating the Election Assistance Commission; to the Committee on Rules and Administration.

EXECUTIVE SESSION

The hour of 4:30 p.m. having passed, Pursuant to the order of Friday, November 18, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Friday, November 18, 2011,

The Senate resumed its legislative session.

EXTENDING THE AUTHORITY FOR ISSUANCE OF A SEMIPOSTAL TO RAISE FUNDS FOR BREAST CANCER RESEARCH

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (S. 384) to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

COMMEMORATING THE 84TH BIRTHDAY OF HIS MAJESTY KING BHUMIBOL ADULYADEJ

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. MENENDEZ in the chair) laid before the Senate the resolution (S. Res. 343) commemorating the 84th birthday of His Majesty King Bhumibol Adulyadej on December 5, 2011, submitted today by Mr. KERRY (for himself, Mr. LUGAR, Mr. WEBB, and Mr. INHOFE), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1944) to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes, introduced today by Mr. CASEY, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 11 a.m., with Senators permitted to speak for 10 minutes each therein; that time therein be equally divided

and controlled between the two leaders, or their designees; that the majority control the first half therein; that the minority control the second half therein; and that, following morning business, the Senate proceed to executive session to consider the nomination of Caitlin Joan Halligan, as pursuant to the order of Thursday, December 1, 2011.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:13 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, DECEMBER 6, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 6, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (S. 1944) to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes, introduced on yesterday by Mr. CASEY (for himself, Mr. REID, Mr. SCHUMER, and Mr. DURBIN), and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4186. A communication from the Secretary of Defense, transmitting a report on the approved retirement of Lieutenant General Daniel J. Darnell, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

EC-4187. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of rear admiral (lower half) in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-4188. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of (9) officers authorized to wear the insignia of the grade of major general, in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-4189. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Saudi Arabia; to the Committee on Banking, Housing, and Urban Affairs.

EC-4190. A communication from the Director of the Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, a report relative

to the Consolidated and Further Continuing Appropriations Act, FY 2012 (P.L. 112-55); to the Committee on the Budget.

EC-4191. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Fluorescent Lamp Ballasts" (RIN1904-AB50) received in the Office of the President of the Senate on December 1, 2011; to the Committee on Energy and Natural Resources.

EC-4192. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Direct Heating Equipment" (RIN1904-AC56) received in the Office of the President of the Senate on December 1, 2011; to the Committee on Energy and Natural Resources.

EC-4193. A communication from the General Counsel, Federal Energy Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Bidding by Affiliates in Open Seasons for Pipeline Capacity" (RIN1902-AE39) received in the Office of the President of the Senate on December 1, 2011; to the Committee on Energy and Natural Resources.

EC-4194. A communication from the Secretary of Energy, transmitting, pursuant to law, a report entitled "U.S. Department of Energy Fiscal Year 2010 Methane Hydrate Program Report to Congress"; to the Committee on Energy and Natural Resources.

EC-4195. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; South Carolina; Negative Declarations for Applicability of Groups I, II, III and IV Control Techniques Guidelines; and Applicability of Reasonably Available Control Technology for the Portion of York County, South Carolina within Charlotte-Gastonia-Rock Hill, North Carolina-South Carolina 1997 8-Hour Ozone Nonattainment Area" (FRL No. 9495-7) received during adjournment of the Senate in the Office of the President of the Senate on November 22, 2011; to the Committee on Environment and Public Works.

EC-4196. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Treasury Inflation-Protected Securities Issued at a Premium" ((RIN1545-BK46)(TD 9561)) received during adjournment of the Senate in the

Office of the President of the Senate on December 2, 2011; to the Committee on Finance.

EC-4197. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2011 Base Period T-Bill Rate" (Rev. Rul. 2011-30) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Finance.

EC-4198. A communication from the Secretary of Labor, transmitting, pursuant to law, the 2011 report (covering trade in calendar year 2010) relative to the impact of the Andean Trade Preference Act on U.S. trade and employment; to the Committee on Finance.

EC-4199. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the implementation of the Danger Pay Allowance for Damascus, Syria; to the Committee on Foreign Relations.

EC-4200. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement to include the export of defense articles, including, technical data, and defense services for the manufacture and sales of Weapon Mount Component for a Stabilized Remotely Operated Weapons System (SRWS) Gimbal components in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-4201. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the status of the Government of Cuba's compliance with the United States-Cuba September 1994 "Joint Communiqué" and on the treatment of persons returned to Cuba in accordance with the United States-Cuba May 1995 "Joint Statement"; to the Committee on Foreign Relations.

EC-4202. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, including, technical data, and defense services for the manufacture Raytheon Designed Radios and the incorporation of Have Quick I/II Electronic Counter Counter-Measure (ECCM) Software Object Code to government end-user Turkey; to the Committee on Foreign Relations.

EC-4203. A communication from the Program Manager, Centers for Medicare and

Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Loss Ratio Requirements under the Patient Protection and Affordable Care Act" (RIN0938-AQ71) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-4204. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Loss Ratio Rebate Requirements for Non-Federal Governmental Plans" (RIN0938-AR35) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-4205. A communication from the Special Advisor to the Secretary of the Treasury for the Consumer Financial Protection Bureau, transmitting, pursuant to law, the Semiannual Report by the Federal Reserve Board Office of Inspector General regarding the Consumer Financial Protection Bureau for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4206. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4207. A communication from the Chairman of the Board of Governors, U.S. Postal Service, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report and the Postal Service management response to the report for the period of April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4208. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, a report relative to unvouchered expenditures; to the Committee on Homeland Security and Governmental Affairs.

EC-4209. A communication from the Administrator of the General Services Administration, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011 and the Administrator's Semiannual Management Report to Congress; to the Committee on Homeland Security and Governmental Affairs.

EC-4210. A communication from the Chief Privacy Officer, Privacy Office, Department of Homeland Security, transmitting, pursuant to law, a report entitled "Privacy Office Fourth Quarter Fiscal Year 2011 Report to Congress"; to the Committee on Homeland Security and Governmental Affairs.

EC-4211. A communication from the Officer for Civil Rights and Civil Liberties, Department of Homeland Security, transmitting, pursuant to law, a Quarterly Report to Congress on the activities of the Department of Homeland Security Office for Civil Rights and Civil Liberties during the third quarter of fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4212. A communication from the Chairman of the Federal Trade Commission, transmitting, pursuant to law, the Commission's Performance and Accountability Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4213. A communication from the Commissioner, Social Security Administration, transmitting, pursuant to law, the Administration's Performance and Accountability Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4214. A communication from the Director, Congressional Affairs, Federal Election Commission, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4215. A communication from the Secretary of Agriculture, transmitting, pursuant to law, the Department of Agriculture's Semiannual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4216. A communication from the Chairman of the Securities and Exchange Commission, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General and a Management Report for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4217. A communication from the Acting Director, Office of Government Ethics, transmitting, pursuant to law, the Performance and Accountability Report for the Office of Government Ethics for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4218. A communication from the Secretary of Education, transmitting, pursuant to law, the Semiannual Report of the Office of the Inspector General for the period from April 1, 2011 through September 30,

2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4219. A communication from the Chairman of the Consumer Product Safety Commission, transmitting, pursuant to law, the Commission's Annual Performance and Accountability Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BLUMENTHAL (for himself, Mr. KIRK, Ms. CANTWELL, and Mr. BROWN of Massachusetts):

S. 1947. A bill to prohibit attendance of an animal fighting venture, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. PRYOR (for himself and Mr. WICKER):

S. 1948. A bill to establish an Innovation in Investment pilot program, to improve and expand a national registered apprenticeship program, to provide for State Workforce Education and Training Advisory Committees, and for other purposes; to the Committee on Finance.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. RUBIO (for himself and Mr. MENENDEZ):

S. Res. 344. A resolution supporting the democratic aspirations of the Nicaraguan people and calling attention to the deterioration of constitutional order in Nicaragua; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 241

At the request of Mrs. McCASKILL, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 241, a bill to expand whistleblower protections to non-Federal employees whose disclosures involve misuse of Federal funds.

S. 306

At the request of Mr. WEBB, the name of the Senator from Louisiana [Ms. LANDRIEU] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 339

At the request of Mr. BAUCUS, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 339, a bill to amend the Internal Revenue

Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions.

S. 581

At the request of Mr. BURR, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 581, a bill to amend the Child Care and Development Block Grant Act of 1990 to require criminal background checks for child care providers.

S. 641

At the request of Mr. DURBIN, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 641, a bill to provide 100,000,000 people with first-time access to safe drinking water and sanitation on a sustainable basis within six years by improving the capacity of the United States Government to fully implement the Senator Paul Simon Water for the Poor Act of 2005.

S. 752

At the request of Mr. ISAKSON, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 1069

At the request of Ms. CANTWELL, the names of the Senator from Kansas [Mr. MORAN] and the Senator from Missouri [Mrs. McCASKILL] were added as cosponsors of S. 1069, a bill to suspend temporarily the duty on certain footwear, and for other purposes.

S. 1108

At the request of Mr. SANDERS, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1108, a bill to provide local communities with tools to make solar permitting more efficient, and for other purposes.

S. 1171

At the request of Mr. SCHUMER, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1171, a bill to amend the Internal Revenue Code of 1986 to extend the exclusion from gross income for employer-provided health coverage for employees' spouses and dependent children to coverage provided to other eligible dependent beneficiaries of employees.

S. 1176

At the request of Ms. LANDRIEU, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 1176, a bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

S. 1190

At the request of Mr. BLUNT, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 1190, a bill to reduce disparities and

improve access to effective and cost efficient diagnosis and treatment of prostate cancer through advances in testing, research, and education, including through telehealth, comparative effectiveness research, and identification of best practices in patient education and outreach particularly with respect to underserved racial, ethnic and rural populations and men with a family history of prostate cancer, to establish a directive on what constitutes clinically appropriate prostate cancer imaging, and to create a prostate cancer scientific advisory board for the Office of the Chief Scientist at the Food and Drug Administration to accelerate real-time sharing of the latest research and accelerate movement of new medicines to patients.

S. 1299

At the request of Mr. MORAN, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1299, a bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Lions Clubs International.

S. 1350

At the request of Mr. COONS, the names of the Senator from Pennsylvania [Mr. CASEY] and the Senator from Massachusetts [Mr. BROWN] were added as cosponsors of S. 1350, a bill to expand the research, prevention, and awareness activities of the Centers for Disease Control and Prevention and the National Institutes of Health with respect to pulmonary fibrosis, and for other purposes.

S. 1360

At the request of Mr. MENENDEZ, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1360, a bill to amend the Securities Exchange Act of 1934 to require shareholder authorization before a public company may make certain political expenditures, and for other purposes.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from South Carolina [Mr. GRAHAM] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1397

At the request of Mr. CARPER, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 1397, a bill to amend the Internal Revenue Code of 1986 to provide for an investment tax credit related to the production of electricity from offshore wind.

S. 1451

At the request of Mr. VITTER, the name of the Senator from California [Mrs. FEINSTEIN]

was added as a cosponsor of S. 1451, a bill to prohibit the sale of billfish.

S. 1465

At the request of Mr. REED, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1465, a bill to authorize a pilot program on enhancements of Department of Defense efforts on mental health in the National Guard and Reserves through community partnerships, and for other purposes.

S. 1544

At the request of Mr. TESTER, the name of the Senator from Missouri [Mrs. MCCASKILL] was added as a cosponsor of S. 1544, a bill to amend the Securities Act of 1933 to require the Securities and Exchange Commission to exempt a certain class of securities from such Act.

S. 1593

At the request of Mrs. GILLIBRAND, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1593, a bill to amend the Food and Nutrition Act of 2008 to require State electronic benefit transfer contracts to treat wireless program retail food stores in the same manner as wired program retail food stores.

S. 1634

At the request of Mr. TESTER, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1634, a bill to amend title 38, United States Code, to improve the approval and disapproval of programs of education for purposes of educational benefits under laws administered by the Secretary of Veterans Affairs, and for other purposes.

S. 1670

At the request of Mr. CARDIN, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1670, a bill to eliminate racial profiling by law enforcement, and for other purposes.

S. 1711

At the request of Mr. BROWN of Ohio, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 1711, a bill to enhance reciprocal market access for United States domestic producers in the negotiating process of bilateral, regional, and multilateral trade agreements.

S. 1763

At the request of Mr. AKAKA, the name of the Senator from Nevada [Mr. REID] was added as a cosponsor of S. 1763, a bill to decrease the incidence of violent crimes against Indian women, to strengthen the capacity of Indian tribes to exercise the sovereign authority of Indian tribes to respond to violent crimes committed against Indian women, and to ensure that perpetrators of violent crimes committed against Indian women are held accountable for that criminal behavior, and for other purposes.

S. 1850

At the request of Mr. HARKIN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1850, a bill to expand and improve opportunities for beginning farmers and ranchers, and for other purposes.

S. 1872

At the request of Mr. CASEY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1872, a bill to amend the Internal Revenue Code of 1986 to provide for the tax treatment of ABLE accounts established under State programs for the care of family members with disabilities, and for other purposes.

S. 1886

At the request of Mr. LEAHY, the names of the Senator from Delaware [Mr. COONS] and the Senator from Arizona [Mr. KYL] were added as cosponsors of S. 1886, a bill to prevent trafficking in counterfeit drugs.

S. 1933

At the request of Mr. SCHUMER, the name of the Senator from Delaware [Mr. CARPER] was added as a cosponsor of S. 1933, a bill to increase American job creation and economic growth by improving access to the public capital markets for emerging growth companies.

S. 1944

At the request of Mr. CASEY, the names of the Senator from Nevada [Mr. REID], the Senator from New York [Mr. SCHUMER] and the Senator from Illinois [Mr. DURBIN] were added as cosponsors of S. 1944, a bill to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes.

S. 1945

At the request of Mr. DURBIN, the names of the Senator from New York [Mr. SCHUMER] and the Senator from Iowa [Mr. HARKIN] were added as cosponsors of S. 1945, a bill to permit the televising of Supreme Court proceedings.

SENATE RESOLUTION 297

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey [Mr. LAUTENBERG] was added as a cosponsor of Senate Resolution 297, a resolution congratulating the Corporation for Supportive Housing on the 20th anniversary of its founding.

SENATE RESOLUTION 310

At the request of Ms. MIKULSKI, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of Senate Resolution 310, a resolution designating 2012 as the "Year of the Girl" and congratulating Girl Scouts of the USA on its 100th anniversary.

SENATE RESOLUTION 342

At the request of Mr. RUBIO, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of Senate Resolution 342, a resolution honoring the life and legacy of Laura Pollan.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. LEAHY,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE,
NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on December 6, 2011, at 2:15 p.m. in S-115.

COMMITTEE ON BANKING, HOUSING,
AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on December 6, 2011, at 10 a.m., to conduct a hearing entitled "Continued Oversight of the Implementation of the Wall Street Reform Act."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on December 6, 2011, at 10 a.m., in room HVC-210 of the Capitol Visitor Center, to conduct a hearing entitled "Tax Reform and the Tax Treatment of Financial Products."

AD HOC SUBCOMMITTEE ON
CONTRACTING OVERSIGHT

The Ad Hoc Subcommittee on Contracting Oversight of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on December 6, 2011, at 10 a.m. to conduct a hearing entitled, "Whistleblower Protections for Government Contractors."

SUBCOMMITTEE ON ADMINISTRATIVE
OVERSIGHT AND THE COURTS

The Committee on the Judiciary, Subcommittee on Administrative Oversight and the Courts, be authorized to meet during the session of the Senate on December 6, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Access to the Court: Televising the Supreme Court."

SUBCOMMITTEE ON ANTITRUST,
COMPETITION POLICY, AND
CONSUMER RIGHTS

The Committee on the Judiciary, Subcommittee on Antitrust, Competition Policy, and Consumer Rights, be authorized to meet during the session of the Senate on December 6, 2011, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Express Scripts/Medco Merger: Cost Savings for Consumers or More Profits for the Middleman?"

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 12:12 p.m., a message from the House of Representatives, delivered by Mrs. Cole,

one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 2192. An act to exempt for an additional 4-year period, from the application of the means-test presumption of abuse under chapter 7, qualifying members of reserve components of the Armed Forces and members of the National Guard who, after September 11, 2001, are called to active duty or to perform a homeland defense activity for not less than 90 days.

ENROLLED BILL SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

MOTION TO PROCEED TO
EXECUTIVE SESSION

On motion by Mr. REID that the Senate proceed to executive session to consider the nomination of Richard Cordray, of Ohio, to be Director, Bureau of Consumer Financial Protection.

The question being on agreeing to the motion to proceed.

The motion was agreed to; and

EXECUTIVE SESSION

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

Ordered, That the Senate resume its legislative session.

EXECUTIVE SESSION

The hour of 11 a.m. having passed, Pursuant to the order of Thursday, December 1, 2011, as modified,

The Senate proceeded to executive session; and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, December 1, 2011,

The Senate resumed its legislative session.

RECESS

Pursuant to the order of yesterday, as modified,

At 12:31 p.m.,

The PRESIDING OFFICER declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

ORDERS FOR ADJOURNMENT
UNTIL 11:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. BENNET,

Ordered, That, when the Senate concludes its business on today, it adjourn until 11:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the first hour therein be equally divided and controlled between the two leaders, or their designees; and that the minority control the first 30 minutes therein, and the majority control the second 30 minutes therein.

ADJOURNMENT

By unanimous consent, on the request of Mr. BENNET,

At 6:03 p.m.,

The Senate adjourned, under its order of today, until 11:30 a.m. on tomorrow.

WEDNESDAY, DECEMBER 7, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 11:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 7, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the
Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two
leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the
transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid
before the Senate, together with
accompanying papers, reports, and
documents, and were referred as indicated:

EC-4220. A communication from the
Deputy Chief of the Pricing Policy Division,
Wireline Competition Bureau, Federal
Communications Commission, transmitting,
pursuant to law, the report of a rule entitled
"Revisions to 47 C.F.R. Parts 1, 36, 51, 54,
61, 64, and 69 to Comprehensively Reform
and Modernize the Universal Service and
Intercarrier Compensation Systems" (FCC
11-161) received in the Office of the
President of the Senate on December 5, 2011;
to the Committee on Commerce, Science, and
Transportation.

EC-4221. A communication from the
Assistant Secretary, Bureau of Legislative
Affairs, Department of State, transmitting,
pursuant to the Arms Export Control Act, the
certification of a proposed amendment to a
manufacturing license agreement for the
manufacture of significant military
equipment abroad and the export of defense
articles, including, technical data, and
defense services to Japan for the production
of the Evolved SeaSparrow Missile (ESSM)
in the amount of \$100,000,000 or more; to
the Committee on Foreign Relations.

EC-4222. A communication from the
Assistant Secretary, Bureau of Legislative
Affairs, Department of State, transmitting,
pursuant to law, an annual report relative to
the Benjamin A. Gilman International
Scholarship Program for 2011; to the
Committee on Foreign Relations.

EC-4223. A communication from the
Secretary General of the Inter-Parliamentary
Union, transmitting, a report relative to the
Annual 2011 Session of the Parliamentary
Conference on the World Trade

Organization; to the Committee on Foreign
Relations.

EC-4224. A communication from the
Secretary of Education, transmitting,
pursuant to law, the report of a rule entitled
"Family Educational Rights and Privacy"
(RIN1880-AA86) received in the Office of
the President of the Senate on December 5,
2011; to the Committee on Health,
Education, Labor, and Pensions.

EC-4225. A communication from the
Chairman, Federal Labor Relations
Authority, transmitting, pursuant to law, the
Authority's Performance and Accountability
Report for fiscal year 2011; to the Committee
on Homeland Security and Governmental
Affairs.

EC-4226. A communication from the
Director of Legislative Affairs, Office of the
Director of National Intelligence,
transmitting, pursuant to law, a report relative
to a vacancy in the position of Inspector
General of the Intelligence Community
received in the Office of the President of the
Senate on December 5, 2011; to the Select
Committee on Intelligence.

EC-4227. A communication from the
Deputy Assistant Administrator of Diversion
Control, Drug Enforcement Administration,
Department of Justice, transmitting, pursuant
to law, the report of a rule entitled
"Implementation of the Methamphetamine
Production Prevention Act of 2008"
(RIN1117-AB25) received in the Office of
the President of the Senate on December 5,
2011; to the Committee on the Judiciary.

EC-4228. A communication from the
Under Secretary and Director, Patent and
Trademark Office, Department of Commerce,
transmitting, pursuant to law, the report of a
rule entitled "Revision of Patent Term
Adjustment Provisions Relating to
Information Disclosure Statements"
(RIN0651-AC56) received in the Office of
the President of the Senate on December 1,
2011; to the Committee on the Judiciary.

EC-4229. A communication from the
Acting Staff Director, United States
Commission on Civil Rights, transmitting,
pursuant to law, the report of the appointment
of members to the Arizona Advisory
Committee; to the Committee on the
Judiciary.

EC-4230. A communication from the
Assistant Attorney General, Office of
Legislative Affairs, Department of Justice,
transmitting, pursuant to law, the semi-annual
report of the Attorney General relative to
Lobbying Disclosure Act enforcement
actions taken for the period beginning on July
1, 2010; to the Committee on the Judiciary.

EC-4231. A communication from the
Assistant Attorney General, Office of
Legislative Affairs, Department of Justice,
transmitting, pursuant to law, the semi-annual
report of the Attorney General relative to
Lobbying Disclosure Act enforcement

actions taken for the period beginning on
January 1, 2010; to the Committee on the
Judiciary.

EC-4232. A communication from the
Director of the Regulation Policy and
Management Office, Veterans Benefits
Administration, Department of Veterans
Affairs, transmitting, pursuant to law, the
report of a rule entitled "Servicemembers'
Group Life Insurance Traumatic Injury
Protection (TSGLI) Program Genitourinary
(GU) Regulation" (RIN2900-AO20) received
during adjournment of the Senate in the
Office of the President of the Senate on
December 2, 2011; to the Committee on
Veterans' Affairs.

EC-4233. A communication from the
Secretary of Veterans Affairs, transmitting,
pursuant to law, a report relative to
expenditures from the Pershing Hall
Revolving Fund; to the Committee on
Veterans' Affairs

REPORT OF A COMMITTEE

The following report of committee was
submitted:

By Mr. ROCKEFELLER, from the
Committee on Commerce, Science, and
Transportation, with an amendment in the
nature of a substitute:

S. 1430. A bill to authorize certain
maritime programs of the Department of
Transportation, and for other purposes (Rept.
No. 112-99).

INTRODUCTION OF BILLS

The following bills were introduced, read
the first and, by unanimous consent, second
times, and referred, placed on the calendar,
held at the desk, or acted upon, as indicated:

By Mr. KERRY:

S. 1949. A bill to provide for safe and
humane policies and procedures pertaining to
the arrest, detention, and processing of aliens
in immigration enforcement operations; to
the Committee on the Judiciary.

By Mr. LAUTENBERG (for himself,
Mr. ROCKEFELLER, and Mr. PRYOR):

S. 1950. A bill to amend title 49, United
States Code, to improve commercial motor
vehicle safety and reduce commercial motor
vehicle-related accidents and fatalities, to
authorize the Federal Motor Carrier Safety
Administration, and for other purposes; to the
Committee on Commerce, Science, and
Transportation.

By Mr. SCHUMER (for himself, Mr.
LEAHY, and Mr. SANDERS):

S. 1951. A bill to restore the exemption
from fees for certain customs services for
passengers arriving from Canada, Mexico,
and islands adjacent to the United States; to
the Committee on Finance.

By Mr. LAUTENBERG (for himself
and Mr. ROCKEFELLER):

S. 1952. A bill to improve hazardous materials transportation safety and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. LAUTENBERG (for himself and Mr. ROCKEFELLER):

S. 1953. A bill to reauthorize the Research and Innovative Technology Administration, to improve transportation research and development, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. HUTCHISON (for herself and Mr. ROCKEFELLER):

S. 1954. A bill to amend title 49, United States Code, to provide for expedited security screenings for members of the Armed Forces; to the Committee on Commerce, Science, and Transportation.

By Mr. PAUL:

S. 1955. A bill to authorize the interstate traffic of unpasteurized milk and milk products that are packaged for direct human consumption; to the Committee on Health, Education, Labor, and Pensions.

By Mr. THUNE:

S. 1956. A bill to prohibit operators of civil aircraft of the United States from participating in the European Union's emissions trading scheme, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. COBURN (for himself, Mr. SESSIONS, Mr. CHAMBLISS, Mr. BURR, Mrs. MCCASKILL, Ms. COLLINS, Mr. BEGICH, Mr. MCCAIN, Ms. AYOTTE, Mr. HATCH, Mr. PAUL, Mr. HELLER, Mr. CRAPO, Mr. COATS, Mr. ENZI, Mr. DEMINT, Mr. THUNE, Mr. RUBIO, Mr. JOHNSON of Wisconsin, Mr. LEE, Mr. BOOZMAN, Mr. HOEVEN, Mr. CORNYN, Mr. VITTER, Mr. GRAHAM, Mr. KYL, Mr. TOOMEY, Mr. MCCONNELL, Mr. RISCH, Mr. WICKER, Mr. INHOFE, and Mr. BARRASSO):

S. 1957. A bill to provide taxpayers with an annual report disclosing the cost of, performance by, and areas for improvements for Government programs, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. VITTER (for himself and Ms. LANDRIEU):

S. 1958. A bill to extend the National Flood Insurance Program until May 31, 2012; considered and passed.

By Mr. BURR (for himself, Mrs. FEINSTEIN, Mr. CHAMBLISS, Mr. COATS, Mr. BLUNT, Mr. NELSON of Florida, Mr. WARNER, Mr. INHOFE, Mr. GRAHAM, Mr. CORKER, Mr. KIRK, and Mr. UDALL of Colorado):

S. 1959. A bill to require a report on the designation of the Haqqani Network as a foreign terrorist organization and for other

purposes; to the Committee on Foreign Relations.

By Ms. COLLINS (for herself and Mrs. MCCASKILL):

S. 1960. A bill to provide incentives to create American jobs; to the Committee on Finance.

By Mr. REED (for himself, Ms. SNOWE, Mr. SANDERS, Mr. BROWN of Ohio, Mr. KERRY, Mrs. SHAHEEN, Mr. WHITEHOUSE, Mr. FRANKEN, Mr. BLUMENTHAL, Mr. CASEY, Mrs. GILLIBRAND, Mr. ROCKEFELLER, Mr. LIEBERMAN, Ms. COLLINS, Mr. BROWN of Massachusetts, Ms. AYOTTE, Mr. SCHUMER, Mr. WEBB, Mr. BEGICH, and Mr. CARDIN):

S. 1961. A bill to provide level funding for the Low-Income Home Energy Assistance Program; to the Committee on Appropriations.

By Mr. DEMINT (for himself and Mr. BARRASSO):

S. 1962. A bill to make the internal control reporting and assessment requirements of the Sarbanes-Oxley Act of 2002 optional for certain smaller companies; to the Committee on Banking, Housing, and Urban Affairs

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. Res. 345. A resolution expressing the sense of the Senate on the closure of Umatilla Army Chemical Depot, Oregon; considered and agreed to.

ADDITIONAL COSPONSORS

S. 227

At the request of Ms. COLLINS, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 227, a bill to amend title XVIII of the Social Security Act to ensure more timely access to home health services for Medicare beneficiaries under the Medicare program.

S. 571

At the request of Mrs. MURRAY, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of S. 571, a bill to amend subtitle B of title VII of the McKinney-Vento Homeless Assistance Act to provide education for homeless children and youths, and for other purposes.

S. 678

At the request of Mr. KOHL, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 678, a bill to increase the penalties for economic espionage.

S. 737

At the request of Mr. MORAN, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 737, a bill to replace the Director of the Bureau of Consumer Financial Protection with a 5-person Commission, to bring the Bureau into the regular appropriations process, and for other purposes.

S. 755

At the request of Mr. WYDEN, the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of S. 755, a bill to amend the Internal Revenue Code of 1986 to allow an offset against income tax refunds to pay for restitution and other State judicial debts that are past-due.

S. 1281

At the request of Mr. KIRK, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1281, a bill to amend title 49, United States Code, to prohibit the transportation of horses in interstate transportation in a motor vehicle containing two or more levels stacked on top of one another.

S. 1551

At the request of Mr. KIRK, the name of the Senator from Mississippi [Mr. COCHRAN] was added as a cosponsor of S. 1551, a bill to establish a smart card pilot program under the Medicare program.

S. 1692

At the request of Mr. BINGAMAN, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1692, a bill to reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, to provide full funding for the Payments in Lieu of Taxes program, and for other purposes.

S. 1718

At the request of Mr. WYDEN, the name of the Senator from Arkansas [Mr. PRYOR] was added as a cosponsor of S. 1718, a bill to amend title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims.

S. 1781

At the request of Mr. BINGAMAN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1781, a bill to amend the Internal Revenue Code of 1986 to exclude from gross income amounts received on account of claims based on certain unlawful discrimination and to allow income averaging for backpay and frontpay awards received on account of such claims, and for other purposes.

S. 1798

At the request of Mr. UDALL of New Mexico, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1798, a bill to direct the Secretary of Veterans Affairs to establish an open burn pit registry to ensure that members of the Armed Forces who may have been

exposed to toxic chemicals and fumes caused by open burn pits while deployed to Afghanistan or Iraq receive information regarding such exposure, and for other purposes.

S. 1821

At the request of Mr. COONS, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1821, a bill to prevent the termination of the temporary office of bankruptcy judges in certain judicial districts.

S. 1822

At the request of Mr. HELLER, the name of the Senator from Virginia [Mr. WEBB] was added as a cosponsor of S. 1822, a bill to provide for the exhumation and transfer of remains of deceased members of the Armed Forces buried in Tripoli, Libya.

S. 1882

At the request of Mr. BINGAMAN, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 1882, a bill to amend the Federal Food, Drug, and Cosmetic Act to ensure that valid generic drugs may enter the market.

S. 1886

At the request of Mr. LEAHY, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1886, a bill to prevent trafficking in counterfeit drugs.

S. 1894

At the request of Mr. SCHUMER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1894, a bill to deter terrorism, provide justice for victims, and for other purposes.

S. 1903

At the request of Mrs. GILLIBRAND, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1904

At the request of Mr. DEMINT, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1904, a bill to provide information on total spending on means-tested welfare programs, to provide additional work requirements, and to provide an overall spending limit on means-tested welfare programs.

S. 1925

At the request of Mr. LEAHY, the names of the Senator from Illinois [Mr. KIRK], the Senator from Illinois [Mr. DURBIN], the Senator from Wisconsin [Mr. KOHL], the Senator from Minnesota [Ms. KLOBUCHAR], the Senator from Connecticut [Mr. BLUMENTHAL] and the Senator from California [Mrs. BOXER] were added as

cosponsors of S. 1925, a bill to reauthorize the Violence Against Women Act of 1994.

S. 1944

At the request of Mr. CASEY, the names of the Senator from Vermont [Mr. LEAHY] and the Senator from Michigan [Ms. STABENOW] were added as cosponsors of S. 1944, a bill to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes.

SENATE RESOLUTION 310

At the request of Ms. MIKULSKI, the name of the Senator from Ohio [Mr. BROWN] was added as a cosponsor of Senate Resolution 310, a resolution designating 2012 as the "Year of the Girl" and congratulating Girl Scouts of the USA on its 100th anniversary.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. WHITEHOUSE,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on December 7, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building.

The Committee will hold a hearing entitled, "Turning the Investigation on the Science of Forensics."

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on December 7, 2011, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Drug Shortages: Why They Happen and What They Mean."

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on December 7, 2011, at 9:30 a.m. to conduct a hearing entitled "Homegrown Terrorism: The Threat to Military Communities Inside the United States."

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on December 7, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Reauthorizing the EB-5 Regional Center Program: Promoting Job Creation and Economic Development in American Communities."

SUBCOMMITTEE ON FINANCIAL INSTITUTIONS AND CONSUMER PROTECTION

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Financial Institutions and Consumer Protection be

authorized to meet during the session of the Senate on December 7, 2011, at 2:00 p.m., to conduct a hearing entitled "Enhanced Supervision: A New Regime for Regulating Large, Complex Financial Institutions."

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA AND THE AD HOC SUBCOMMITTEE ON DISASTER RECOVERY AND

INTERGOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia and the Ad Hoc Subcommittee on Disaster Recovery and Intergovernmental Affairs be authorized to meet during the session of the Senate on December 7, 2011, at 2:30 p.m., to conduct a joint hearing entitled "From Earthquakes to Terrorist Attacks: Is the National Capital Region Prepared for the Next Disaster?"

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 11:35 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, without amendment:

S. 1541. An act to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1639. An act to amend title 36, United States Code, to authorize the American Legion under its Federal charter to provide guidance and leadership to the individual departments and posts of the American Legion, and for other purposes.

The message also announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1021. An act to prevent the termination of the temporary office of bankruptcy judges in certain judicial districts.

H.R. 2297. An act to promote the development of the Southwest waterfront in the District of Columbia, and for other purposes.

H.R. 2405. An act to reauthorize certain provisions of the Public Health Service Act and the Federal Food, Drug, and Cosmetic Act relating to public health preparedness and countermeasure development, and for other purposes.

H.R. 2471. An act to amend section 2710 of title 18, United States Code, to clarify that a video tape service provider may obtain a consumer's informed, written consent on an ongoing basis and that consent may be obtained through the Internet.

H.R. 3237. An act to amend the SOAR Act by clarifying the scope of coverage of the Act.

The message further announced that the House has passed the following joint resolution, with an amendment, in which it requests the concurrence of the Senate:

S.J. Res. 22. Joint resolution to grant the consent of Congress to an amendment to the compact between the States of Missouri and Illinois providing that bonds issued by the Bi-State Development Agency may mature in not to exceed 40 years.

At 4:34 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House disagrees to the amendment of the Senate to the bill (H.R. 1540) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes, and agrees to the conference asked by the Senate on the disagreeing votes of the two Houses thereon, and appoint the following Members as managers of the conference on the part of the House:

From the Committee on Armed Services, for consideration of the House bill and the Senate amendment, and modifications committed to conference: Messrs. MCKEON, BARTLETT, THORNBERRY, AKIN, FORBES, MILLER of Florida, LOBIONDO, TURNER of Ohio, KLINE, ROGERS of Alabama, SHUSTER, CONAWAY, WITTMAN, HUNTER, ROONEY, SCHILLING, GRIFFIN of Arkansas, WEST, SMITH of Washington, REYES, Ms. LORETTA SANCHEZ of California, Messrs. MCINTYRE, ANDREWS, Mrs. DAVIS of California, Messrs. LANGEVIN, LARSEN of Washington, COOPER, Ms. BORDALLO, Messrs. COURTNEY, LOESACK, Ms. TSONGAS, and Ms. PINGREE of Maine.

From the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 11 of rule X: Mr. ROGERS of Michigan, Mrs. MYRICK, and Mr. RUPPERSBURGER.

From the Committee on Education and the Workforce, for consideration of section 548 and 572 of the House bill, and sections 572 and 573 of the Senate amendment, and modifications committed to conference: Messrs. PETRI, HECK, and GEORGE MILLER of California.

From the Committee on Energy and Commerce, for consideration of sections 911, 1099A, 2852, and 3114 of the House bill, and section 1089 of the Senate amendment, and modifications committed to the conference: Messrs. UPTON, WALDEN, and WAXMAN.

From the Committee on Financial Services, for consideration of section 645 of the House bill, and section 1245 of the Senate

amendment, and modifications committed to conference: Mr. BACHUS, Mrs. CAPITO, and Mr. ACKERMAN.

From the Committee on Foreign Affairs, for consideration of sections 1013, 1014, 1055, 1056, 1086, 1092, 1202, 1204, 1205, 1211, 1214, 1216, 1218, 1219, 1226, 1228-1230, 1237, 1301, 1303, 1532, 1533, and 3112 of the House bill, and sections 159, 1012, 1031, 1033, 1046, 1201, 1203, 1204, 1206-1209, 1221-1225, 1228, 1230, 1245, title XIII and section 1609 of the Senate amendment, and modifications committed to conference: Ms. ROS-LEHTINEN, Mr. CHABOT, and Mr. BERMAN.

From the Committee on Homeland Security, for consideration of section 1099H of the House bill, and section 1092 of the Senate amendment, and modifications committed to conference: Mr. DANIEL LUNGREN of California, Mrs. MILLER of Michigan, and Mr. THOMPSON of Mississippi.

From the Committee on the Judiciary, for consideration of sections 531 of subtitle D of title V, 573, 843, and 2804 of the House bill, and section 553 and 848 of the Senate amendment, and modifications committed to conference: Messrs. SMITH of Texas, COBLE, and CONYERS.

From the Committee on Natural Resources, for consideration of sections 313, 601, and 1097 of the House bill, and modifications committed to conference: Messrs. HASTINGS of Washington, BISHOP of Utah, and MARKEY.

From the Committee on Oversight and Government Reform, for consideration of sections 598, 662, 803, 813, 844, 847, 849, 937-939, 1081, 1091, 1101-1111, 1116, and 2813 of the House bill, and sections 827, 845, 1044, 1102-1107, and 2812 of the Senate amendment, and modifications committed to conference: Messrs. ROSS of Florida, LANKFORD, and CUMMINGS.

From the Committee on Science, Space, and Technology, for consideration of sections 911 and 1098 of the House bill, and sections 885, 911, 912, and division E of the Senate amendment, and modifications committed to conference: Messrs. HALL, QUAYLE, and Ms. EDDIE BERNICE JOHNSON of Texas.

From the Committee on Small Business, for consideration of section 804 of the House bill, and sections 885-887, and division E of the Senate amendment, and modifications committed to conference: Mr. GRAVES of Missouri, Mrs. ELLMERS, and Ms. VELAZQUEZ.

From the Committee on Transportation and Infrastructure, for consideration of sections 314, 366, 601, 1098, and 2814 of the House bill, and sections 262, 313, 315, 1045, 1088, and 3301 of the Senate amendment, and modifications committed to conference: Messrs. MICA, CRAVAACK, and BISHOP of New York.

From the Committee on Veterans Affairs, for consideration of sections 551, 573, 705, 731, and 1099C of the House bill, and sections 631 and 1093 of the Senate amendment, and modifications committed to conference: Mr. BILIRAKIS, Ms. BUERKLE, and Ms. BROWN of Florida.

From the Committee on Ways and Means, for consideration of sections 704, 1099A, and 1225 of the House bill, and section 848 of the Senate amendment, and modifications committed to conference: Messrs. CAMP, HERGER, and LEVIN.

The message also announced that the House disagrees to the amendment of the Senate to the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes, and agrees to the conference asked by the Senate on the disagreeing votes of the two Houses thereon; and appoints the following Members as managers of the conference on the part of the House:

Mr. ROGERS of Kentucky, Mr. YOUNG of Florida, Mr. LEWIS of California, Mr. FRELINGHUYSEN, Mr. ADERHOLT, Mrs. EMERSON, Ms. GRANGER, Mr. SIMPSON, Mr. CULBERSON, Mr. CRENSHAW, Mr. REHBERG, Mr. CARTER, Mr. DICKS, Mr. VISCLOSKEY, Mrs. LOWEY, Mr. SERRANO, Ms. DELAURO, Mr. MORAN, Mr. PRICE of North Carolina, and Mr. BISHOP of Georgia.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2297. An act to promote the development of the Southwest waterfront in the District of Columbia, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2405. An act to reauthorize certain provisions of the Public Health Service Act and the Federal Food, Drug, and Cosmetic Act relating to public health preparedness and countermeasure development, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

H.R. 2471. An act to amend section 2710 of title 18, United States Code, to clarify that a video tape service provider may obtain a consumer's informed, written consent on an ongoing basis and that consent may be obtained through the Internet; to the Committee on the Judiciary.

MOTION TO PROCEED TO CONSIDER BILL S. 1944

On motion by Mr. REID that the Senate proceed to consider the bill (S. 1944) to create jobs by providing payroll tax relief for

middle class families and businesses, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the motion to proceed to consider bill S. 1944; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill S. 1944:

HARRY REID, ROBERT P. CASEY, JR., DICK DURBIN, CHUCK SCHUMER, CARL LEVIN, DEBBIE STABENOW, KENT CONRAD, J. LIEBERMAN, DIANNE FEINSTEIN, JEFF BINGAMAN, TIM JOHNSON, D. K. INOUE, JOHN KERRY, MAX BAUCUS, DANIEL K. AKAKA, RICHARD BLUMENTHAL, K. E. GILLIBRAND.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to the motion.

NATIONAL FLOOD INSURANCE PROGRAM EXTENSION

On the request of Mr. VITTER,

The PRESIDING OFFICER (Mr. WHITEHOUSE in the chair) laid before the Senate the bill (S. 1958) to extend the National Flood Insurance Program until May 31, 2012, introduced on today by Mr. VITTER (for himself and Ms. LANDRIEU), and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

EXPRESSING THE SENSE OF THE SENATE ON THE CLOSURE OF UMATILLA ARMY CHEMICAL DEPOT

On the request of Mr. MERKLEY,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 345) expressing the sense of the Senate on the closure of Umatilla Army Chemical Depot, Oregon, submitted today by Mr. WYDEN (for himself and Mr. MERKLEY), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. MERKLEY,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to executive session to resume consideration of the nomination of Richard Cordray to be Director of the Bureau of Consumer Financial Protection; that, at 10:30 a.m., the Senate vote on the question of agreeing to the motion to bring to a close debate on the nomination; and that, if said motion is not agreed to, the Senate resume its legislative session, and consideration of the motion to proceed to consider bill S. 1944.

ADJOURNMENT

By unanimous consent, on the request of Mr. MERKLEY,

At 6:03 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, DECEMBER 8, 2011

Mr. JON TESTER, from the State of Montana, called the Senate to order at 9:31 a.m., the Chaplain offered a prayer, and Mr. TESTER led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 8, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JON TESTER, a Senator

from the State of Montana, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TESTER took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

EXECUTIVE SESSION

Pursuant to the order of yesterday,
The Senate proceeded to executive session;
and after the consideration of executive business (involving one rollcall vote).

LEGISLATIVE SESSION

Pursuant to the order of yesterday,
The Senate resumed its legislative session.

MOTION TO PROCEED TO CONSIDER BILL S. 1944

Pursuant to the order of yesterday,
The PRESIDING OFFICER laid before the Senate the motion, made by Mr. REID on yesterday, that the Senate proceed to consider the bill (S. 1944) to create jobs by providing payroll tax relief for middle class families and businesses, and for other purposes; and

The Senate resumed consideration of the motion to proceed.

The question being on agreeing to the motion.

Pending debate,

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the motion to bring to a close debate on the pending motion to proceed to consider bill S. 1944 be withdrawn; that time until 2:30 p.m. be equally divided and controlled for debate between the two leaders, or their designees, on the pending motion to proceed; that, at 2:30 p.m., the Senate vote on the question of agreeing to the motion to proceed; and that the motion receive a minimum of 60 yeas votes to be agreed to.

ORDER FOR CONSIDERATION OF MOTION TO PROCEED TO CONSIDER BILL S. 1931

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, upon disposition of said motion to proceed to consider bill S. 1944, it be in order for the minority leader, or his designee, to move to proceed to consider the bill (S. 1931) to provide civilian payroll tax relief, to reduce the Federal budget deficit, and for other purposes; that there be two minutes, equally divided and controlled, for debate between the two leaders, or their designees, thereon; that, upon conclusion of debate, the Senate vote on the question of agreeing to the motion; and that the motion receive a minimum of 60 yeas votes to be agreed to.

MOTION TO PROCEED TO CONSIDER BILL S. 1944

The Senate resumed consideration of the motion to proceed to consider bill S. 1944.

The question being on agreeing to the motion.

Pending debate,

On motion by Mr. WHITEHOUSE,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

The hour of 2:30 p.m. having passed,

Pursuant to the order of today, as modified,

The question being taken.

It was determined in the negative---
yeas... 50, nays... 48

[Rollcall Vote No. 224 Leg.]

YEAS --- 50

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Klobuchar, Landrieu, Lautenberg, Leahy, Levin, Lieberman, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

NAYS --- 48

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, Manchin, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sanders, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

So the motion was not agreed to (the motion not having received 60 yeas votes, as pursuant to the order of today).

MOTION TO PROCEED TO CONSIDER BILL S. 1931

Pursuant to the order of today,

On motion by Mr. MCCONNELL that the Senate proceed to consider the bill (S. 1931) to provide civilian payroll tax relief, to

reduce the Federal budget deficit, and for other purposes.

The question being on agreeing to the motion.

After debate,

On motion by Mr. CORKER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the motion.

Pursuant to the order of today,

The question being taken.

It was determined in the negative---
yeas... 22, nays... 76

[Rollcall Vote No. 225 Leg.]

YEAS --- 22

Ayotte, Barrasso, Brown (MA), Cochran, Collins, Crapo, Enzi, Grassley, Heller, Hoeven, Hutchison, Lugar, McCain, McConnell, Murkowski, Paul, Portman, Risch, Rubio, Snowe, Vitter, Wicker.

NAYS --- 76

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Conrad, Coons, Corker, Cornyn, DeMint, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Hatch, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kirk, Klobuchar, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Moran, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Sanders, Schumer, Sessions, Shaheen, Shelby, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the motion was not agreed to.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business until 6 p.m., with Senators permitted to speak for 10 minutes each therein.

Pending debate,

ENROLLED BILLS PRESENTED

The Secretary of the Senate reported that on today, Thursday, December 8, 2011, she had presented to the President of the United States the following enrolled bills:

S. 1541. A bill to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1639. A bill to amend title 36, United States Code, to authorize the American Legion under its Federal charter to provide guidance and leadership to the individual departments and posts of the American Legion, and for other purposes.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. BOXER, from the Committee on Environment and Public Works, with an amendment in the nature of a substitute:

S. 1400. A bill to restore the natural resources, ecosystems, fisheries, marine and wildlife habitats, beaches, and coastal wetlands of Gulf Coast States, to create jobs and revive the economic health of communities adversely affected by the explosion on, and sinking of, the mobile offshore drilling unit Deepwater Horizon, and for other purposes (Rept. No. 112-100).

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment:

S. 678. A bill to increase the penalties for economic espionage.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 1886. A bill to prevent trafficking in counterfeit drugs.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. ISAKSON:

S. 1963. A bill to revoke the charters for the Federal National Mortgage Corporation and the Federal Home Loan Mortgage Corporation upon resolution of their obligations, to create a new Mortgage Finance Agency for the securitization of single family and multifamily mortgages, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Ms. STABENOW (for herself and Mr. PORTMAN):

S. 1964. A bill to amend the Internal Revenue Code of 1986 to exempt from the harbor maintenance tax certain commercial cargo loaded or unloaded at United States ports in the Great Lakes Saint Lawrence Seaway System; to the Committee on Finance.

By Mr. MORAN (for himself and Mr. WARNER):

S. 1965. A bill to jump-start economic recovery through the formation and growth of new businesses, and for other purposes; to the Committee on Finance.

By Ms. AYOTTE (for herself, Mr. BEGICH, Mr. VITTER, and Mr. RUBIO):

S. 1966. A bill to direct the Secretary of Homeland Security to reform the process for enrolling, activating, issuing, and renewing Transportation Worker Identification Credentials so that applicants are not required to visit a designated enrollment center more

than once; to the Committee on Commerce, Science, and Transportation.

By Mr. JOHNSON of South Dakota (for himself and Mr. COCHRAN):

S. 1967. A bill to amend title XVIII of the Social Security Act to provide for the treatment of certain physician pathology services under the Medicare Program; to the Committee on Finance.

By Mr. WARNER (for himself and Mr. KIRK):

S. 1968. A bill to require the Secretary of Transportation to establish a pilot program to increase accountability with respect to outcomes of transportation investments, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. STABENOW (for herself and Mr. MENENDEZ):

S. 1969. A bill to amend title XI of the Social Security Act to improve the quality, health outcomes, and value of maternity care under the Medicaid and CHIP programs by developing a maternity care quality measurement program, evaluating maternity care home models, and supporting maternity care quality collaboratives; to the Committee on Finance.

By Mr. MERKLEY (for himself, Mr. BENNET, and Ms. LANDRIEU):

S. 1970. A bill to amend the securities laws to provide for registration exemptions for certain crowdfunded securities, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. INHOFE (for himself and Mr. JOHANNES):

S. 1971. A bill to provide for the establishment of a committee to assess the effects of certain Federal regulatory mandates and to provide for relief from those mandates, and for other purposes; to the Committee on Environment and Public Works.

By Mr. COATS (for himself and Ms. AYOTTE):

S. 1972. A bill to amend the Food and Drug Administration's mission; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. GILLIBRAND (for herself, Mr. SCHUMER, Mr. LAUTENBERG, and Mr. KERRY):

S. 1973. A bill to prevent gun trafficking in the United States; to the Committee on the Judiciary.

By Mr. UDALL of New Mexico (for himself, Mr. HELLER, Mr. BINGAMAN, Mrs. FEINSTEIN, and Mrs. GILLIBRAND):

S. 1974. A bill to amend the Tariff Act of 1930 to clarify the definition of aircraft and the offenses penalized under the aviation smuggling provisions under that Act, and for other purposes; considered and passed.

By Mr. DEMINT (for himself, Mr. CORNYN, Mr. VITTER, Mr. TOOMEY, Mr. RISCH, Ms. AYOTTE, Mr. JOHNSON of Wisconsin, Mr. LEE, Mr.

PAUL, Mr. BLUNT, Mr. HATCH, Mr. BOOZMAN, Mr. GRAHAM, Mr. KYL, Mrs. HUTCHISON, Mr. CRAPO, Mr. INHOFE, Mr. BARRASSO, Mr. CHAMBLISS, Mr. COBURN, Mr. THUNE, Mr. BURR, Mr. HELLER, Mr. RUBIO, Mr. JOHANNES, and Mr. SESSIONS):

S. 1975. A bill to repeal the authority to provide certain loans to the International Monetary Fund, to prohibit loans to enable the Fund to provide financing for European financial stability and to oppose the provision of such financing, and for other purposes; to the Committee on Foreign Relations.

By Ms. COLLINS (for herself and Mr. COONS):

S. 1976. A bill to authorize educational assistance under the Armed Forces Health Professions Scholarship program for pursuit of advanced degrees in physical therapy and occupational therapy; to the Committee on Armed Services.

By Mr. SANDERS (for himself and Mr. BEGICH):

S.J. Res. 33. A joint resolution proposing an amendment to the Constitution of the United States to expressly exclude for-profit corporations from the rights given to natural persons by the Constitution of the United States, prohibit corporate spending in all elections, and affirm the authority of Congress and the States to regulate corporations and to regulate and set limits on all election contributions and expenditures; to the Committee on the Judiciary.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. VITTER (for himself, Mr. SHELBY, Mr. COCHRAN, and Mr. WICKER):

S. Res. 346. A resolution expressing the sense of the Senate regarding the Government of Antigua and Barbuda and its actions relating to the Stanford Financial Group fraud; to the Committee on Foreign Relations.

ADDITIONAL COSPONSORS

S. 306

At the request of Mr. WEBB, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 306, a bill to establish the National Criminal Justice Commission.

S. 494

At the request of Mr. LIEBERMAN, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 494, a bill to amend the Public Health Service Act to establish a national screening program at

the Centers for Disease Control and Prevention and to amend title XIX of the Social Security Act to provide States the option to increase screening in the United States population for the prevention, early detection, and timely treatment of colorectal cancer.

S. 506

At the request of Mr. CASEY, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 626

At the request of Ms. CANTWELL, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 626, a bill to amend the Internal Revenue Code of 1986 to repeal the shipping investment withdrawal rules in section 955 and to provide an incentive to reinvest foreign shipping earnings in the United States.

S. 752

At the request of Mrs. FEINSTEIN, the names of the Senator from New Jersey [Mr. MENENDEZ] and the Senator from New Jersey [Mr. LAUTENBERG] were added as cosponsors of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 955

At the request of Mr. LEAHY, his name was added as a cosponsor of S. 955, a bill to provide grants for the renovation, modernization or construction of law enforcement facilities.

S. 985

At the request of Ms. MIKULSKI, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 985, a bill to amend the definition of a law enforcement officer under subchapter III of chapter 83 and chapter 84 of title 5, United States Code, respectively, to ensure the inclusion of certain positions.

S. 996

At the request of Mr. ROCKEFELLER, the name of the Senator from Michigan [Ms. STABENOW] was added as a cosponsor of S. 996, a bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2016, and for other purposes.

S. 1174

At the request of Ms. STABENOW, the name of the Senator from New Hampshire [Mrs. SHAHEEN] was added as a cosponsor of S. 1174, a bill to provide predictability and certainty in the tax law, create jobs, and encourage investment.

S. 1175

At the request of Mrs. HAGAN, the names of the Senator from Minnesota [Mr. FRANKEN] and the Senator from Ohio [Mr. BROWN] were added as cosponsors of S. 1175, a bill to provide, develop, and

support 21st century readiness initiatives that assist students in acquiring the skills necessary to think critically and solve problems, be an effective communicator, collaborate with others, and learn to create and innovate.

S. 1440

At the request of Mr. BENNET, the names of the Senator from Louisiana [Ms. LANDRIEU] and the Senator from Vermont [Mr. LEAHY] were added as cosponsors of S. 1440, a bill to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 1591

At the request of Mr. KIRK, the name of the Senator from Wyoming [Mr. BARRASSO] was added as a cosponsor of S. 1591, a bill to award a Congressional Gold Medal to Raoul Wallenberg, in recognition of his achievements and heroic actions during the Holocaust.

S. 1629

At the request of Mrs. GILLIBRAND, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1629, a bill to amend title 38, United States Code, to clarify presumptions relating to the exposure of certain veterans who served in the vicinity of the Republic of Vietnam, and for other purposes.

S. 1680

At the request of Mr. CONRAD, the name of the Senator from Kansas [Mr. MORAN] was added as a cosponsor of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

S. 1749

At the request of Mr. WARNER, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1749, a bill to establish and operate a National Center for Campus Public Safety.

S. 1866

At the request of Mr. RUBIO, the names of the Senator from Utah [Mr. LEE], the Senator from New York [Mr. SCHUMER] and the Senator from Idaho [Mr. RISCH] were added as cosponsors of S. 1866, a bill to provide incentives for economic growth, and for other purposes.

S. 1872

At the request of Mr. CASEY, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 1872, a bill to amend the Internal Revenue Code of 1986 to provide for the tax treatment of ABLE accounts established under State programs for the care of family members with disabilities, and for other purposes.

S. 1884

At the request of Mr. DURBIN, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 1884, a bill to provide States with incentives to require elementary schools and secondary schools to maintain, and permit school personnel to administer, epinephrine at schools.

S. 1896

At the request of Ms. AYOTTE, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 1896, a bill to eliminate the automatic inflation increases for discretionary programs built into the baseline projections and require budget estimates to be compared with the prior year's level.

S. 1925

At the request of Mr. LEAHY, the names of the Senator from Minnesota [Mr. FRANKEN], the Senator from New York [Mr. SCHUMER] and the Senator from Rhode Island [Mr. WHITEHOUSE] were added as cosponsors of S. 1925, a bill to reauthorize the Violence Against Women Act of 1994.

S. 1954

At the request of Mrs. HUTCHISON, the name of the Senator from North Carolina [Mr. BURR] was added as a cosponsor of S. 1954, a bill to amend title 49, United States Code, to provide for expedited security screenings for members of the Armed Forces.

S. 1959

At the request of Mr. BURR, the names of the Senator from South Carolina [Mr. DEMINT] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 1959, a bill to require a report on the designation of the Haqqani Network as a foreign terrorist organization and for other purposes.

S. 1961

At the request of Mr. REED, the names of the Senator from Alaska [Ms. MURKOWSKI] and the Senator from South Dakota [Mr. JOHNSON] were added as cosponsors of S. 1961, a bill to provide level funding for the Low-Income Home Energy Assistance Program.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on December 8, 2011, at 10 a.m. in room 253 of the Russell Senate Office Building.

The Committee will hold a hearing entitled, "ICANN's Expansion of Top Level Domains."

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on December 8, 2011, in the President's Room, at 10:30 a.m.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on December 8, 2011, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on December 8, 2011, at 9:30 a.m., in room 406 of the Dirksen Senate Office Building.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on December 8, 2011, at 10 a.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate to conduct a hearing entitled "Tales from the Unemployment Line: Barriers Facing the Long-Term Unemployed" on December 8, 2011, at 9:45 a.m., in room 106 of the Dirksen Senate Office Building.

COMMITTEE ON INDIAN AFFAIRS

The Committee on Indian Affairs be authorized to meet during the session of the Senate on December 8, 2011, at 2:15 p.m., in room 628 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on December 8, 2011, at 10 a.m., in SD-226 of the Dirksen Senate Office Building to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on December 8, 2011, at 2 p.m.

SUBCOMMITTEE ON WATER AND POWER

The Subcommittee on Water and Power be authorized to meet during the session of the Senate on December 8, 2011, at 2:30 p.m., in room 366 of the Dirksen Senate Office Building.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 9:39 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one

of its reading clerks, announced that the Speaker has signed the following enrolled bills:

S. 1541. An act to revise the Federal charter for the Blue Star Mothers of America, Inc. to reflect a change in eligibility requirements for membership.

S. 1639. An act to amend title 36, United States Code, to authorize the American Legion under its Federal charter to provide guidance and leadership to the individual departments and posts of the American Legion, and for other purposes.

ENROLLED BILLS SIGNED

The enrolled bills were subsequently signed by the PRESIDENT pro tempore.

At 1:03 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 10. An act to amend chapter 8 of title 5, United States Code, to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law.

H.R. 944. An act to eliminate an unused lighthouse reservation, provide management consistency by incorporating the rocks and small islands along the coast of Orange County, California, into the California Coastal National Monument managed by the Bureau of Land Management, and meet the original Congressional intent of preserving Orange County's rocks and small islands, and for other purposes.

H.R. 1254. An act to amend the Controlled Substances Act to place synthetic drugs in Schedule I.

H.R. 1560. An act to amend the Ysleta del Sur Pueblo and Alabama and Coushatta Indian Tribes of Texas Restoration Act to allow the Ysleta del Sur Pueblo Tribe to determine blood quantum requirement for membership in that tribe.

H.R. 2351. An act to direct the Secretary of the Interior to continue stocking fish in certain lakes in the North Cascades National Park, Ross Lake National Recreation Area, and Lake Chelan National Recreation Area.

H.R. 2360. An act to amend the Outer Continental Shelf Lands Act to extend the Constitution, laws, and jurisdiction of the United States to installations and devices attached to the seabed of the Outer Continental Shelf for the production and support of production of energy from sources other than oil and gas, and for other purposes.

The message also announced that the House has passed the following bills, without amendment:

S. 535. An act to authorize the Secretary of the Interior to lease certain lands within Fort Pulaski National Monument, and for other purposes.

S. 683. An act to provide for the conveyance of certain parcels of land to the town of Mantua, Utah.

The message further announced that the House has agreed to the following concurrent resolution, without amendment:

S. Con. Res. 32. Concurrent resolution to authorize the Clerk of the House of Representatives to make technical corrections in the enrollment of H.R. 470, an Act to further allocate and expand the availability of hydroelectric power generated at Hoover Dam, and for other purposes.

At 4:40 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled bills:

S. 535. An act to authorize the Secretary of the Interior to lease certain lands within Fort Pulaski National Monument, and for other purposes.

S. 683. An act to provide for the conveyance of certain parcels of land to the town of Mantua, Utah.

ENROLLED BILLS SIGNED

The enrolled bills were subsequently signed by the PRESIDENT pro tempore.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 10. An act to amend chapter 8 of title 5, United States Code, to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law; to the Committee on Homeland Security and Governmental Affairs.

H.R. 944. An act to eliminate an unused lighthouse reservation, provide management consistency by incorporating the rocks and small islands along the coast of Orange County, California, into the California Coastal National Monument managed by the Bureau of Land Management, and meet the original Congressional intent of preserving Orange County's rocks and small islands, and for other purposes; to the Committee on Energy and Natural Resources.

H.R. 1021. An act to prevent the termination of the temporary office of bankruptcy judges in certain judicial districts; to the Committee on the Judiciary.

H.R. 1254. An act to amend the Controlled Substances Act to place synthetic drugs in Schedule I; to the Committee on the Judiciary.

H.R. 1560. An act to amend the Ysleta del Sur Pueblo and Alabama and Coushatta Indian Tribes of Texas Restoration Act to allow the Ysleta del Sur Pueblo Tribe to determine blood quantum requirement for membership in that tribe; to the Committee on Indian Affairs.

H.R. 2351. An act to direct the Secretary of the Interior to continue stocking fish in certain lakes in the North Cascades National Park, Ross Lake National Recreation Area, and Lake Chelan National Recreation Area; to the Committee on Energy and Natural Resources.

H.R. 2360. An act to amend the Outer Continental Shelf Lands Act to extend the Constitution, laws, and jurisdiction of the United States to installations and devices attached to the seabed of the Outer Continental Shelf for the production and support of production of energy from sources other than oil and gas, and for other purposes; to the Committee on Energy and Natural Resources.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

HOUSE AMENDMENT TO JOINT RESOLUTION S.J. RES. 22

On the request of Mr. REID,

The PRESIDING OFFICER (Mrs. SHAHEEN in the chair) laid before the Senate the amendment received from the House of Representatives for concurrence to the joint resolution (S.J. Res. 22) to grant the consent of Congress to an amendment to the compact between the States of Missouri and Illinois providing that bonds issued by the Bi-State Development Agency may mature in not to exceed 40 years.

On motion by Mr. REID,

Resolved, That the Senate concur in the amendment of the House of Representatives to the joint resolution.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

AUTHORIZING PRESENTATION OF A UNITED STATES FLAG ON BEHALF OF FEDERAL CIVILIAN EMPLOYEES WHO DIE IN CONNECTION WITH THEIR EMPLOYMENT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Homeland Security and Governmental Affairs be discharged from the further consideration of the bill (H.R. 2061) to authorize the presentation of a United States flag on behalf

of Federal civilian employees who die of injuries in connection with their employment.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DIRECTING THE CLERK OF THE HOUSE OF REPRESENTATIVES TO CORRECT THE ENROLLMENT OF BILL H.R. 2061

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 86) directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 2061, received from the House of Representatives for concurrence on Monday, November 7, 2011, and remaining undisposed of.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ULTRALIGHT AIRCRAFT SMUGGLING PREVENTION ACT

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (S. 1974) to amend the Tariff Act of 1930 to clarify the definition of aircraft and the offenses penalized under the aviation smuggling provisions under that Act, and for other purposes, introduced on today by Mr. TOM UDALL (for himself, Mr. HELLER, Mr. BINGAMAN, Mrs. FEINSTEIN, and Mrs. GILLIBRAND), and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDERS FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, DECEMBER 12, 2011, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 2 p.m. on Monday, December 12, 2011; that, on Monday next, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until 4:30 p.m., with Senators permitted to speak for 10 minutes each therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 6:25 p.m.,

The Senate adjourned, under its order of today, until 2 p.m. on Monday, December 12, 2011.

MONDAY, DECEMBER 12, 2011

Mr. CHRISTOPHER A. COONS, from the State of Delaware, called the Senate to order at 2 p.m., the Chaplain offered a prayer, and Mr. COONS led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 12, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable CHRISTOPHER A. COONS, a Senator from the State of Delaware, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. COONS took the chair.

THE JOURNAL

Pursuant to the order of Thursday, December 8, 2011,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of Thursday, December 8, 2011,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of Thursday, December 8, 2011,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

ENROLLED BILLS PRESENTED

The Secretary of the Senate reported that on Friday, December 9, 2011, she had presented to the President of the United States the following enrolled bills:

S. 535. A bill to authorize the Secretary of the Interior to lease certain lands within Fort Pulaski National Monument, and for other purposes.

S. 683. A bill to provide for the conveyance of certain parcels of land to the town of Mantua, Utah.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4234. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Saflufenacil; Pesticide Tolerances" (FRL No. 9325-2) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4235. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Isoxaflutole; Pesticide Tolerances" (FRL No. 8885-8) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4236. A communication from the Associate Director, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a

rule entitled "Sudanese Sanctions Regulations" (31 CFR Part 538) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4237. A communication from the Chief of the Policy and Rules Division, Office of Engineering and Technology, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Parts 2 and 97 of the Commission's Rules to Facilitate Use by the Amateur Radio Service of the Allocation at 5 MHz" (FCC 11-171) received in the Office of the President of the Senate on December 5, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4238. A communication from the Secretary of the Federal Trade Commission, transmitting, pursuant to law, the Commission's seventh annual report on ethanol market concentration; to the Committee on Commerce, Science, and Transportation.

EC-4239. A communication from the Acting Assistant Secretary for Fish and Wildlife and Parks, National Park Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Special Regulations; Areas of the National Park System, Yellowstone National Park" (RIN1024-AD92) received in the Office of the President of the Senate on December 7, 2011; to the Committee on Energy and Natural Resources.

EC-4240. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Indiana; Redesignation of Lake and Porter Counties to Attainment of the Fine Particulate Matter Standard" (FRL No. 9499-6) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Environment and Public Works.

EC-4241. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Ohio and Indiana; Redesignation of the Ohio and Indiana Portions Cincinnati-Hamilton Area to Attainment of the 1997 Annual Standard for Fine Particulate Matter" (FRL No. 9499-7) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Environment and Public Works.

EC-4242. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Transportation Conformity

Rule: MOVES Regional Grace Period Extension" (FRL No. 9499-1) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Environment and Public Works.

EC-4243. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Significant New Use Rules on Certain Chemical Substances; Withdrawal of Two Chemical Substances" (FRL No. 9329-5) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Environment and Public Works.

EC-4244. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Interim Final Determination to Defer Sanctions, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9499-4) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Environment and Public Works.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. SCHUMER:

S. 1977. A bill to amend the Fair Labor Standards Act of 1938 to provide that over-the-road bus drivers are covered under the maximum hours requirements; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BLUMENTHAL (for himself and Ms. MIKULSKI):

S. 1978. A bill to amend the Workforce Investment Act of 1998 to provide for community-based job training grants, to provide Federal assistance for community college modernization, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CONRAD (for himself and Mr. MORAN):

S. 1979. A bill to provide incentives to physicians to practice in rural and medically underserved communities and for other purposes; to the Committee on the Judiciary.

By Mr. INOUE (for himself, Mr. BEGICH, Mr. WHITEHOUSE, Ms. SNOWE, Ms. MURKOWSKI, and Mr. ROCKEFELLER):

S. 1980. A bill to prevent, deter, and eliminate illegal, unreported, and unregulated fishing through port State measures; to the Committee on Commerce, Science, and Transportation.

ADDITIONAL COSPONSORS

S. 165

At the request of Mr. VITTER, the names of the Senator from Florida [Mr. RUBIO] and the Senator from Nebraska [Mr. JOHANNIS] were added as cosponsors of S. 165, a bill to amend the Public Health Services Act to prohibit certain abortion-related discrimination in governmental activities.

S. 309

At the request of Mr. LUGAR, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 309, a bill to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Moldova.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Colorado [Mr. BENNET] was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 420

At the request of Ms. LANDRIEU, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 420, a bill to support the establishment or expansion and operation of programs using a network of public and private community entities to provide mentoring for children in foster care.

S. 431

At the request of Mr. PRYOR, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 453

At the request of Mr. BROWN of Ohio, the name of the Senator from Virginia [Mr. WARNER] was added as a cosponsor of S. 453, a bill to improve the safety of motorcoaches, and for other purposes.

S. 513

At the request of Mrs. FEINSTEIN, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 513, a bill to amend the Controlled Substances Act to provide enhanced penalties for marketing controlled substances to minors.

S. 543

At the request of Mr. WYDEN, the name of the Senator from Massachusetts [Mr. BROWN] was added as a cosponsor of S. 543, a bill to restrict any State or local jurisdiction from imposing a new discriminatory tax on cell phone services, providers, or property.

S. 609

At the request of Mr. INHOFE, the name of the Senator from South Dakota [Mr. THUNE] was added as a cosponsor of S. 609, a bill to provide for the establishment of a committee

to assess the effects of certain Federal regulatory mandates.

S. 707

At the request of Mr. DURBIN, the names of the Senator from New York [Mrs. GILLIBRAND] and the Senator from Massachusetts [Mr. BROWN] were added as cosponsors of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 798

At the request of Mr. TESTER, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 798, a bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes.

S. 968

At the request of Mr. LEAHY, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 968, a bill to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

S. 979

At the request of Mr. DURBIN, the names of the Senator from Massachusetts [Mr. KERRY] and the Senator from Illinois [Mr. KIRK] were added as cosponsors of S. 979, a bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Great Basin Deserts in the State of Utah for the benefit of present and future generations of people in the United States.

S. 1231

At the request of Mr. LEAHY, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1231, a bill to reauthorize the Second Chance Act of 2007.

S. 1236

At the request of Mrs. FEINSTEIN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1236, a bill to reduce the trafficking of drugs and to prevent human smuggling across the Southwest Border by deterring the construction and use of border tunnels.

S. 1506

At the request of Mr. RUBIO, the names of the Senator from Georgia [Mr. CHAMBLISS] and the Senator from Alabama [Mr. SESSIONS] were added as cosponsors of S. 1506, a bill to prevent the Secretary of the Treasury from expanding United States bank reporting requirements with respect to interest on deposits paid to nonresident aliens.

S. 1537

At the request of Mr. INOUE, the names of the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Massachusetts [Mr. KERRY], the Senator from New Mexico [Mr. UDALL] and the Senator from Minnesota [Mr. FRANKEN] were

added as cosponsors of S. 1537, a bill to authorize the Secretary of the Interior to accept from the Board of Directors of the National September 11 Memorial and Museum at the World Trade Center Foundation, Inc., the donation of title to The National September 11 Memorial and Museum at the World Trade Center, and for other purposes.

S. 1568

At the request of Mr. ALEXANDER, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1568, a bill to amend section 9401 of the Elementary and Secondary Education Act of 1965 with regard to waivers of statutory and regulatory requirements.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1680

At the request of Mr. CONRAD, the name of the Senator from New Mexico [Mr. BINGAMAN] was added as a cosponsor of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

S. 1701

At the request of Ms. SNOWE, the name of the Senator from Oregon [Mr. WYDEN] was added as a cosponsor of S. 1701, a bill to amend the Harmful Algal Blooms and Hypoxia Research and Control Act of 1998, and for other purposes.

S. 1763

At the request of Mr. AKAKA, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1763, a bill to decrease the incidence of violent crimes against Indian women, to strengthen the capacity of Indian tribes to exercise the sovereign authority of Indian tribes to respond to violent crimes committed against Indian women, and to ensure that perpetrators of violent crimes committed against Indian women are held accountable for that criminal behavior, and for other purposes.

S. 1773

At the request of Mr. BROWN of Ohio, the names of the Senator from Oregon [Mr. WYDEN], the Senator from New Hampshire [Mrs. SHAHEEN] and the Senator from Vermont [Mr. SANDERS] were added as cosponsors of S. 1773, a bill to promote local and regional farm and food systems, and for other purposes.

S. 1866

At the request of Mr. RUBIO, the name of the Senator from Massachusetts [Mr.

BROWN] was added as a cosponsor of S. 1866, a bill to provide incentives for economic growth, and for other purposes.

S. 1868

At the request of Mr. MENENDEZ, the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of S. 1868, a bill to establish within the Smithsonian Institution the Smithsonian American Latino Museum, and for other purposes.

S. 1900

At the request of Mr. MENENDEZ, the name of the Senator from Illinois [Mr. DURBIN] was added as a cosponsor of S. 1900, a bill to amend title XVIII of the Social Security Act to preserve access to urban Medicare-dependent hospitals.

S. 1925

At the request of Mr. LEAHY, the names of the Senator from Massachusetts [Mr. KERRY] and the Senator from West Virginia [Mr. ROCKEFELLER] were added as cosponsors of S. 1925, a bill to reauthorize the Violence Against Women Act of 1994.

S. 1942

At the request of Mr. KOHL, the name of the Senator from Vermont [Mr. SANDERS] was added as a cosponsor of S. 1942, a bill to amend title 49, United States Code, to improve transportation for seniors, and for other purposes.

S. 1957

At the request of Mr. COBURN, the name of the Senator from Tennessee [Mr. CORKER] was added as a cosponsor of S. 1957, a bill to provide taxpayers with an annual report disclosing the cost of, performance by, and areas for improvements for Government programs, and for other purposes.

S. 1959

At the request of Mr. BURR, the name of the Senator from Indiana [Mr. LUGAR] was added as a cosponsor of S. 1959, a bill to require a report on the designation of the Haqqani Network as a foreign terrorist organization and for other purposes.

S. 1961

At the request of Mr. REED, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1961, a bill to provide level funding for the Low-Income Home Energy Assistance Program.

S. 1964

At the request of Ms. STABENOW, the name of the Senator from Michigan [Mr. LEVIN] was added as a cosponsor of S. 1964, a bill to amend the Internal Revenue Code of 1986 to exempt from the harbor maintenance tax certain commercial cargo loaded or unloaded at United States ports in the Great Lakes Saint Lawrence Seaway System.

SENATE RESOLUTION 252

At the request of Mr. LUGAR, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of Senate Resolution 252, a resolution celebrating the

60th Anniversary of the United States-Philippines Mutual Defense Treaty.

SENATE RESOLUTION 310

At the request of Ms. COLLINS, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of Senate Resolution 310, a resolution designating 2012 as the "Year of the Girl" and congratulating Girl Scouts of the USA on its 100th anniversary.

At the request of Ms. MIKULSKI, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of Senate Resolution 310, *supra*.

MESSAGE FROM THE HOUSE

The following message was received from the House of Representatives on today, as indicated:

At 3:23 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1633. An act to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, to limit Federal regulation of nuisance dust in areas in which such dust is regulated under State, tribal, or local law, and for other purposes.

EXECUTIVE SESSION

The hour of 4:30 p.m. having arrived,

Pursuant to the order of Thursday, December 8, 2011,

The Senate proceeded to executive session; and after the consideration of executive business (involving two rollcall votes).

LEGISLATIVE SESSION

Pursuant to the order of Thursday, December 8, 2011,

The Senate resumed its legislative session.

RISK-BASED SECURITY
SCREENING FOR MEMBERS OF THE
ARMED FORCES ACT

By unanimous consent, on the request of Mrs. HUTCHISON,

Ordered, That the Committee on Commerce, Science, and Transportation be discharged from the further consideration of the bill (H.R. 1801) to amend title 49, United States Code, to provide for expedited security screenings for members of the Armed Forces.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mrs. HUTCHISON (for herself, Mr. ROCKEFELLER, and Mr. BURR) to strike all after the enacting clause and insert in lieu

thereof other words (being amendment No. 1458, in the nature of a substitute).

The amendment (in the nature of a substitute) was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR CONSIDERATION OF
JOINT RESOLUTIONS S.J. RES. 10
AND S.J. RES. 24 ON TOMORROW

By unanimous consent, on the request of Mr. REID,

Ordered, That, pursuant to the Budget Control Act of 2011, following morning business on tomorrow, the Committee on the Judiciary be discharged from the further consideration of the joint resolutions (S.J. Res. 10) proposing an amendment to the Constitution of the United States relative to balancing the budget, and (S.J. Res. 24) proposing an amendment to the Constitution relative to requiring a balanced budget; that the Senate proceed to consider the joint resolutions, en bloc; that the titles be amended to comply with the Budget Control Act, so as to read: "Joint resolution proposing a balanced budget amendment to the Constitution of the United States".

Ordered further, That there be 8 hours, equally divided and controlled, for concurrent debate between the two leaders, or their designees, on the joint resolutions on tomorrow; that when the Senate resumes consideration of the joint resolutions on Wednesday next, there be 10 minutes, equally divided and controlled, for concurrent debate between the two leaders, or their designees, thereon, that, upon conclusion of debate, the joint resolutions be read the third time; and that the Senate then vote first on passage joint resolution S.J. Res. 24, and then on passage of joint resolution S.J. Res. 10; that there be 2 minutes, equally divided and controlled, for debate between the votes; and that no amendment, motion, or point of order be in order to either joint resolution prior to its vote.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. CASEY in the chair) laid before the Senate the bill (H.R. 1633) to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, to limit Federal regulation of nuisance dust in areas in which such dust is regulated under State, tribal, or local law, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT
UNTIL 10 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business for two hours, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the first half therein be controlled by the minority, and the second half therein be controlled by the majority; and that, following morning business, the Senate proceed to consider joint resolutions S.J. Res. 10 and S.J. Res. 24, as pursuant to the order of today.

Ordered further, That, on tomorrow, the Senate recess from 12:30 p.m. until 2:15 p.m.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:23 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

TUESDAY, DECEMBER 13, 2011

Mrs. JEANNE SHAHEEN, from the State of New Hampshire, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mrs. SHAHEEN led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,

Washington, DC, December 13, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JEANNE SHAHEEN, a Senator from the State of New Hampshire, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. SHAHEEN took the chair.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 1633) to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, to limit Federal regulation of nuisance dust in areas in which such dust is regulated under State, tribal, or local law, and for other purposes, received from the House of Representatives for concurrence on yesterday, and read the first time; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

ENROLLED JOINT RESOLUTION PRESENTED

The Secretary of the Senate reported that on today, Tuesday, December 13, 2011, she had presented to the President of the United States the following enrolled joint resolution:

S.J.Res. 22. A joint resolution to grant the consent of Congress to an amendment to the compact between the States of Missouri and Illinois providing that bonds issued by the Bi-State Development Agency may mature in not to exceed 40 years.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4245. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Criteria for Preparation and Evaluation of Radiological Emergency Response Plans and Preparedness in Support of Nuclear Power Plants" (RIN3150-AI10) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Environment and Public Works.

EC-4246. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Interim Staff Guidance: Emergency Planning for Nuclear Power Plants" (RIN3150-AI10) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Environment and Public Works.

EC-4247. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Criteria for Development of Evacuation Time Estimate Studies" (RIN3150-AI10) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Environment and Public Works.

EC-4248. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revocation of the Significant New Use Rule on a Certain Chemical Substance" (FRL No. 8892-2) received during adjournment of the Senate in the Office of the President of the Senate on December 2, 2011; to the Committee on Environment and Public Works.

EC-4249. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Mandatory Reporting of

Greenhouse Gases: Technical Revisions to the Petroleum and Natural Gas Systems Category of the Greenhouse Gas Reporting Rule" (FRL No. 9501-9) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Environment and Public Works.

EC-4250. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Regulation of Fuels and Fuel Additives: Identification of Additional Qualifying Renewable Fuel Pathways Under the Renewable Fuel Standard Program" (FRL No. 9502-2) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Environment and Public Works.

EC-4251. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; General Conformity Requirements for Federal Agencies Applicable to Federal Actions" (FRL No. 9504-7) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Environment and Public Works.

EC-4252. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Availability of Medicare Data for Performance Measurement" (RIN0938-AQ17) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Finance.

EC-4253. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to Hong Kong for the manufacture of transformers, inductors, and coils for power supplies in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-4254. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report entitled "The President's Emergency Plan for AIDS Relief, Fiscal Years 2009-2010 Report on the Global Fund to Fight AIDS, Tuberculosis and Malaria"; to the Committee on Foreign Relations.

EC-4255. A communication from the Assistant Secretary for the Employment and Training Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Wage Methodology

for the Temporary Non-Agricultural Employment H-2B Program; Delay of Effective Date; Impact on Prevailing Wage Determinations" (RIN1205-AB61) received in the Office of the President of the Senate on December 6, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-4256. A communication from the Deputy Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development (USAID), transmitting, pursuant to law, USAID's Agency Financial Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4257. A communication from the Secretary of Energy, transmitting, pursuant to law, the Department of Energy's Agency Financial Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4258. A communication from the Chairman, Occupational Safety and Health Review Commission, transmitting, pursuant to law, the Commission's Performance and Accountability Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4259. A communication from the Board Members, Railroad Retirement Board, transmitting, pursuant to law, a report entitled "Railroad Retirement Board's Performance and Accountability Report for Fiscal Year 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-4260. A communication from the Deputy Secretary of the Interior, transmitting, pursuant to law, the Department of the Interior's Semiannual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4261. A communication from the Deputy Secretary of Defense, transmitting, pursuant to law, the Department of Defense's Semiannual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4262. A communication from the Chairman, Federal Maritime Commission, transmitting, pursuant to law, the Commission's Semiannual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4263. A joint communication from the Chairman and the Acting General Counsel, National Labor Relations Board, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4264. A communication from the Secretary of Transportation, transmitting, pursuant to law, the Department of Transportation's Semiannual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4265. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; Saugus River, Lynn, MA" ((RIN1625-AA11)(Docket No. USCG-2011-0857)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4266. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; Route 24 Bridge Construction, Tiverton and Portsmouth, RI" ((RIN1625-AA11)(Docket No. USCG-2011-0868)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4267. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; IJSBA World Finals; Lower Colorado River, Lake Havasu, AZ" ((RIN1625-AA00)(Docket No. USCG-2011-0838)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4268. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Monte Foundation Fireworks Extravaganza, Aptos, CA" ((RIN1625-AA00)(Docket No. USCG-2011-0805)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4269. A communication from the Attorney, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Mississippi River, Mile Marker 230 to Mile Marker 234, in the vicinity of Baton Rouge, LA" ((RIN1625-AA00)(Docket No. USCG-2011-0841)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4270. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Waverly Country

Club Fireworks Display on the Willamette River, Portland, OR" ((RIN1625-AA00)(Docket No. USCG-2011-0899)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4271. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; The Florida Orchestra Pops in the Park Fireworks Display, Tampa Bay, St. Petersburg, FL" ((RIN1625-AA00)(Docket No. USCG-2011-0834)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4272. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Rotary Club of Fort Lauderdale New River Raft Race, New River, Fort Lauderdale, FL" ((RIN1625-AA00)(Docket No. USCG-2011-0589)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4273. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Mainardi/Kinsey Wedding Fireworks, Lake Erie, Lakewood, OH" ((RIN1625-AA00)(Docket No. USCG-2011-0848)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4274. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; 2011 Head of the South Regatta, Savannah River, Augusta, GA" ((RIN1625-AA00)(Docket No. USCG-2011-0861)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4275. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Fireworks Displays in Captain of the Port Long Island Sound Zone" ((RIN1625-AA00)(Docket No. USCG-2011-0870)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4276. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a

rule entitled "Safety Zone; The Old Club Cannonade, Lake St. Clair, Muscamoot Bay, Harsens Island, MI" ((RIN1625-AA00)-(Docket No. USCG-2011-0907)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4277. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Truman-Hobbs Alternation of the Elgin Joliet and Eastern Railroad Drawbridge, Morris, IL" ((RIN1625-AA00)(Docket No. USCG-2011-0961)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4278. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Swim Around Charleston, Charleston, SC" ((RIN1625-AA00)(Docket No. USCG-2011-0575)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4279. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; M/V Davy Crockett, Columbia River" ((RIN1625-AA00)(Docket No. USCG-2010-0939)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4280. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zones; Annual Firework Displays within the Captain of the Port, Puget Sound Area of Responsibility" ((RIN1625-AA00)(Docket No. USCG-2010-0842)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4281. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zones; 2011 Asia-Pacific Economic Cooperation Conference, Oahu, HI" (Docket No. USCG-2011-0800) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4282. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security,

transmitting, pursuant to law, the report of a rule entitled "Security Zone; Potomac River, Georgetown Channel, Washington, DC" (Docket No. USCG-2011-0929) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4283. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zones; Captain of the Port Lake Michigan Zone" (Docket No. USCG-2011-0489) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4284. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zone; Columbia and Willamette Rivers, Dredge Vessels Patriot and Liberty" (Docket No. USCG-2011-0939) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4285. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Passaic River, Harrison, NJ" ((RIN1625-AA09)(Docket No. USCG-2011-0268)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4286. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Bear Creek, Sparrows Point, MD" ((RIN1625-AA09)(Docket No. USCG-2011-0816)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4287. A communication from the Attorney Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulation; Apponagansett River, Dartmouth, MA" ((RIN1625-AA09)(Docket No. USCG-2011-0335)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4288. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations; Line of Sail Marine Parade, East River and

Brunswick River, Brunswick, GA" ((RIN1625-AA08)(Docket No. USCG-2011-0830)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4289. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events, Wrightsville Channel; Wrightsville Beach, NC" ((RIN1625-AA08)-(Docket No. USCG-2011-0885)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4290. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events; Chesapeake Bay Workboat Race; Back River, Messick Point, Poquoson, Virginia" ((RIN1625-AA08)(Docket No. USCG-2011-0934)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. HELLER (for himself, Mr. BURR, Mr. VITTER, Mr. BOOZMAN, and Mr. MANCHIN):

S. 1981. A bill to provide that Members of Congress may not receive pay after October 1 of any fiscal year in which Congress has not approved a concurrent resolution on the budget and passed the regular appropriations bills; to the Committee on Homeland Security and Governmental Affairs.

By Mr. CASEY (for himself and Mr. FRANKEN):

S. 1982. A bill to amend the Older Americans Act of 1965 to develop and test an expanded and advanced role for direct care workers who provide long-term services and supports to older individuals in efforts to coordinate care and improve the efficiency of service delivery; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SCHUMER (for himself, Mr. LEAHY, and Mr. DURBIN):

S. 1983. A bill to amend the Immigration and Nationality Act to eliminate the per-country numerical limitation for employment-based immigrants, to increase the per-country numerical limitation for family-sponsored immigrants, and for other purposes; to the Committee on the Judiciary.

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

S. 1984. A bill to establish a commission to develop a national strategy and recommendations for reducing fatalities resulting from child abuse and neglect; to the Committee on Health, Education, Labor, and Pensions.

By Mr. LIEBERMAN (for himself, Mr. CORKER, Mr. ENZI, Mr. KIRK, and Ms. MURKOWSKI):

S. 1985. A bill to allow a bipartisan group of Members of Congress to propose and have an up or down vote on a balanced deficit reduction bill pursuant to this Act, such as proposed by the National Commission on Fiscal Responsibility and Reform report, reducing the deficit by a goal of \$4,000,000,000,000 over 10 years; to the Committee on Homeland Security and Governmental Affairs.

By Mr. BENNET:

S. 1986. A bill to amend the Immigration and Nationality Act to promote innovation, investment, and research in the United States, and for other purposes; to the Committee on the Judiciary.

By Ms. KLOBUCHAR (for herself and Mr. FRANKEN):

S. 1987. A bill to provide for the release of the reversionary interest held by the United States in certain land conveyed by the United States in 1950 for the establishment of an airport in Cook County, Minnesota; to the Committee on Agriculture, Nutrition, and Forestry.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Mr. BROWN of Ohio (for himself, Mr. MORAN, Mr. KERRY, Mrs. FEINSTEIN, Mr. CARDIN, Ms. STABENOW, Mr. LAUTENBERG, Mr. LEVIN, Mr. TESTER, Mr. CASEY, Mr. INOUE, Mrs. MURRAY, Mr. HARKIN, Mrs. MCCASKILL, Mr. BEGICH, Mr. SANDERS, Ms. MIKULSKI, Mr. FRANKEN, Mr. BLUMENTHAL, Mr. DURBIN, Mr. NELSON of Nebraska, Mr. WHITEHOUSE, Mr. MERKLEY, Ms. LANDRIEU, Mr. COONS, Mr. MENENDEZ, Mrs. GILLIBRAND, Mr. JOHNSON of South Dakota, Mrs. BOXER, Mr. REED, Mr. BENNET, Mr. WYDEN, Ms. KLOBUCHAR, Mr. KOHL, Mr. BROWN of Massachusetts, Mr. ROBERTS, Mr. BLUNT, Mr. COCHRAN, Mr. BOOZMAN, Mr. HELLER, Mrs. HUTCHISON, Mr. WICKER, Mr. BURR, and Mr. KIRK):

S. Res. 347. A resolution recognizing the 40th anniversary of the National Cancer Act of 1971 and the more than 12,000,000 survivors of cancer alive today because of the commitment of the United States to cancer

research and advances in cancer prevention, detection, diagnosis, and treatment; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 113

At the request of Mrs. HUTCHISON, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 113, a bill to amend title II of the Social Security Act to repeal the windfall elimination provision and protect the retirement of public servants.

S. 431

At the request of Mr. PRYOR, the names of the Senator from Delaware [Mr. CARPER], the Senator from Indiana [Mr. LUGAR], the Senator from Illinois [Mr. KIRK] and the Senator from Florida [Mr. RUBIO] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 484

At the request of Mr. BENNET, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 484, a bill to direct the Secretary of Education to pay to Fort Lewis College in the State of Colorado an amount equal to the tuition charges for Indian students who are not residents of the State of Colorado.

S. 645

At the request of Mr. SCHUMER, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 645, a bill to amend the National Child Protection Act of 1993 to establish a permanent background check system.

S. 752

At the request of Mrs. FEINSTEIN, the name of the Senator from Minnesota [Mr. FRANKEN] was added as a cosponsor of S. 752, a bill to establish a comprehensive interagency response to reduce lung cancer mortality in a timely manner.

S. 1181

At the request of Mr. GRASSLEY, the name of the Senator from Nebraska [Mr. NELSON] was added as a cosponsor of S. 1181, a bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water

conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1523

At the request of Mr. GRAHAM, the name of the Senator from Oklahoma [Mr. COBURN] was added as a cosponsor of S. 1523, a bill to prohibit the National Labor Relations Board from ordering any employers to close, relocate, or transfer employment under any circumstance.

S. 1537

At the request of Mr. INOUE, the names of the Senator from Michigan [Mr. LEVIN] and the Senator from Hawaii [Mr. AKAKA] were added as cosponsors of S. 1537, a bill to authorize the Secretary of the Interior to accept from the Board of Directors of the National September 11 Memorial and Museum at the World Trade Center Foundation, Inc., the donation of title to The National September 11 Memorial and Museum at the World Trade Center, and for other purposes.

S. 1571

At the request of Mr. ISAKSON, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1571, a bill to amend title I of the Elementary and Secondary Education Act of 1965, and for other purposes.

S. 1610

At the request of Mr. BARRASSO, the names of the Senator from Alabama [Mr. SESSIONS] and the Senator from Oklahoma [Mr. INHOFE] were added as cosponsors of S. 1610, a bill to provide additional time for the Administrator of the Environmental Protection Agency to promulgate achievable standards for cement manufacturing facilities, and for other purposes.

S. 1683

At the request of Mrs. HAGAN, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 1683, a bill to provide the Department of Homeland Security, U.S. Customs and Border Protection, and the Department of the Treasury with authority to more aggressively enforce trade laws relating to textile and apparel articles, and for other purposes.

S. 1749

At the request of Mr. WARNER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 1749, a bill to establish and operate a National Center for Campus Public Safety.

S. 1756

At the request of Mrs. HAGAN, the name of the Senator from Alaska [Ms. MURKOWSKI] was added as a cosponsor of S. 1756, a bill to extend HUBZone designations by 3 years, and for other purposes.

S. 1765

At the request of Mrs. HAGAN, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1765, a bill to

amend the Public Health Service Act to provide grants to strengthen the healthcare system's response to domestic violence, dating violence, sexual assault, and stalking.

S. 1821

At the request of Mr. COONS, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1821, a bill to prevent the termination of the temporary office of bankruptcy judges in certain judicial districts.

S. 1876

At the request of Mr. BROWN of Ohio, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1876, a bill to require the establishment of a Consumer Price Index for Elderly Consumers to compute cost-of-living increases for Social Security benefits under title II of the Social Security Act.

S. 1880

At the request of Mr. BARRASSO, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1880, a bill to repeal the health care law's job-killing health insurance tax.

S. 1925

At the request of Mr. LEAHY, the names of the Senator from New Hampshire [Mrs. SHAHEEN], the Senator from Washington [Mrs. MURRAY], the Senator from Iowa [Mr. HARKIN] and the Senator from Michigan [Ms. STABENOW] were added as cosponsors of S. 1925, a bill to reauthorize the Violence Against Women Act of 1994.

S. 1930

At the request of Mr. TOOMEY, the names of the Senator from New Hampshire [Ms. AYOTTE], the Senator from North Carolina [Mr. BURR], the Senator from Georgia [Mr. CHAMBLISS], the Senator from South Carolina [Mr. DEMINT], the Senator from South Dakota [Mr. JOHNSON] and the Senator from South Dakota [Mr. THUNE] were added as cosponsors of S. 1930, a bill to prohibit earmarks.

S. 1935

At the request of Mrs. HAGAN, the name of the Senator from Tennessee [Mr. ALEXANDER] was added as a cosponsor of S. 1935, a bill to require the Secretary of the Treasury to mint coins in recognition and celebration of the 75th anniversary of the establishment of the March of Dimes Foundation.

S. 1956

At the request of Mr. THUNE, the name of the Senator from Mississippi [Mr. WICKER] was added as a cosponsor of S. 1956, a bill to prohibit operators of civil aircraft of the United States from participating in the European Union's emissions trading scheme, and for other purposes.

S. 1963

At the request of Mr. ISAKSON, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of S. 1963, a bill to

revoke the charters for the Federal National Mortgage Corporation and the Federal Home Loan Mortgage Corporation upon resolution of their obligations, to create a new Mortgage Finance Agency for the securitization of single family and multifamily mortgages, and for other purposes.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. SANDERS,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on December 13, 2011, at 10 a.m. in room SH-216 of the Hart Senate Office Building.

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on December 13, 2011, at 10 a.m.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet, during the session of the Senate, to conduct a hearing entitled "Breaking the Silence on Child Abuse: Protection, Prevention, Intervention, and Deterrence" on December 13, 2011, at 10:15 a.m., in room 106 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on December 13, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Nominations."

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence be authorized to meet during the session of the Senate on December 13, 2011, at 2:30 p.m.

SUBCOMMITTEE ON HOUSING, TRANSPORTATION, AND COMMUNITY DEVELOPMENT

The Committee on Banking, Housing, and Urban Affairs' Subcommittee on Housing, Transportation, and Community Development be authorized to meet during the session of the Senate on December 13, 2011, at 2:30 p.m., to conduct a hearing entitled "Helping Homeowners Harmed by Foreclosures: Ensuring Accountability and Transparency in Foreclosure Reviews."

SUBCOMMITTEE ON WATER AND WILDLIFE

The Subcommittee on Water and Wildlife of the Committee on Environment and Public Works be authorized to meet during the

session of the Senate on December 13, 2011, at 10 a.m. in room 406 of the Dirksen Senate Office Building to conduct a hearing entitled, "Our Nation's Water Infrastructure: Challenges and Opportunities."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:03 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bills and joint resolution:

H.R. 470. An act to further allocate and expand the availability of hydroelectric power generated at Hoover Dam, and for other purposes.

H.R. 2061. An act to authorize the presentation of a United States flag on behalf of Federal civilian employees who die of injuries incurred in connection with their employment.

S.J. Res. 22. Joint resolution to grant the consent of Congress to an amendment to the compact between the States of Missouri and Illinois providing that bonds issued by the Bi-State Development Agency may mature in not to exceed 40 years.

ENROLLED BILLS AND JOINT RESOLUTION SIGNED

The enrolled bills and joint resolution was subsequently signed by the PRESIDENT pro tempore.

At 1:45 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 2158. An act to designate the facility of the United States Postal Service located at 14901 Adelfa Drive in La Mirada, California, as the "Wayne Grisham Post Office".

H.R. 2845. An act to amend title 49, United States Code, to provide for enhanced safety and environmental protection in pipeline transportation, to provide for enhanced reliability in the transportation of the Nation's energy products by pipeline, and for other purposes.

H.R. 3220. An act to designate the facility of the United States Postal Service located at 170 Evergreen Square SW in Pine City, Minnesota, as the "Master Sergeant Daniel L. Fedder Post Office".

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2158. An act to designate the facility of the United States Postal Service located at 14901 Adelfa Drive in La Mirada, California,

as the "Wayne Grisham Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 3220. An act to designate the facility of the United States Postal Service located at 170 Evergreen Square SW in Pine City, Minnesota, as the "Master Sergeant Daniel L. Fedder Post Office"; to the Committee on Homeland Security and Governmental Affairs.

PROPOSING A BALANCED BUDGET AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES

Pursuant to the order of yesterday, and as pursuant to the Budget Control Act of 2011,

The Committee on the Judiciary was discharged from the further consideration of the joint resolutions (S.J. Res. 10) proposing an amendment to the Constitution of the United States relative to balancing the budget, and (S.J. Res. 24) proposing an amendment to the Constitution relative to requiring a balanced budget.

Pursuant to the order of yesterday,

The Senate proceeded to consider the joint resolutions, en bloc.

The question being on the passage of S.J. Res. 24.

Pursuant to the order of yesterday,

The title of S.J. Res. 10 was amended, on motion by Mr. HATCH, so as to read: "Joint resolution proposing a balanced budget amendment to the Constitution of the United States"; and

The title of S.J. Res. 24 was amended, on motion by Mr. MARK UDALL, so as to read: "Joint resolution proposing a balanced budget amendment to the Constitution of the United States".

The question being on passage of joint resolution S.J. Res. 24.

Pending debate,

RECESS

Pursuant to the order of yesterday, as modified,

At 12:28 p.m.,

The PRESIDING OFFICER (Mrs. HAGAN in the chair) declared the Senate recessed until 2:15 p.m.

AT 2:15 P.M.

The PRESIDING OFFICER (Mr. WEBB in the chair) called the Senate to order.

PROPOSING A BALANCED BUDGET AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES

The Senate resumed consideration of joint resolutions S.J. Res. 10 and S.J. Res. 24, en bloc.

The question being on passage of joint resolution S.J. Res. 24.

Pending debate,

PIPELINE SAFETY, REGULATORY CERTAINTY, AND JOB CREATION ACT

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 2845) to amend title 49, United States Code, to provide for enhanced safety and environmental protection in pipeline transportation, to provide for enhanced reliability in the transportation of the Nation's energy products by pipeline, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

UNITED STATES COMMISSION ON INTERNATIONAL RELIGIOUS FREEDOM REFORM AND REAUTHORIZATION ACT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Foreign Relations be discharged from the further consideration of the bill (H.R. 2867) to reauthorize the International Religious Freedom Act of 1998, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mr. REID (for Mr. DURBIN) to amend the pending bill on various pages and lines by striking certain words and inserting other words (being amendment No. 1461).

The amendment was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER RELATIVE TO FIRST READING OF HOUSE BILL ON TODAY

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the papers not yet having been received from the House

of Representatives for concurrence, it be in order for the bill (H.R. 3630) to provide incentives for the creation of jobs, and for other purposes, to be considered read the first time on today.

ORDERS FOR ADJOURNMENT UNTIL 9:30 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled for debate between the two leaders, or their designees; that the first half therein be controlled by the majority, and the second half therein be controlled by the minority; and that, following morning business, the Senate resume consideration of joint resolutions S.J. Res. 10 and S.J. Res. 24, as pursuant to the order of yesterday.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 7:34 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

WEDNESDAY, DECEMBER 14, 2011

Mrs. KIRSTEN E. GILLIBRAND, from the State of New York, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mrs. GILLIBRAND led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 14, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable KIRSTEN E. GILLIBRAND, a Senator from the State of New York, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mrs. GILLIBRAND took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

OBJECTION TO CONSIDERATION OF BILL H.R. 3630

Mr. REID asked unanimous consent that following the votes on passage of joint resolutions S.J. Res. 10 and S.J. Res. 24, the Senate proceed to consider the bill (H.R. 3630) to provide incentives for the creation of jobs, and for other purposes; that there be two hours, equally divided and controlled, for debate thereon by the leaders, or their designees; that no amendment be in order; that the bill receive a minimum of 60 yeas votes to be passed; that, if the bill is not passed, it remain the pending business; and that the majority leader then be recognized.

Mr. MCCONNELL objected.

OBJECTION TO CONSIDERATION OF CERTAIN BILL CONTINUING FEDERAL GOVERNMENT FUNDING

Mr. REID asked unanimous consent that, if the Senate receives from the House of Representatives a bill that continues funding for the federal government through December 21, 2011, and after the majority leader consults with the minority leader, it be in order for the Senate to proceed to consider the bill; and that the bill be read the third time, and passed, without further intervening action or debate.

Mr. MCCONNELL objected.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4291. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Utilization of Domestic Photovoltaic Devices" ((RIN0750-AH43)(DFARS Case 2011-D046)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Armed Services.; to the Committee on Armed Services.

EC-4292. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4293. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4294. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Updated Statements of Legal Authority to Reflect Continuation of Emergency Declared in Executive Order 12938" (RIN0694-AF44) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4295. A communication from the General Counsel of the Department of Housing and Urban Development, transmitting, pursuant to law, a report relative to a vacancy in the position of Inspector General, Department of Housing and Urban Development; to the Committee on Banking, Housing, and Urban Affairs.

EC-4296. A communication from the General Counsel, Department of Housing and Urban Development, transmitting, pursuant to law, (15) reports relative to vacancy announcements within the Department; to the Committee on Banking, Housing, and Urban Affairs.

EC-4297. A communication from the Deputy Assistant Administrator for

Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Northeast Skate Complex Fishery; Secretarial Emergency Action" (RIN0648-BB32) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4298. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands Crab Rationalization Program" (RIN0648-AX47) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4299. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery Off the Southern Atlantic States; Amendment 15B" (RIN0648-BB55) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4300. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast (NE) Multispecies Fishery; Framework Adjustment 46" (RIN0648-BB08) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4301. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; North and South Atlantic Swordfish Quotas" (RIN0648-BA90) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4302. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Protected Resources, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "List of Fisheries for 2012" (RIN0648-BA76) received in the Office of

the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4303. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Amendments to the Export Administration Regulations: Facilitating Enhanced Public Understanding of the Provisions That Implement the Comprehensive U.S. Sanctions Against Syria Pursuant to the Syria Accountability and Lebanese Sovereignty Restoration Act of 2003" (RIN0694-AF29) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4304. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Shipping and Transportation; Technical, Organizational, and Conforming Amendments" ((RIN1625-AB77)(Docket No. USCG-2011-0618)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4305. A communication from the Assistant Secretary, Office of Electricity Delivery and Energy Reliability, Department of Energy, transmitting, pursuant to law, a report entitled "Five-Year Program Plan for Fiscal Years 2008 to 2012 for Electric Transmission and Distribution Programs"; to the Committee on Energy and Natural Resources.

EC-4306. A communication from the Secretary of Energy, transmitting, pursuant to law, a report entitled "Response to Findings and Recommendations of the Hydrogen and Fuel Cell Technical Advisory Committee (HTAC) during Fiscal Years 2008 and 2009"; to the Committee on Energy and Natural Resources.

EC-4307. A communication from the Chairman, Nuclear Regulatory Commission, transmitting, pursuant to law, a semiannual report relative to the status of the Commission's licensing and regulatory duties; to the Committee on Environment and Public Works.

EC-4308. A communication from the Administrator of the General Services Administration, transmitting, pursuant to law, the Administration's fiscal year 2011 Agency Financial Report; to the Committee on Homeland Security and Governmental Affairs.

EC-4309. A communication from the Acting District of Columbia Auditor, transmitting, pursuant to law, a report entitled, "District of Columbia Agencies' Compliance with Fiscal Year 2010 Small Business Enterprise Expenditure Goals"; to

the Committee on Homeland Security and Governmental Affairs.

EC-4310. A communication from the Secretary of Education, transmitting, pursuant to law, the Department's Semiannual Report to Congress on Audit Follow-up for the period of April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4311. A communication from the Chairman of the National Credit Union Administration, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4312. A communication from the Chairman of the Broadcasting Board of Governors, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4313. A communication from the Deputy Assistant Administrator of Diversion Control, Drug Enforcement Administration, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Chemical Mixtures Containing Listed Forms of Phosphorous and Change in Application Process" (RIN1117-AA66) received in the Office of the President of the Senate on December 12, 2011; to the Committee on the Judiciary.

EC-4314. A communication from the National Executive Secretary, Navy Club of the United States of America, transmitting, pursuant to law, a report relative to the national financial statement of the organization, and national staff and convention minutes for the year ending July 31, 2011; to the Committee on the Judiciary.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BLUNT (for himself, Mrs. MCCASKILL, Mr. INHOFE, Mr. COBURN, and Mr. ENZI):

S. 1988. A bill to amend the Federal Power Act to require the Federal Energy Regulatory Commission to consider private landownership and private use of land in issuing hydropower licenses, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. CANTWELL (for herself, Ms. SNOWE, Mr. BINGAMAN, Mr. KERRY, Mr. NELSON of Florida, Mr. MENENDEZ, Mr. CARDIN, Mr.

SANDERS, Mr. CRAPO, Mr. BROWN of Massachusetts, and Ms. COLLINS):

S. 1989. A bill to amend the Internal Revenue Code of 1986 to make permanent the minimum low-income housing tax credit rate for unsubsidized buildings and to provide a minimum 4 percent credit rate for existing buildings; to the Committee on Finance.

By Mr. LIEBERMAN (for himself, Mr. BLUMENTHAL, Ms. COLLINS, Mr. BURR, Mr. AKAKA, Mr. TESTER, and Ms. LANDRIEU):

S. 1990. A bill to require the Transportation Security Administration to comply with the Uniformed Services Employment and Reemployment Rights Act; to the Committee on Commerce, Science, and Transportation.

By Mr. WHITEHOUSE:

S. 1991. A bill to establish the National Endowment for the Oceans, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BROWN of Ohio (for himself, Mr. WYDEN, and Mrs. SHAHEEN):

S. 1992. A bill to provide flexibility of certain transit functions to local entities; to the Committee on Banking, Housing, and Urban Affairs

By Mr. NELSON of Florida (for himself, Ms. COLLINS, Mrs. GILLIBRAND, and Mr. SCHUMER):

S. 1993. A bill to posthumously award a Congressional Gold Medal to Lena Horne in recognition of her achievements and contributions to American culture and the civil rights movement; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. SCHUMER (for himself, Mr. CARDIN, and Mr. LEAHY):

S. 1994. A bill to prohibit deceptive practices in Federal elections; to the Committee on the Judiciary.

By Mr. GRASSLEY (for himself, Mr. KOHL, and Mr. BLUMENTHAL):

S. 1995. A bill to enhance Food and Drug Administration oversight of medical device recalls, to provide for the conditional clearance of certain medical devices, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 431

At the request of Mr. PRYOR, the names of the Senator from Texas [Mrs. HUTCHISON], the Senator from Delaware [Mr. COONS], the Senator from Iowa [Mr. HARKIN], the Senator from Rhode Island [Mr. WHITEHOUSE], the Senator from New Jersey [Mr. LAUTENBERG], the Senator from West Virginia [Mr. MANCHIN], the Senator from Maine [Ms. COLLINS], the Senator from Texas [Mr. CORNYN], the Senator from North Dakota [Mr. HOEVEN], the Senator from Nebraska [Mr. NELSON] and the Senator from Mississippi [Mr. WICKER] were added as

cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 506

At the request of Mr. CASEY, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 506, a bill to amend the Elementary and Secondary Education Act of 1965 to address and take action to prevent bullying and harassment of students.

S. 534

At the request of Mr. KERRY, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 534, a bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers.

S. 547

At the request of Mrs. MURRAY, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 547, a bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education.

S. 587

At the request of Mr. CASEY, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 587, a bill to amend the Safe Drinking Water Act to repeal a certain exemption for hydraulic fracturing, and for other purposes.

S. 685

At the request of Mr. LUGAR, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 685, a bill to repeal the Federal sugar program.

S. 707

At the request of Mr. DURBIN, the names of the Senator from California [Mrs. BOXER], the Senator from Oregon [Mr. MERKLEY], the Senator from Delaware [Mr. CARPER] and the Senator from Minnesota [Mr. FRANKEN] were added as cosponsors of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 1355

At the request of Mrs. FEINSTEIN, the name of the Senator from Oregon [Mr. MERKLEY] was added as a cosponsor of S. 1355, a bill to regulate political robocalls.

S. 1494

At the request of Mrs. BOXER, the name of the Senator from Maine [Ms. COLLINS] was added as a cosponsor of S. 1494, a bill to reauthorize and amend the National Fish and Wildlife Foundation Establishment Act.

S. 1544

At the request of Mr. TESTER, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of

S. 1544, a bill to amend the Securities Act of 1933 to require the Securities and Exchange Commission to exempt a certain class of securities from such Act.

S. 1578

At the request of Mr. TOOMEY, the name of the Senator from Utah [Mr. LEE] was added as a cosponsor of S. 1578, a bill to amend the Safe Drinking Water Act with respect to consumer confidence reports by community water systems.

S. 1597

At the request of Mr. BROWN of Ohio, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1597, a bill to provide assistance for the modernization, renovation, and repair of elementary school and secondary school buildings in public school districts and community colleges across the United States in order to support the achievement of improved educational outcomes in those schools, and for other purposes.

S. 1746

At the request of Mr. SCHUMER, the names of the Senator from Hawaii [Mr. AKAKA], the Senator from Connecticut [Mr. BLUMENTHAL], the Senator from Louisiana [Ms. LANDRIEU] and the Senator from West Virginia [Mr. MANCHIN] were added as cosponsors of S. 1746, a bill to amend the Immigration and Nationality Act to stimulate international tourism to the United States.

S. 1824

At the request of Mr. TOOMEY, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 1824, a bill to amend the securities laws to establish certain thresholds for shareholder registration under that Act, and for other purposes.

S. 1880

At the request of Mr. BARRASSO, the name of the Senator from New Hampshire [Ms. AYOTTE] was added as a cosponsor of S. 1880, a bill to repeal the health care law's job-killing health insurance tax.

S. 1903

At the request of Mrs. GILLIBRAND, the names of the Senator from North Carolina [Mrs. HAGAN] and the Senator from New Jersey [Mr. MENENDEZ] were added as cosponsors of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1925

At the request of Mr. LEAHY, the name of the Senator from Pennsylvania [Mr. CASEY] was added as a cosponsor of S. 1925, a bill to reauthorize the Violence Against Women Act of 1994.

S. 1927

At the request of Mr. PAUL, the name of the Senator from Missouri [Mr. BLUNT] was added as a cosponsor of S. 1927, a bill to

modify the criteria used by the Corps of Engineers to dredge small ports.

S. 1932

At the request of Mr. LUGAR, the name of the Senator from Utah [Mr. HATCH] was added as a cosponsor of S. 1932, a bill to require the Secretary of State to act on a permit for the Keystone XL pipeline.

S. 1961

At the request of Mr. REED, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 1961, a bill to provide level funding for the Low-Income Home Energy Assistance Program.

SENATE RESOLUTION 347

At the request of Mr. REID, his name was added as a cosponsor of Senate Resolution 347, a resolution recognizing the 40th anniversary of the National Cancer Act of 1971 and the more than 12,000,000 survivors of cancer alive today because of the commitment of the United States to cancer research and advances in cancer prevention, detection, diagnosis, and treatment.

At the request of Mr. BROWN of Ohio, the name of the Senator from Iowa [Mr. GRASSLEY] was added as a cosponsor of Senate Resolution 347, *supra*.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. REED,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on December 14, 2011, at 10 a.m. in room SR-253 of the Russell Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

The Committee on Environment and Public Works be authorized to meet during the session of the Senate on December 14, 2011.

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet during the session of the Senate on December 14, 2011, at 9:45 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Alternative Energy Tax Incentives: The Effect of Short-Term Extensions on Alternative Technology Investment, Domestic Manufacturing, and Jobs."

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on December 14, 2011, at 10 a.m., to hold a European Affairs subcommittee hearing entitled, "The State of Human Rights and the Rule of Law in Russia: U.S. Policy Options."

COMMITTEE ON HEALTH, EDUCATION,
LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on December 14, 2011, at 10 a.m., in room SD-430 of the Dirksen Senate Office Building.

COMMITTEE ON HOMELAND SECURITY
AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on December 14, 2011, at 10 a.m.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on December 14, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Oversight of the Federal Bureau of Investigation."

SUBCOMMITTEE ON SECURITIES,
INSURANCE, AND INVESTMENT

The Committee on Securities, Insurance, and Investment be authorized to meet during the session of the Senate on December 14, 2011, at 9:30 a.m., to conduct a hearing entitled "Examining Investor Risks in Capital Raising."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 10:35 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 3630. An act to provide incentives for the creation of jobs, and for other purposes.

At 2:38 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, without amendment:

S. 384. An act to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

The message also announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 313. An act to amend the Controlled Substances Act to clarify that persons who enter into a conspiracy within the United States to possess or traffic illegal controlled substances outside the United States, or engage in conduct within the United States to aid or abet drug trafficking outside the United States, may be criminally prosecuted in the United States, and for other purposes.

H.R. 2767. An act to designate the facility of the United States Postal Service located at

8 West Silver Street in Westfield, Massachusetts, as the "William T. Trant Post Office Building".

H.R. 3246. An act to designate the facility of the United States Postal Service located at 15455 Manchester Road in Ballwin, Missouri, as the "Specialist Peter J. Navarro Post Office Building".

At 7:25 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1540) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

At 7:54 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1905. An act to strengthen Iran sanctions laws for the purpose of compelling Iran to abandon its pursuit of nuclear weapons and other threatening activities, and for other purposes.

H.R. 2105. An act to provide for the application of measures to foreign persons who transfer to Iran, North Korea, and Syria certain goods, services, or technology, and for other purposes.

H.R. 3421. An act to award Congressional Gold Medals in honor of the men and women who perished as a result of the terrorist attacks on the United States on September 11, 2011.

The message also announced that the House has agreed to the following concurrent resolutions, in which it requests the concurrence of the Senate:

H. Con. Res. 92. Concurrent resolution directing the Clerk of the House of Representatives to correct the enrollment of the bill H.R. 1540.

H. Con. Res. 93. Concurrent resolution providing for a correction to the enrollment of the bill H.R. 2845.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 313. An act to amend the Controlled Substances Act to clarify that persons who enter into a conspiracy within the United States to possess or traffic illegal controlled substances outside the United States, or engage in conduct within the United States to aid or abet drug trafficking outside the United

States, may be criminally prosecuted in the United States, and for other purposes; to the Committee on the Judiciary.

H.R. 1905. An act to strengthen Iran sanctions laws for the purpose of compelling Iran to abandon its pursuit of nuclear weapons and other threatening activities, and for other purposes; to the Committee on Foreign Relations.

H.R. 2105. An act to provide for the application of measures to foreign persons who transfer to Iran, North Korea, and Syria certain goods, services, or technology, and for other purposes; to the Committee on Foreign Relations.

H.R. 2767. An act to designate the facility of the United States Postal Service located at 8 West Silver Street in Westfield, Massachusetts, as the "William T. Trant Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 3246. An act to designate the facility of the United States Postal Service located at 15455 Manchester Road in Ballwin, Missouri, as the "Specialist Peter J. Navarro Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

PROPOSING A BALANCED BUDGET
AMENDMENT TO THE
CONSTITUTION OF THE UNITED
STATES

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate its pending business, viz, the joint resolutions (S.J. Res. 10) proposing an amendment to the Constitution of the United States relative to balancing the budget, and (S.J. Res. 24) proposing an amendment to the Constitution relative to requiring a balanced budget; and

Pursuant to the order of Monday, December 12, 2011,

The Senate resumed consideration of the joint resolutions, en bloc.

The question being on passage of joint resolution S.J. Res. 24.

After debate,

Pursuant to the order of Monday, December 12, 2011,

The joint resolution was read the third time.

On motion by Mr. MARK UDALL,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the joint resolution.

Pursuant to the order of Monday, December 12, 2011,

On the question, Shall it pass?

It was determined in the negative---

yeas... 21, nays... 79

[Rollcall Vote No. 228 Leg.]

YEAS --- 21

Baucus, Begich, Bennet, Blumenthal, Brown (OH), Carper, Casey, Feinstein, Gillibrand, Hagan, Heller, Klobuchar, Kohl, Manchin, McCaskill, Nelson (NE), Nelson (FL), Stabenow, Tester, Udall (CO), Wyden.

NAYS --- 79

Akaka, Alexander, Ayotte, Barrasso, Bingaman, Blunt, Boozman, Boxer, Brown (MA), Burr, Cantwell, Cardin, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Crapo, DeMint, Durbin, Enzi, Franken, Graham, Grassley, Harkin, Hatch, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Kyl, Landrieu, Lautenberg, Leahy, Lee, Levin, Lieberman, Lugar, McCain, McConnell, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Paul, Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Thune, Toomey, Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker.

So the joint resolution was not passed; two-thirds of Senators duly chosen and sworn not having voted in the affirmative.

The question being on passage of joint resolution S.J. Res. 10.

After debate,

Pursuant to the order of Monday, December 12, 2011,

The joint resolution was read the third time.

On motion by Mr. VITTER,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the joint resolution.

Pursuant to the order of Monday, December 12, 2011,

On the question, Shall it pass?

It was determined in the negative--- yeas... 47, nays... 53

[Rollcall Vote No. 229 Leg.]

YEAS --- 47

Alexander, Ayotte, Barrasso, Blunt, Boozman, Brown (MA), Burr, Chambliss, Coats, Coburn, Cochran, Collins, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Paul, Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 53

Akaka, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (OH), Cantwell, Cardin, Carper, Casey, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

So the joint resolution was not passed; two-thirds of Senators duly chosen and sworn not having voted in the affirmative.

OBJECTIONS TO CONSIDERATION OF BILL H.R. 3630

Mr. DURBIN asked unanimous consent that the Senate proceed to consider bill H.R. 3630, received from the House of Representatives on today; that there be 2 hours, equally divided and controlled, for debate thereon between the two leaders, or their designees; that, upon conclusion of debate, the bill be read the third time; that the Senate then vote on passage of the bill; that no amendment be in order thereto prior to a vote; that the bill receive a minimum of 60 yeas votes to pass; that, if the bill does not so pass, it remain the pending business; and that the majority leader then be recognized.

Mrs. HUTCHISON objected.

Pending debate,

Mrs. BOXER asked unanimous consent that the Senate proceed to consider bill H.R. 3630, received from the House of Representatives on today; that there be 2 hours, equally divided and controlled, for debate between the two leaders, or their designees, thereon; that, upon conclusion of debate, the bill be read the third time; that the Senate then vote on passage of the bill; that no amendment be in order thereto prior to a vote; that the bill receive a minimum of 60 yeas votes to pass; that, if the bill does not so pass, it remain the pending business; and that the majority leader then be recognized.

Mr. GRASSLEY objected.

Pending debate,

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

ORDER FOR EXECUTIVE SESSION ON TOMORROW

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, following morning business on tomorrow, the Senate proceed to executive session to consider the nomination of Morgan Christen, of Alaska, to be United States Circuit Judge for the Ninth Circuit; that there be 30 minutes, equally divided and controlled in the usual form, for debate thereon; and that, upon conclusion of debate, the Senate resume its legislative session.

Ordered further, That, at a time to be determined by the majority leader, after consultation with the minority leader, the

Senate resume executive session; that there be 2 minutes, equally divided and controlled in the usual form, for debate on the nomination; that, upon conclusion of debate, the Senate vote on confirmation of the nomination, with no further intervening action or debate; that, following the vote, a motion to reconsider be considered made and laid on the table; that no further motion be in order relative to the nomination; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

BELARUS DEMOCRACY AND HUMAN RIGHTS ACT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Foreign Relations be discharged from the further consideration of the bill (H.R. 515) to reauthorize the Belarus Democracy Act of 2004.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on passage of the bill.

On motion by Mr. REID for Mr. KERRY (for himself and Mr. LUGAR) to amend the pending bill on various pages and lines, by striking certain words and inserting other words (being amendment No. 1462).

The amendment was agreed to.

The question being on the passage of the bill, as amended.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSING RIGHTS FOR VICTIMS OF DOMESTIC AND SEXUAL VIOLENCE ACT

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (H.R. 1892) to protect the housing rights of victims of domestic violence, dating violence, sexual assault, and stalking, and for other purposes.

The question being on passage of the bill.

On motion by Mr. REID for Mrs. FEINSTEIN (for herself and Mr. CHAMBLISS) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 1463, in the nature of a substitute).

The amendment (in the nature of a substitute) was agreed to.

The question being on the passage of the bill, as amended.

The bill, as amended, was deemed read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

APPOINTMENT BY THE PRESIDENT
PRO TEMPORE
NATIONAL ADVISORY COMMITTEE ON
INSTITUTIONAL QUALITY AND
INTEGRITY

The PRESIDING OFFICER announced that the President pro tempore, pursuant to P.L. 110-315, had appointed the following to be a member of the National Advisory Committee on Institutional Quality and Integrity: Ms. Jill Derby of Nevada.

ORDERS FOR ADJOURNMENT
UNTIL 9:30 A.M. ON TOMORROW,
AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9:30 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein; that the time therein be equally divided and controlled, for debate between the two leaders, or their designees; that the first half therein be controlled by the minority, and the second half therein be controlled by the majority; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

HOUSE BILL READ THE SECOND
TIME AND PLACED ON THE
CALENDAR

The Senate having convened following an adjournment,

The PRESIDING OFFICER (Mr. BEGICH in the chair) laid before the Senate the bill (H.R. 3630) to provide incentives for the creation of jobs, and for other purposes, received from the House of Representatives for concurrence on today, and considered, by unanimous consent, read the first time on yesterday; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:10 p.m.,

The Senate adjourned, under its order of today, until 9:30 a.m. on tomorrow.

THURSDAY, DECEMBER 15, 2011

Mr. TOM UDALL, from the State of New Mexico, called the Senate to order at 9:30 a.m., the Chaplain offered a prayer, and Mr. UDALL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE
PRESIDENT PRO TEMPORE,
Washington, DC, December 15, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TOM UDALL, a Senator from the State of New Mexico, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. TOM UDALL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED
WITH

Pursuant to the order of yesterday,
The morning hour being deemed expired,
and the times for the recognition of the two leaders being reserved.

TRANSACTION OF MORNING
BUSINESS

Pursuant to the order of yesterday,
The Senate proceeded to a period for the transaction of morning business.
Pending debate,

EXECUTIVE AND OTHER
COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4315. A communication from the Director of the Regulatory Review Group,

Farm Service Agency, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Farm Loan Programs Loan Making Activities" (RIN0560-AI03) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4316. A communication from the Management Analyst, Grain Inspection, Packers and Stockyards Administration, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Implementation of Regulations Required Under Title XI of the Food, Conservation and Energy Act of 2008; Suspension of Delivery of Birds, Additional Capital Investment Criteria, Breach of Contract, and Arbitration" (RIN0580-AB07) received in the Office of the President of the Senate on December 13, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4317. A communication from the Administrator, Rural Utilities Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Standards and Specifications for Timber Products Acceptable for Use by Rural Utilities Service Electric and Telecommunications Borrowers" (7 CFR Parts 1728 and 1755) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4318. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Butyl acrylate-methacrylic acid-styrene polymer; Tolerance Exemption" (FRL No. 9327-6) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4319. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Hexythiazox; Pesticide Tolerances" (FRL No. 9327-7) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4320. A communication from the Under Secretary of Defense (Personnel and Readiness), transmitting the report of two (2) officers authorized to wear the insignia of the grade of rear admiral (lower half), in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-4321. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No.

FEMA-2011-0002)) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4322. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Addition of Certain Persons to the Entity List; and Implementation of Entity List Annual Review Changes" (RIN0694-AF46) received in the Office of the President of the Senate on December 13, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4323. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Turkey; to the Committee on Banking, Housing, and Urban Affairs.

EC-4324. A communication from the Chair, U.S. Sentencing Commission, transmitting, pursuant to law, a report relative to the Comprehensive Iran Sanctions Accountability and Divestment Act of 2010; to the Committee on Banking, Housing, and Urban Affairs.

EC-4325. A communication from the Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Business Opportunity Rule" (RIN3084-AB04) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4326. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands Management Area; Limited Access Privilege Program" (RIN0648-BA18) received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4327. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Implementation Plans: Oregon" (FRL No. 9248-1) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Environment and Public Works.

EC-4328. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California

State Implementation Plan, South Coast Air Quality Management District" (FRL No. 9499-9) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Environment and Public Works.

EC-4329. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Kentucky; Redesignation of the Kentucky Portion of the Cincinnati-Hamilton, OH-KY-IN 1997 Annual Fine Particulate Matter Nonattainment Area to Attainment" (FRL No. 9506-3) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Environment and Public Works.

EC-4330. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; State of Missouri" (FRL No. 9505-8) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Environment and Public Works.

EC-4331. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Protection of Stratospheric Ozone: Listing of Substitutes for Ozone-Depleting Substances-Hydrocarbon Refrigerants" (FRL No. 9507-7) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Environment and Public Works.

EC-4332. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Protection of Stratospheric Ozone: Extension of the Laboratory and Analytical Use Exemption for Essential Class I Ozone-Depleting Substances" (FRL No. 9507-6) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Environment and Public Works.

EC-4333. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans: Kentucky; Visibility Impairment Prevention for Federal Class I Areas; Removal of Federally Promulgated Provisions" (FRL No. 9507-3) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Environment and Public Works.

EC-4334. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "William and Sharon Norris v. Commissioner, T.C. Memo 2011-161" (AOD-2011-05) received in the Office of the President of the Senate on December 13, 2011; to the Committee on Finance.

EC-4335. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Employer's Annual Federal Tax Return and Modifications to the Deposit Rules" (RIN1545-BK82) received in the Office of the President of the Senate on December 13, 2011; to the Committee on Finance.

EC-4336. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Targeted Populations Under Section 45D(e)(2)" (RIN1545-BE89) received in the Office of the President of the Senate on December 13, 2011; to the Committee on Finance.

EC-4337. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Sample Plan Amendment for Section 436" (Notice 2011-96) received in the Office of the President of the Senate on December 13, 2011; to the Committee on Finance.

EC-4338. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Report to Congress on the Evaluation of the Quality Improvement Organization (QIO) Program for Medicare Beneficiaries for Fiscal Year 2008"; to the Committee on Finance.

EC-4339. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2011-0189 - 2011-0201); to the Committee on Foreign Relations.

EC-4340. A communication from the Executive Analyst, Office of the Secretary, Department of Health and Human Services, transmitting, pursuant to law, a report relative to a vacancy in the position of Administrator, Centers for Medicare and Medicaid Services, Department of Health and Human Services; to the Committee on Health, Education, Labor, and Pensions.

EC-4341. A communication from the Director, National Science Foundation, transmitting, pursuant to law, the 2009 - 2010 Committee on Equal Opportunities in

Science and Engineering (CEOSE) Biennial Report to Congress; to the Committee on Health, Education, Labor, and Pensions

EC-4342. A communication from the General Counsel, Federal Retirement Thrift Investment Board, transmitting, pursuant to law, the report of a rule entitled "Correction of Administrative Errors; Court Orders and Legal Processes Affecting Thrift Savings Plan Accounts" (5 CFR Parts 1605 and 1653) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4343. A communication from the Chief Financial Officer, Farm Credit System Insurance Corporation, transmitting, pursuant to law, a report relative to the requirements of the Federal Managers' Financial Integrity Act and the Inspector General Act of 1978; to the Committee on Homeland Security and Governmental Affairs.

EC-4344. A communication from the Director of Administration, National Labor Relations Board, transmitting, pursuant to law, a report entitled "Performance and Accountability Report Fiscal Year 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-4345. A communication from the Chairman of the Merit Systems Protection Board, transmitting, pursuant to law, a report entitled "Blowing the Whistle: Barriers to Federal Employees Making Disclosures"; to the Committee on Homeland Security and Governmental Affairs.

EC-4346. A communication from the Vice President for Administration and Finance and Chief Financial Officer, Millennium Challenge Corporation, transmitting, pursuant to law, the corporation's Agency Financial Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4347. A communication from the Secretary of Education, transmitting, pursuant to law, the Department's Agency Financial Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4348. A communication from the Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011 and the Compendium of Unimplemented Recommendations from the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4349. A communication from the President of the Federal Financing Bank, transmitting, pursuant to law, the Bank's Annual Report for Fiscal Year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4350. A communication from the Chief Executive Officer, Millennium Challenge Corporation, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4351. A communication from the Director of the Peace Corps, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4352. A communication from the Chairman of the Federal Trade Commission, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2011 through September 30, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4353. A communication from the General Counsel, Executive Office for Immigration Review, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Civil Monetary Penalties Inflation Adjustment" (RIN1125-AA69) received in the Office of the President of the Senate on December 14, 2011; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment:

H.R. 789. A bill to designate the facility of the United States Postal Service located at 20 Main Street in Little Ferry, New Jersey, as the "Sergeant Matthew J. Fenton Post Office".

H.R. 2422. A bill to designate the facility of the United States Postal Service located at 45 Bay Street, Suite 2, in Staten Island, New York, as the "Sergeant Angel Mendez Post Office".

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. 1236. A bill to reduce the trafficking of drugs and to prevent human smuggling across the Southwest Border by deterring the construction and use of border tunnels.

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment:

S. 1821. A bill to prevent the termination of the temporary office of bankruptcy judges in certain judicial districts.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second

times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Ms. AYOTTE (for herself, Mr. RUBIO, and Mr. JOHNSON of Wisconsin):

S. 1996. A bill to amend the Congressional Budget Act of 1974 to provide for macroeconomic analysis of the impact of legislation; to the Committee on the Budget.

By Mr. VITTER (for himself, Mr. CRAPO, Mr. JOHANNES, Mr. TOOMEY, Mr. DEMINT, Mr. PAUL, Mr. RISCH, Mr. CORNYN, and Mr. LEE):

S. 1997. A bill to prohibit the Secretary of the Treasury from providing extra support to the Federal Housing Administration; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BROWN of Massachusetts (for himself, Mr. CARPER, and Mr. JOHNSON of Wisconsin):

S. 1998. A bill to obtain an unqualified audit opinion, and improve financial accountability and management at the Department of Homeland Security; to the Committee on Homeland Security and Governmental Affairs.

By Ms. KLOBUCHAR (for herself and Mr. FRANKEN):

S. 1999. A bill to amend title XVIII of the Social Security Act to apply the frailty adjustment under PACE payment rules to certain specialized MA plans for special needs individuals; to the Committee on Finance.

By Mr. KOHL:

S. 2000. A bill to amend the copyright law to secure the rights of artists of works of visual art to provide for royalties, and for other purposes; to the Committee on the Judiciary.

By Mr. WYDEN (for himself and Mr. MERKLEY):

S. 2001. A bill to expand the Wild Rogue Wilderness Area in the State of Oregon, to make additional wild and scenic river designations in the Rogue River area, to provide additional protections for Rogue River tributaries, and for other purposes; to the Committee on Energy and Natural Resources.

By Mrs. FEINSTEIN (for herself, Mr. SESSIONS, Mr. SCHUMER, and Mr. CORNYN):

S. 2002. A bill to amend the Federal Food, Drug, and Cosmetic Act to improve the safety of Internet pharmacies; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. FEINSTEIN (for herself, Mr. LEAHY, Mr. LEE, Mr. UDALL of Colorado, Mr. KIRK, Mrs. GILLIBRAND, Mr. PAUL, Mr. COONS, Mr. DURBIN, Mr. NELSON of Florida, Mrs. SHAHEEN, Mr. UDALL of New Mexico, Mr. FRANKEN, and Mrs. MCCASKILL):

S. 2003. A bill to clarify that an authorization to use military force, a declaration of war, or any similar authority shall not authorize the detention without charge or trial of a citizen or lawful permanent resident of the United States and for other purposes; to the Committee on the Judiciary.

By Mr. UDALL of New Mexico (for himself, Mr. BINGAMAN, Mr. INOUE, and Ms. LANDRIEU):

S. 2004. A bill to grant the Congressional Gold Medal to the troops who defended Bataan during World War II; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BROWN of Massachusetts (for himself and Mr. KIRK):

S. 2005. A bill to authorize the Secretary of State to issue up to 10,500 E-3 visas per year to Irish nationals; to the Committee on the Judiciary.

By Mr. LAUTENBERG:

S. 2006. A bill to amend the Surface Transportation and Uniform Relocation Assistance Act of 1987 to authorize the Secretary of Transportation to permit Federal regulation and review of tolls and toll increases on certain surface transportation facilities, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BAUCUS (for himself, Mr. HATCH, Mr. KERRY, Mr. LUGAR, Mr. WYDEN, Mr. BLUNT, Mr. DURBIN, Mr. BROWN of Massachusetts, Mr. CARDIN, Mr. ISAKSON, Mr. COONS, and Mr. THUNE):

S. 2007. A bill to amend the African Growth and Opportunity Act to extend the third-country fabric rule, to add South Sudan to the list of countries eligible for designation under that Act, and for other purposes; to the Committee on Finance.

SUBMISSION OF A SENATE RESOLUTION

The following Senate resolution was submitted, read, and referred (or acted upon), as indicated:

By Ms. SNOWE:

S. Res. 348. A resolution expressing the sense of the Senate that the Secretary of the Treasury should take actions to increase the transparency and accountability of the Small Business Lending Fund Program; to the Committee on Small Business and Entrepreneurship.

ADDITIONAL COSPONSORS

S. 195

At the request of Mr. ROCKEFELLER, the name of the Senator from Maryland [Ms. MIKULSKI] was added as a cosponsor of S. 195, a bill to reinstate Federal matching of

State spending of child support incentive payments.

S. 249

At the request of Mr. HATCH, the name of the Senator from Nevada [Mr. HELLER] was added as a cosponsor of S. 249, a bill to amend the Endangered Species Act of 1973 to provide that Act shall not apply to any gray wolf (*Canis lupus*).

S. 431

At the request of Mr. PRYOR, the names of the Senator from California [Mrs. BOXER], the Senator from Iowa [Mr. GRASSLEY], the Senator from Virginia [Mr. WARNER], the Senator from Wisconsin [Mr. KOHL], the Senator from New Jersey [Mr. MENENDEZ] and the Senator from South Dakota [Mr. THUNE] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 750

At the request of Mr. DURBIN, the name of the Senator from New Jersey [Mr. MENENDEZ] was added as a cosponsor of S. 750, a bill to reform the financing of Senate elections, and for other purposes.

S. 810

At the request of Ms. CANTWELL, the name of the Senator from New Mexico [Mr. UDALL] was added as a cosponsor of S. 810, a bill to prohibit the conducting of invasive research on great apes, and for other purposes.

S. 1181

At the request of Mr. GRASSLEY, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1181, a bill to require the Secretary of the Treasury to mint coins in commemoration of the National Future Farmers of America Organization and the 85th anniversary of the founding of the National Future Farmers of America Organization.

S. 1392

At the request of Ms. COLLINS, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1392, a bill to provide additional time for the Administrator of the Environmental Protection Agency to issue achievable standards for industrial, commercial, and institutional boilers, process heaters, and incinerators, and for other purposes.

S. 1468

At the request of Mrs. SHAHEEN, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1468, a bill to amend title XVIII of the Social Security Act to improve access to diabetes self-management training by authorizing certified diabetes educators to provide diabetes self-management training services, including as part of telehealth services, under part B of the Medicare program.

S. 1497

At the request of Ms. KLOBUCHAR, the name of the Senator from North Dakota [Mr. CONRAD] was added as a cosponsor of S. 1497, a bill to amend title XVIII of the Social Security Act to extend for 3 years reasonable cost contracts under Medicare.

S. 1606

At the request of Mr. PORTMAN, the name of the Senator from Florida [Mr. NELSON] was added as a cosponsor of S. 1606, a bill to reform the process by which Federal agencies analyze and formulate new regulations and guidance documents.

S. 1680

At the request of Mr. CONRAD, the name of the Senator from Hawaii [Mr. AKAKA] was added as a cosponsor of S. 1680, a bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare program, and for other purposes.

S. 1871

At the request of Mr. BROWN of Massachusetts, the name of the Senator from Illinois [Mr. KIRK] was added as a cosponsor of S. 1871, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1903

At the request of Mrs. GILLIBRAND, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1925

At the request of Mr. LEAHY, the name of the Senator from New York [Mrs. GILLIBRAND] was added as a cosponsor of S. 1925, a bill to reauthorize the Violence Against Women Act of 1994.

S. 1956

At the request of Mr. THUNE, the name of the Senator from Georgia [Mr. ISAKSON] was added as a cosponsor of S. 1956, a bill to prohibit operators of civil aircraft of the United States from participating in the European Union's emissions trading scheme, and for other purposes.

S. 1959

At the request of Mr. BURR, the name of the Senator from Kansas [Mr. ROBERTS] was added as a cosponsor of S. 1959, a bill to require a report on the designation of the Haqqani Network as a foreign terrorist organization and for other purposes.

S. 1984

At the request of Mr. KERRY, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 1984, a bill to

establish a commission to develop a national strategy and recommendations for reducing fatalities resulting from child abuse and neglect.

S. 1994

At the request of Mr. SCHUMER, the name of the Senator from Iowa [Mr. HARKIN] was added as a cosponsor of S. 1994, a bill to prohibit deceptive practices in Federal elections.

SENATE RESOLUTION 310

At the request of Ms. MIKULSKI, the name of the Senator from Idaho [Mr. CRAPO] was added as a cosponsor of Senate Resolution 310, a resolution designating 2012 as the "Year of the Girl" and congratulating Girl Scouts of the USA on its 100th anniversary.

AUTHORITY FOR COMMITTEES TO MEET

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the following committees be authorized to meet during the session of the Senate:

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

The Committee on Agriculture, Nutrition, and Forestry be authorized to meet during the session of the Senate on December 15, 2011, at 10:30 a.m. in room 328A of the Russell Senate Office Building.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS AND SUBCOMMITTEE ON CLEAN AIR AND NUCLEAR SAFETY

The Committee on Environment and Public Works and the Subcommittee on Clean Air and Nuclear Safety be authorized to meet during the session of the Senate on December 15, 2011, at 10 a.m. in room 406 of the Dirksen Senate Office Building to conduct a joint hearing entitled, "Review of the NRC's Near-Term Task Force Recommendations for Enhancing Reactor Safety in the 21st Century."

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on December 15, 2011 at 9:30 a.m., in room 366 of the Dirksen Senate Office Building.

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate to conduct a hearing entitled "Prescription Drug Shortages: Examining a Public Health Concern and Potential Solutions" on December 15, 2011, at 10 a.m. in room 106 of the Dirksen Senate Office Building.

COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary be authorized to meet during the session of the Senate on December 15, 2011, at 10 a.m. in

room SD-226 of the Dirksen Senate Office Building.

SUBCOMMITTEE ON AFRICAN AFFAIRS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on December 15, 2011, at 2:15 p.m., to hold an African Affairs subcommittee hearing entitled, "Improving Governance in the Democratic Republic of Congo."

SUBCOMMITTEE ON OCEANS, ATMOSPHERE, FISHERIES, AND THE COAST GUARD

The Subcommittee on Oceans, Atmosphere, Fisheries, and the Coast Guard of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on December 15, 2011, at 10:30 a.m. in room 253 of the Russell Senate Office Building.

The Committee will hold a hearing entitled, "Environmental Risks of Genetically Engineered Fish."

SUBCOMMITTEE ON WESTERN HEMISPHERE, PEACE CORPS, AND GLOBAL NARCOTICS

The Committee on Foreign Relations be authorized to meet during the session of the Senate on December 15, 2011, at 11 a.m., to hold a Western Hemisphere, Peace Corps, and Global Narcotics Affairs subcommittee hearing entitled, "The U.S.-Caribbean Shared Security Partnership: Responding to the Growth of Trafficking Narcotics in the Caribbean."

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 12:15 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1264. An act to designate the property between the United States Federal Courthouse and the Ed Jones Building located at 109 South Highland Avenue in Jackson, Tennessee, as the "M.D. Anderson Plaza" and to authorize the placement of a historical/identification marker on the grounds recognizing the achievements and philanthropy of M.D. Anderson.

H.R. 2668. An act to designate the station of the United States Border Patrol located at 2136 South Naco Highway in Bisbee, Arizona, as the "Brian A. Terry Border Patrol Station".

At 1:25 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

S. 384. An act to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a

semipostal to raise funds for breast cancer research.

ENROLLED BILLS SIGNED

The enrolled bill was subsequently signed by the PRESIDENT pro tempore.

At 3:45 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 443. An act to provide for the conveyance of certain property from the United States to the Maniilaq Association located in Kotzebue, Alaska.

H.R. 886. An act to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

H.R. 2719. An act to ensure public access to the summit of Rattlesnake Mountain in the Hanford Reach National Monument for educational, recreational, historical, scientific, cultural, and other purposes.

H.R. 3659. An act to reauthorize the program of block grants to States for temporary assistance for needy families through fiscal year 2012, and for other purposes.

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 443. An act to provide for the conveyance of certain property from the United States to the Maniilaq Association located in Kotzebue, Alaska; to the Committee on Indian Affairs.

H.R. 2668. An act to designate the station of the United States Border Patrol located at 2136 South Naco Highway in Bisbee, Arizona, as the "Brian A. Terry Border Patrol Station"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2719. An act to ensure public access to the summit of Rattlesnake Mountain in the Hanford Reach National Monument for educational, recreational, historical, scientific, cultural, and other purposes; to the Committee on Energy and Natural Resources.

H.R. 3659. An act to reauthorize the program of block grants to States for temporary assistance for needy families through fiscal year 2012, and for other purposes; to the Committee on Finance.

ORDERS FOR CONSIDERATION OF CONFERENCE REPORT ON HOUSE BILL H.R. 1540 AND CONCURRENT RESOLUTION H. CON. RES. 92

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate resumes its legislative session, upon conclusion of debate on the nomination of Morgan Christen, of Alaska, to be United States Circuit Judge for the Ninth Circuit, Mr. MCCAIN be recognized to speak for 30 minutes, as if in morning business; that, following said remarks, the Senate proceed to consider the conference report on bill H.R. 1540; that there be three hours, equally divided and controlled, for debate between the leaders, or their designees; that, at a time to be determined by the majority leader, after consultation with the minority leader, the Senate vote on the question of agreeing to the conference report; that budget points of order, and motions to waive in relation thereto, be in order; and that no other motion be in order; that, upon disposition of said conference report, the Senate proceed to consider the concurrent resolution (H. Con. Res. 92) directing the Clerk of the House of Representatives to correct the enrollment of the bill H.R. 1540; that the concurrent resolution be agreed to; and that a motion to reconsider be considered made and laid on the table.

EXECUTIVE SESSION

Pursuant to the order of yesterday,
The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

Pursuant to the order of yesterday,
The Senate resumed its legislative session.

CONFERENCE REPORT ON BILL

H.R. 1540

Pursuant to the order of today, as modified,
The PRESIDING OFFICER (Mr. SHERROD BROWN in chair) laid before the Senate the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1540) to authorize appropriations for fiscal year 2012 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; and

The Senate proceeded to consider the conference report.

The question being on agreeing to the conference report.

Pending debate,

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That time for debate, pursuant to the order of today, continue until 4 p.m.; and that, at 4 p.m., the Senate vote on the question of agreeing to the pending conference report.

ORDER FOR FURTHER EXECUTIVE
SESSION ON TODAY

By unanimous consent, on the request of Mr. DURBIN,

As in executive session,

Ordered, That, upon disposition of the pending conference report, and H. Con. Res. 92, as pursuant to the order of today, the Senate resume its executive session, and consideration of the nomination of Morgan Christen to be United States Circuit Judge for the Ninth Circuit; and that all other provisions of the order of today remain in effect.

CONFERENCE REPORT ON BILL

H.R. 1540

The Senate resumed consideration of the conference report on bill H.R. 1540.

The question being on agreeing to the conference report.

After debate,

On motion by Mr. LEVIN,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the pending conference report.

The question being taken.

It was determined in the affirmative---
yeas... 86, nays... 13

[Rollcall Vote No. 230 Leg.]

YEAS --- 86

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Carper, Casey, Chambliss, Coats, Cochran, Collins, Conrad, Coons, Corker, Cornyn, Enzi, Feinstein, Gillibrand, Graham, Grassley, Hagan, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Johnson (WI), Kerry, Kirk, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Lugar, Manchin, McCain, McCaskill, McConnell, Menendez, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Roberts, Rockefeller, Rubio, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker.

So the conference report was agreed to.

On motion by Mr. LEVIN to reconsider the vote agreeing to the conference report.

On motion by Mr. MENENDEZ,

The motion to reconsider was laid on the table.

CORRECTING THE ENROLLMENT

OF BILL H.R. 1540

Pursuant to the order of today,

The PRESIDING OFFICER (Ms. KLOBUCHAR in chair) laid before the Senate the concurrent resolution (H. Con. Res. 92) directing the Clerk of the House of Representatives to correct the enrollment of the bill H.R. 1540, received from the House

of Representatives for concurrence on yesterday, and remaining undisposed of; and

The Senate proceeded to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Pursuant to the order of today,

The concurrent resolution was agreed to.

Pursuant to the order of today,

A motion to reconsider was considered made and laid on the table.

EXECUTIVE SESSION

Pursuant to the order of today,

The Senate proceeded to executive session; and after the consideration of executive business (involving one roll call vote).

LEGISLATIVE SESSION

Pursuant to the order of today,

The Senate resumed its legislative session.

MOTION TO PROCEED TO

CONSIDER BILL H.R. 3630

On motion by Mr. REID that the Senate proceed to consider the bill (H.R. 3630) to provide incentives for the creation of jobs, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to consider bill H.R. 3630:

HARRY REID, MAX BAUCUS, K. E. GILLIBRAND, JEFF BINGAMAN, DICK DURBIN, PATRICK LEAHY, J. LIEBERMAN, MARK PRYOR, CHRIS COONS, PATTY MURRAY, TOM UDALL, CHUCK SCHUMER, MARK BEGICH, ROBERT P. CASEY, JR., KENT CONRAD, TOM CARPER.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to the motion to proceed.

FALLEN HEROES OF 9/11 ACT

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. BENNET in the chair) laid before the Senate the bill (H.R. 3421) to award Congressional Gold Medals in honor of the men and women who perished as a result of the terrorist attacks on the United States on September 11, 2001, received from the House of Representatives for concurrence on yesterday, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CORRECTING THE ENROLLMENT OF BILL H.R. 2845

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the concurrent resolution (H. Con. Res. 93) providing for a correction to the enrollment of the bill H.R. 2845, received from the House of Representatives for concurrence on yesterday, and at the desk.

The Senate proceeded, by unanimous consent, to consider the concurrent resolution.

The question being on agreeing to the concurrent resolution.

Resolved, That the Senate agree thereto.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

TARGETING TRANSNATIONAL DRUG TRAFFICKING ACT

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the bill (S. 1612) to provide the Department of Justice with additional tools to target extraterritorial drug trafficking activity.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mr. DURBIN for Mrs. FEINSTEIN (for herself and Mr. GRASSLEY) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 1464, in the nature of a substitute).

The amendment (in the nature of a substitute) was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE 40TH ANNIVERSARY OF THE NATIONAL CANCER ACT OF 1971 AND THE MORE THAN 12,000,000 SURVIVORS OF CANCER

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That the Committee on Health, Education, Labor, and Pensions be discharged from the further consideration of the resolution (S. Res. 347) recognizing the 40th anniversary of the National Cancer Act of 1971 and the more than 12,000,000 survivors of cancer alive today because of the commitment of the United States to cancer research and advances in cancer prevention, detection, diagnosis, and treatment.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That he be added as a cosponsor of the pending resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL H.R. 3094 READ THE FIRST TIME

On the request of Mr. DURBIN,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 3094) to amend the National Labor Relations Act with respect to representation hearings and the timing of elections of labor organizations under that Act, received from the House of Representatives for concurrence on Thursday, December 1, 2011, and remaining undisposed of; which was read the first time.

Mr. DURBIN asked unanimous consent that the bill be read the second time.

Mr. DURBIN objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

ORDERS FOR ADJOURNMENT UNTIL 10 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. DURBIN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 10 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period for the transaction of morning business until noon, with Senators permitted to speak for 10 minutes each

therein; that the first hour therein be equally divided and controlled for debate between the two leaders, or their designees; and that the first 30 minutes therein be controlled by the majority, and the second 30 minutes therein be controlled by the minority.

ADJOURNMENT

By unanimous consent, on the request of Mr. DURBIN,

At 7:03 p.m.,

The Senate adjourned, under its order of today, until 10 a.m. on tomorrow.

FRIDAY, DECEMBER 16, 2011

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 10 a.m., the Chaplain offered a prayer, and Mr. WARNER led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 16, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. WARNER took the chair.

THE JOURNAL

Pursuant to the order of yesterday,

The Journal of the proceedings of the Senate was deemed approved to date.

CERTAIN PROCEDURES DISPENSED WITH

Pursuant to the order of yesterday,

The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

HOUSE BILL READ THE SECOND TIME AND PLACED ON THE CALENDAR

The Senate having convened following an adjournment,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 3094) to amend the National Labor Relations Act with respect to representation hearings and the timing of elections of labor organizations under that Act, received from the House of Representatives for concurrence on Thursday, December 1, 2011, and read the first time on yesterday; which was read the second time.

Mr. REID objected to the further proceedings on the bill.

Whereupon,

The ACTING PRESIDENT pro tempore stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would be placed on the calendar.

TRANSACTION OF MORNING BUSINESS

Pursuant to the order of yesterday,

The Senate proceeded to a period for the transaction of morning business.

Pending debate,

ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, Friday, December 16, 2011, she had presented to the President of the United States the following enrolled bill:

S. 384. A bill to amend title 39, United States Code, to extend the authority of the United States Postal Service to issue a semipostal to raise funds for breast cancer research.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-4354. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to test and evaluation budgets that are not certified by the Director, Test Resource Management Center (TRMC), to be adequate by March 31 of the year preceding the fiscal year for which such budgets are proposed; to the Committee on Armed Services.

EC-4355. A communication from the Acting Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report indicating that a report relative to the Department of Defense's purchases from foreign entities for fiscal year 2011 is not yet

available and is expected to be submitted by April 2012; to the Committee on Armed Services.

EC-4356. A communication from the Associate General Counsel for Legislation and Regulations, Office of Community Planning and Development, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Homeless Emergency Assistance and Rapid Transition to Housing: Emergency Solutions Grants Program and Consolidated Plan Conforming Amendments" (RIN2506-AC29) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4357. A communication from the Associate General Counsel for Legislation and Regulations, Office of Community Planning and Development, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Homeless Emergency Assistance and Rapid Transition to Housing: Defining 'Homeless'" (RIN2506-AC26) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4358. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Certification of Part 23 Turbofan- and Turbojet-Powered Airplanes and Miscellaneous Amendments" ((RIN2120-AJ22)(Docket No. FAA-2009-0738)) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4359. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Harmonization of Various Airworthiness Standards for Transport Category Airplanes - Flight Rules" ((RIN2120-AJ72)(Docket No. FAA-2010-0310)) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4360. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Damage Tolerance and Fatigue Evaluation of Composite Rotorcraft Structures" ((RIN2120-AJ52)(Docket No. FAA-2009-0660)) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4361. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Evansville, IN" ((RIN2120-AA66)(Docket No. FAA-2011-0429)) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4362. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Driggs, ID" ((RIN2120-AA66)(Docket No. FAA-2011-0837)) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4363. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Pacific Aerospace Limited Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0971)) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4364. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (139); Amdt. No. 3452" (RIN2120-AA65) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4365. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (50); Amdt. No. 3453" (RIN2120-AA65) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4366. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (36); Amdt. No. 3454" (RIN2120-AA65) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4367. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law,

the report of a rule entitled "Standard Instrument Approach Procedures (27); Amdt. No. 3455" (RIN2120-AA65) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4368. A communication from the Attorney Advisor, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Alternate Passenger Rail Service Pilot Program" (RIN2130-AC19) received in the Office of the President of the Senate on December 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4369. A communication from the Attorney Advisor, Office of the General Counsel, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the Department of Transportation in the position of Under Secretary of Transportation for Policy, received in the Office of the President of the Senate on December 12, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4370. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report entitled "The National Initiative for Increasing Seat Belt Use: Buckle Up America Campaign"; to the Committee on Commerce, Science, and Transportation.

EC-4371. A communication from the Acting Administrator, Rural Business-Cooperative Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Rural Business Investment Program" (RIN0570-AA80) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4372. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Golden Parachute and Indemnification Payments; Technical Correction" (RIN3133-AD73) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4373. A communication from the General Counsel of the National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Community Development Revolving Loan Fund Access for Credit Unions" (RIN3133-AD91) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-4374. A communication from the Associate Chief, Wireless Telecommunications Bureau, Federal

Communications Commission, transmitting, pursuant to law, the report of a rule entitled "National Environmental Policy Act Compliance for Proposed Tower Registrations; Effects of Communications Towers on Migratory Birds" (FCC 11-181) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4375. A joint communication from the Chairman of the House Committee on Transportation and Infrastructure, Chairman of the House Committee on Oversight and Government Reform, Chairman of the House Subcommittee on Investigations and Oversight, and Chairman of the House Subcommittee on National Security, Homeland Defense and Foreign Operations, transmitting, a report entitled "A Decade Later: A Call for TSA Reform"; to the Committee on Commerce, Science, and Transportation.

EC-4376. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Turbomeca S.A. Arriel 2B Turboshift Engines" ((RIN2120-AA64)-(Docket No. FAA-2011-1031)) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4377. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; ATR-GIE Avions de Transport Regional Airplanes" ((RIN2120-AA64)-(Docket No. FAA-2011-0721)) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4378. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Gulfstream Aerospace LP (Type Certificate Previously Held by Israel Aircraft Industries, Ltd.) Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-0716)) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4379. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Rolls-Royce plc RB211-524G2-19; -524G2-T-19; -524G3-19; -524G3-T-19; 524H2-19; -524H2-T-19; -524H-36; and -524H-T-36 Turbopan" ((RIN2120-AA64)-

(Docket No. FAA-2011-1109)) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4380. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Honeywell International Inc. Turboshift Engines" ((RIN2120-AA64)-(Docket No. FAA-2011-1159)) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4381. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Airbus Airplanes" ((RIN2120-AA64)(Docket No. FAA-2011-1232)) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4382. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Blythe, CA" ((RIN2120-AA66)(Docket No. FAA-2011-0585)) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4383. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Luray, VA" ((RIN2120-AA66)(Docket No. FAA-2011-0785)) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Commerce, Science, and Transportation.

EC-4384. A communication from the Secretary of Transportation, transmitting, pursuant to law, the Department's annual report on the administration of the Surface Transportation Project Delivery Pilot Program; to the Committee on Environment and Public Works.

EC-4385. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2012 Standard Mileage Rates" (Notice 2012-1) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Finance.

EC-4386. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the

Treasury, transmitting, pursuant to law, the report of a rule entitled "Recurring Item Exception to the Economic Performance Requirement" (Rev. Rul. 2012-1) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Finance.

EC-4387. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed transfer of major defense equipment involving the transfer of F-110-GE-132 jet engines to the United Arab Emirates in the amount of \$14,000,000 or more; to the Committee on Foreign Relations.

EC-4388. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed export of defense articles, to include technical and defense services to the Netherlands related to Airframe Doors, Weapons Bay Doors, Engine Inlet Duct Skins and Engine Inlet Duct Assemblies of the F-35 Joint Strike Fighter aircraft in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-4389. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement to include the export of defense articles, including, technical data, and defense services to support the design, development, testing and qualification of weapon kits to be installed on UH-60M helicopters owned and operated by the Armed Forces of the United Arab Emirates in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-4390. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement to include the export of defense articles, including, technical data, and defense services to the Republic of Korea for the manufacture, assembly, inspection, and test of F404-GE-102 aircraft engines in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-4391. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a proposed revision of the U.S. Munitions List Category XIX in part 121 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-4392. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting,

pursuant to law, a report relative to a proposed revision of the U.S. Munitions List Category VII in part 121 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-4393. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement to include the export of defense articles, including, technical data, and defense services for the NATO Active Layered Theatre Ballistic Missile Defence Systems Engineering and Integration Contract in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-4394. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Patient Protection and Affordable Care Act; Establishment of Consumer Operated and Oriented Plan (CO OP) Program" (RIN0938-AQ98) received in the Office of the President of the Senate on December 16, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-4395. A communication from the Associate General Counsel for General Law, Office of General Counsel, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the position of Chief Financial Officer, Department of Homeland Security, received in the Office of the President of the Senate on December 16, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4396. A communication from the Acting Staff Director, U.S. Commission on Civil Rights, transmitting, pursuant to law, the Commission's Performance and Accountability Report for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-4397. A communication from the President and CEO, Inter-American Foundation, transmitting, pursuant to law, the audit report for fiscal years 2010 and 2011 financial statements; to the Committee on Homeland Security and Governmental Affairs.

EC-4398. A communication from the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Agency, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Schedules of Controlled Substances: Placement of Ezogabine into Schedule V" (Docket No. DEA-354) received in the Office of the President of the Senate on December 16, 2011; to the Committee on the Judiciary.

EC-4399. A communication from the Deputy Assistant Administrator, Office of

Diversion Control, Drug Enforcement Agency, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Schedules of Controlled Substances: Temporary Placement of Carisoprodol" (Docket No. DEA-333) received in the Office of the President of the Senate on December 16, 2011; to the Committee on the Judiciary.

EC-4400. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the first quarter of fiscal year 2011 quarterly report of the Department of Justice's Office of Privacy and Civil Liberties; to the Committee on the Judiciary.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. CASEY, from the Joint Economic Committee:

Special Report entitled "The 2011 Joint Economic Report" (Rept. No. 112-101).

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, with an amendment:

S. 1134. A bill to authorize the St. Croix River Crossing Project with appropriate mitigation measures to promote river values.

By Mr. HARKIN, from the Committee on Health, Education, Labor, and Pensions, with an amendment in the nature of a substitute:

S. 1855. A bill to amend the Public Health Service Act to reauthorize various programs under the Pandemic and All-Hazards Preparedness Act.

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. DEMINT:

S. 2008. A bill to repeal certain provisions of the Communications Act of 1934, title 17 of the United States Code, and the regulations of the Federal Communications Commission that intervened in the television marketplace, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. BINGAMAN (for himself and Ms. MURKOWSKI):

S. 2009. A bill to improve the administration of programs in the insular areas, and for other purposes; considered and passed.

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

S. 2010. A bill to amend title II of the Social Security Act to repeal the Government pension offset and windfall elimination provisions; to the Committee on Finance.

By Mrs. GILLIBRAND (for herself, Mr. SCHUMER, Mr. FRANKEN, Mr.

MENENDEZ, Mrs. BOXER, and Mr. BROWN of Ohio):

S. 2011. A bill to amend title 49, United States Code, to provide certain port authorities, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. GILLIBRAND:

S. 2012. A bill to require that labels on children's sleepwear that indicate the sleepwear is flame resistant to include the chemical name of the flame retardant used, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. KERRY:

S. 2013. A bill to amend title 32, United States Code, the body of laws of the United States dealing with the National Guard, to recognize the City of Salem, Massachusetts, as the Birthplace of the National Guard of the United States; to the Committee on Armed Services.

By Mr. AKAKA:

S. 2014. A bill to reform the United States Postal Service, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. ENZI (for himself and Mr. BARRASSO):

S. 2015. A bill to require the Secretary of the Interior to convey certain Federal land to the Powell Recreation District in the State of Wyoming; to the Committee on Energy and Natural Resources.

By Mr. WYDEN:

S. 2016. A bill to amend the Food and Nutrition Act of 2008, the Richard B. Russell National School Lunch Act, and the Child Nutrition Act of 1966 to increase access to healthy food for families, to amend the Consolidated Farm and Rural Development Act and the Farm Security and Rural Investment Act of 2002 to increase access to credit for small and new farmers, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. CARDIN (for himself, Mr. DURBIN, and Mr. WHITEHOUSE):

S. 2017. A bill to secure the Federal voting rights of persons when released from incarceration; to the Committee on the Judiciary.

By Mrs. GILLIBRAND (for herself, Mr. SCHUMER, Mr. LIEBERMAN, and Mr. BLUMENTHAL):

S. 2018. A bill to amend and reauthorize certain provisions relating to Long Island Sound restoration and stewardship; to the Committee on Environment and Public Works.

By Mrs. FEINSTEIN (for herself and Mrs. BOXER):

S. 2019. A bill to require the Administrator of the Federal Aviation Administration to prescribe regulations to reduce helicopter noise pollution in certain residential areas,

and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. HARKIN:

S. 2020. A bill to protect all school children against harmful and life-threatening seclusion and restraint practices; to the Committee on Health, Education, Labor, and Pensions.

By Mr. TOOMEY:

S. 2021. A bill to nullify certain regulations regarding the mandatory replacement of certain traffic signs, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. CASEY (for himself, Mr. ENZI, Mr. SCHUMER, and Mr. WICKER):

S. 2022. A bill to establish a demonstration program to test the viability of community integrated small-house nursing care homes; to the Committee on Finance.

By Mr. SCHUMER:

S. 2023. A bill to establish a safety performance rating system for motorcoach services and operations; to the Committee on Commerce, Science, and Transportation.

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 2024. A bill to make technical amendment to the T'uf Shur Bien Preservation Trust Area Act, and for other purposes; to the Committee on Indian Affairs.

By Mr. MORAN:

S. 2025. A bill to postpone the remapping of areas protected by certain levees for purposes of the National Flood Insurance Act of 1968, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. CASEY:

S. 2026. A bill to ensure that representative payees under the Social Security program are subject to criminal background checks; to the Committee on Finance.

ADDITIONAL COSPONSORS

S. 228

At the request of Mr. BARRASSO, the name of the Senator from Florida [Mr. RUBIO] was added as a cosponsor of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and common law on enactment of a Federal policy to mitigate climate change.

S. 431

At the request of Mr. PRYOR, the names of the Senator from Alaska [Mr. BEGICH], the Senator from Pennsylvania [Mr. CASEY], the Senator from Illinois [Mr. DURBIN], the Senator from Alaska [Ms. MURKOWSKI], the Senator from Idaho [Mr. RISCH], the Senator from New York [Mr. SCHUMER], the Senator from Oregon [Mr. WYDEN], the Senator from Wyoming [Mr. BARRASSO], the Senator from Louisiana [Ms. LANDRIEU], the Senator from Connecticut [Mr. LIEBERMAN], the Senator from Ohio [Mr. PORTMAN], the Senator from

New Hampshire [Mrs. SHAHEEN], the Senator from Florida [Mr. NELSON], the Senator from Idaho [Mr. CRAPO], the Senator from Kansas [Mr. ROBERTS] and the Senator from Rhode Island [Mr. REED] were added as cosponsors of S. 431, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service.

S. 672

At the request of Mr. ROCKEFELLER, the name of the Senator from Delaware [Mr. COONS] was added as a cosponsor of S. 672, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 707

At the request of Mr. DURBIN, the names of the Senator from Delaware [Mr. COONS], the Senator from New York [Mr. SCHUMER], the Senator from Florida [Mr. NELSON] and the Senator from Wisconsin [Mr. KOHL] were added as cosponsors of S. 707, a bill to amend the Animal Welfare Act to provide further protection for puppies.

S. 1096

At the request of Ms. STABENOW, the names of the Senator from Michigan [Mr. LEVIN] and the Senator from New York [Mr. SCHUMER] were added as cosponsors of S. 1096, a bill to amend title XVIII of the Social Security Act to improve access to, and utilization of, bone mass measurement benefits under the Medicare part B program by extending the minimum payment amount for bone mass measurement under such program through 2013.

S. 1265

At the request of Mr. BINGAMAN, the name of the Senator from Minnesota [Ms. KLOBUCHAR] was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1318

At the request of Ms. KLOBUCHAR, the name of the Senator from Connecticut [Mr. BLUMENTHAL] was added as a cosponsor of S. 1318, a bill to enhance pre- and post-adoptive support services.

S. 1403

At the request of Mr. HARKIN, the name of the Senator from West Virginia [Mr. ROCKEFELLER] was added as a cosponsor of S. 1403, a bill to amend part B of the Individuals with Disabilities Education Act to provide full Federal funding of such part.

S. 1597

At the request of Mr. BROWN of Ohio, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 1597, a bill to provide assistance for the

modernization, renovation, and repair of elementary school and secondary school buildings in public school districts and community colleges across the United States in order to support the achievement of improved educational outcomes in those schools, and for other purposes.

S. 1616

At the request of Mr. MENENDEZ, the name of the Senator from Montana [Mr. TESTER] was added as a cosponsor of S. 1616, a bill to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investments in United States real property interests, and for other purposes.

S. 1833

At the request of Mr. MANCHIN, the names of the Senator from South Dakota [Mr. THUNE] and the Senator from Kansas [Mr. MORAN] were added as cosponsors of S. 1833, a bill to provide additional time for compliance with, and coordinating of, the compliance schedules for certain rules of the Environmental Protection Agency.

S. 1903

At the request of Mrs. GILLIBRAND, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of S. 1903, a bill to prohibit commodities and securities trading based on nonpublic information relating to Congress, to require additional reporting by Members and employees of Congress of securities transactions, and for other purposes.

S. 1925

At the request of Mr. LEAHY, the name of the Senator from Rhode Island [Mr. REED] was added as a cosponsor of S. 1925, a bill to reauthorize the Violence Against Women Act of 1994.

S. 1930

At the request of Mr. TOOMEY, the name of the Senator from Colorado [Mr. UDALL] was added as a cosponsor of S. 1930, a bill to prohibit earmarks.

S. 1941

At the request of Mrs. HUTCHISON, the name of the Senator from Alabama [Mr. SESSIONS] was added as a cosponsor of S. 1941, a bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes.

S. 1956

At the request of Mr. THUNE, the name of the Senator from Wyoming [Mr. ENZI] was added as a cosponsor of S. 1956, a bill to prohibit operators of civil aircraft of the United States from participating in the European Union's emissions trading scheme, and for other purposes.

S. 1961

At the request of Mr. REED, the name of the Senator from Vermont [Mr. LEAHY] was added as a cosponsor of S. 1961, a bill to provide level funding for the Low-Income Home Energy Assistance Program.

S. 1988

At the request of Mr. BLUNT, the name of the Senator from Idaho [Mr. RISCH] was added as a cosponsor of S. 1988, a bill to amend the Federal Power Act to require the Federal Energy Regulatory Commission to consider private landownership and private use of land in issuing hydropower licenses, and for other purposes.

S. 1994

At the request of Mr. SCHUMER, the name of the Senator from Rhode Island [Mr. WHITEHOUSE] was added as a cosponsor of S. 1994, a bill to prohibit deceptive practices in Federal elections.

S. 2003

At the request of Mrs. FEINSTEIN, the names of the Senator from Minnesota [Ms. KLOBUCHAR] and the Senator from Connecticut [Mr. BLUMENTHAL] were added as cosponsors of S. 2003, a bill to clarify that an authorization to use military force, a declaration of war, or any similar authority shall not authorize the detention without charge or trial of a citizen or lawful permanent resident of the United States and for other purposes.

S. 2004

At the request of Mr. UDALL of New Mexico, the name of the Senator from Alaska [Mr. BEGICH] was added as a cosponsor of S. 2004, a bill to grant the Congressional Gold Medal to the troops who defended Bataan during World War II.

SENATE RESOLUTION 310

At the request of Ms. MIKULSKI, the name of the Senator from Georgia [Mr. CHAMBLISS] was added as a cosponsor of Senate Resolution 310, a resolution designating 2012 as the "Year of the Girl" and congratulating Girl Scouts of the USA on its 100th anniversary.

AUTHORITY FOR COMMITTEE TO MEET

By unanimous consent, on the request of Mr. CASEY,

Ordered, That the following committee be authorized to meet during the session of the Senate:

COMMITTEE ON FINANCE

The Committee on Finance be authorized to meet on December 16, 2011.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 3:06 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 94. Concurrent resolution directing the Clerk of the House of

Representatives to make corrections in the enrollment of H.R. 3672.

The message also announced that the House agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes.

At 4:47 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, with amendment, in which it requests the concurrence of the Senate:

S. 278. An act to provide for the exchange of certain land located in the Arapaho-Roosevelt National Forests in the State of Colorado, and for other purposes.

The message also announced that the House agrees to the amendments of the Senate to the bill (H.R. 2867) to reauthorize the International Religious Freedom Act of 1998, and for other purposes.

At 5:33 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following joint resolution, in which it requests the concurrence of the Senate:

H.J. Res. 94. Joint resolution making further continuing appropriations for fiscal year 2012, and for other purposes.

INSULAR AREAS ACT

On the request of Mr. CASEY,

The PRESIDING OFFICER (Mr. BLUMENTHAL in the chair) laid before the Senate the bill (S. 2009) to improve the administration of programs in the insular areas, and for other purposes, introduced on today by Mr. BINGAMAN (for himself and Ms. MURKOWSKI), and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECESS

By unanimous consent, on the request of Mr. BILL NELSON,

Ordered, That the Senate recess subject to the call of the chair.

Pursuant to the foregoing order,

At 6:18 p.m.,

The PRESIDING OFFICER (Mr. SHERROD BROWN in the chair) declared the Senate recessed subject to the call of the chair.

AT 8:14 P.M.

The PRESIDING OFFICER (Mr. CASEY in the chair) called the Senate to order.

MAKING FURTHER CONTINUING APPROPRIATIONS FOR FISCAL YEAR 2012

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the joint resolution (H.J. Res. 94) making further continuing appropriations for fiscal year 2012, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the joint resolution.

The question being on the passage of the joint resolution; and

No amendment being proposed,

The joint resolution was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

ORDER FOR CONSIDERATION OF HOUSE BILL H.R. 3630

By unanimous consent, on the request of Mr. REID,

Ordered, That the motion to bring to a close debate on the motion to proceed to consider the bill (H.R. 3630) to provide incentives for the creation of jobs, and for other purposes, be withdrawn; that, at 9 a.m. on tomorrow, the Senate proceed to consider the bill; that the majority leader be recognized to propose an amendment (in the nature of a substitute) for himself and Mr. MCCONNELL, relative to two-month extension of the payroll tax reduction, document fix, and unemployment insurance; that the Senate then vote in relation to the amendment (in the nature of a substitute); that no amendment be in order to the amendment (in the nature of a substitute) or to the bill prior to the vote; that the amendment (in the nature of a substitute) receive a minimum of 60 yeas votes to be agreed to; that, if the amendment is so agreed to, the bill, as thus amended, be read the third time, and passed; and that, if the amendment (in the nature of a substitute) is not agreed to, the majority leader be recognized.

ORDER FOR CONSIDERATION OF HOUSE BILL H.R. 3672 AND CONFERENCE REPORT ON BILL H.R. 2055

By unanimous consent, on the request of Mr. REID,

Ordered, That, upon disposition of bill H.R. 3630, the Senate proceed to consider the conference report on the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2012, and for other purposes; that there be 15 minutes, equally divided and controlled, for debate between Mr. INOUE, Mr. COCHRAN, and Mr. MCCAIN; that, upon conclusion of debate, the conference report be laid aside; that, notwithstanding the papers not yet having been received from the House of Representatives for concurrence, it be in order for the Senate to then proceed to consider the bill (H.R. 3672) making appropriations for disaster relief requirements for the fiscal year ending September 30, 2012, and for other purposes; that no amendment be in order to the bill prior to a vote; that budget points of order, and motions to waive in relation thereto, be in order; that no other motion or point of order be in order; that there be 2 minutes, equally divided and controlled, for debate thereon; that, upon conclusion of debate, and notwithstanding the bill not yet having been received from the House of Representatives, the Senate vote on passage of the bill; and that the bill receive a minimum of 60 yeas votes to pass.

ORDER FOR CONSIDERATION OF CONCURRENT RESOLUTION H. CON. RES. 94

By unanimous consent, on the request of Mr. REID,

Ordered, That, upon disposition of bill H.R. 3672, the Senate proceed to consider the concurrent resolution (H. Con. Res. 94) directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 3672; that no amendment be in order to the concurrent resolution prior to a vote; that budget points of order, and motions to waive in relation thereto, be in order; that no other motion or point of order be in order; that there be 2 minutes, equally divided and controlled, for debate thereon; that, upon conclusion of debate, the Senate vote on the question of agreeing to the concurrent resolution; and that the concurrent resolution receive a minimum of 60 yeas votes to be agreed to.

ORDER FOR CONSIDERATION OF CONFERENCE REPORT ON BILL H.R. 2055

By unanimous consent, on the request of Mr. REID,

Ordered, That, upon disposition of concurrent resolution H. Con. Res. 94, the Senate resume consideration of the conference report on bill H.R. 2055; that budget points of order, and motions to waive in relation thereto, be in order; that no other motion or point of order be in order; that there be 2 minutes, equally divided and controlled, for debate thereon; that, upon conclusion of debate, the Senate vote on the question of agreeing to the conference report; and that the conference report receive a minimum of 60 yeas votes to be agreed to.

ORDER FOR NOTIFICATION OF THE HOUSE

By unanimous consent, on the request of Mr. REID,

Ordered, That, following each of the votes, the House be immediately notified of the Senate's action.

AUTHORIZING THE SIGNING OF ENROLLED BILLS AND JOINT RESOLUTIONS

By unanimous consent, on the request of Mr. REID,

Ordered, That the majority leader be authorized to sign duly enrolled bills and joint resolutions from today until Monday, January 23, 2012.

ORDERS FOR ADJOURNMENT UNTIL 9 A.M. ON TOMORROW, AND FOR PROGRAM

By unanimous consent, on the request of Mr. REID,

Ordered, That, when the Senate concludes its business on today, it adjourn until 9 a.m. on tomorrow; that, on tomorrow, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; and that the Senate then proceed to consider bill H.R. 3630, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

At 8:38 p.m.,

The Senate adjourned, under its order of today, until 9 a.m. on tomorrow.

SATURDAY, DECEMBER 17, 2011

Mr. RICHARD BLUMENTHAL, from the State of Connecticut, called the Senate to order at 9 a.m., the Chaplain offered a prayer, and Mr. BLUMENTHAL led the Senate in reciting the Pledge of Allegiance to the Flag of the United States of America.

**APPOINTMENT OF ACTING
PRESIDENT PRO TEMPORE**

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 17, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable RICHARD BLUMENTHAL, a Senator from the State of Connecticut, to perform the duties of the Chair

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. BLUMENTHAL took the chair.

THE JOURNAL

Pursuant to the order of yesterday,
The Journal of the proceedings of the Senate was deemed approved to date.

**CERTAIN PROCEDURES DISPENSED
WITH**

Pursuant to the order of yesterday,
The morning hour being deemed expired, and the times for the recognition of the two leaders being reserved.

**OBJECTION RELATIVE TO
CONSIDERATION OF BILL H.R. 3630**

Mr. REID asked unanimous consent that, if the amendment (in the nature of a substitute) to be proposed by Mr. REID (for himself and Mr. MCCONNELL) to bill H.R. 3630, as pursuant to the order of yesterday, is not agreed to, votes relative to agreeing to the conference report on bill H.R. 2055 and passage of bill H.R. 3672 be vitiated; and that the majority leader then be recognized.

Mr. CORKER objected.

**MIDDLE CLASS TAX RELIEF AND
JOB CREATION ACT**

Pursuant to the order of yesterday,
The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 3630) to

provide incentives for the creation of jobs, and for other purposes; and

The Senate proceeded to consider the bill.

The question being on passage of the bill.

Pursuant to the order of yesterday,

On motion by Mr. REID (for himself and Mr. MCCONNELL) to strike all after the enacting clause and insert in lieu thereof other words (being amendment No. 1465, in the nature of a substitute).

On motion by Mr. COATS,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the amendment (in the nature of a substitute).

The question being taken.

It was determined in the affirmative---
yeas... 89, nays... 10

[Rollcall Vote No. 232 Leg.]

YEAS --- 89

Akaka, Alexander, Ayotte, Barrasso, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Burr, Cantwell, Cardin, Carper, Casey, Chambliss, Coats, Coburn, Cochran, Collins, Conrad, Coons, Cornyn, Crapo, Durbin, Enzi, Feinstein, Franken, Gillibrand, Graham, Grassley, Hagan, Harkin, Hatch, Heller, Hoeven, Hutchison, Inhofe, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Kyl, Landrieu, Lautenberg, Lee, Levin, Lieberman, Lugar, McCain, McCaskill, McConnell, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Portman, Pryor, Reed, Reid, Risch, Roberts, Rockefeller, Rubio, Schumer, Shaheen, Snowe, Stabenow, Tester, Thune, Toomey, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 10

Corker, DeMint, Johnson (WI), Kirk, Leahy, Manchin, Moran, Sanders, Sessions, Shelby.

So the amendment (in the nature of a substitute) was agreed to.

The question being on passage of the bill, as amended.

Pursuant to the order of yesterday,

The bill, as amended, was read the third time, and passed.

The title was amended, on motion by Mr. REID (for himself and Mr. MCCONNELL), so as to read: "A bill to extend the payroll tax holiday, unemployment compensation, Medicare physician payment, provide for the consideration of the Keystone XL pipeline, and for other purposes."

**CONFERENCE REPORT ON BILL
H.R. 2055**

Pursuant to the order of yesterday,

The ACTING PRESIDENT pro tempore laid before the Senate the report of committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2055) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the

fiscal year ending September 30, 2012, and for other purposes; and

The Senate proceeded to consider the conference report.

The question being on agreeing to the conference report.

Pending debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That each of the next three votes be 10 minutes in duration.

The question being on agreeing to the conference report.

Pursuant to the order of yesterday,

The conference report was laid aside.

**CONSIDERATION OF BILL H.R. 3672
AND CONCURRENT RESOLUTION
H. CON. RES. 94 EN BLOC**

Pursuant to the order of yesterday, and notwithstanding the bill not yet having been received from the House of Representatives for concurrence,

The ACTING PRESIDENT pro tempore laid before the Senate the bill (H.R. 3672) making appropriations for disaster relief requirements for the fiscal year ending September 30, 2012, and for other purposes, and the concurrent resolution (H. Con. Res. 94) directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 3672, en bloc; and

The Senate proceeded to consider the bill and concurrent resolution, en bloc.

The question being on passage of the bill.

Time for debate being considered concluded,

Pursuant to the order of yesterday,

The bill was read the third time.

The question being on passage of the bill.

On motion by Mr. REID,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the passage of the bill.

On the question, Shall it pass?

It was determined in the affirmative---
yeas... 72, nays... 27

[Rollcall Vote No. 233 Leg.]

YEAS --- 72

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Heller, Hoeven, Hutchison, Inouye, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Moran, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Rubio, Sanders, Schumer, Sessions, Shaheen, Shelby, Snowe, Stabenow, Tester, Udall (CO), Udall (NM), Vitter, Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 27

Ayotte, Barrasso, Burr, Chambliss, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Hatch, Inhofe, Isakson, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Portman, Risch, Thune, Toomey.

So it was

Resolved, That the bill do pass.

Pursuant to the order of yesterday,

The Senate resumed consideration of concurrent resolution H. Con. Res. 94.

The question being on agreeing to the concurrent resolution.

After debate,

By unanimous consent, on the request of Mr. REID,

Ordered, That there be 4 minutes, equally divided and controlled for debate on the concurrent resolution; and that Ms. LANDRIEU control 2 minutes therein.

The question being on agreeing to the concurrent resolution.

On motion by Mr. BARRASSO,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the concurrent resolution.

On the question, Shall the Senate agree thereto?

It was determined in the negative---
yeas... 43, nays... 56

[Rollcall Vote No. 234 Leg.]

YEAS --- 43

Ayotte, Barrasso, Blunt, Boozman, Burr, Chambliss, Coats, Coburn, Cochran, Corker, Cornyn, Crapo, DeMint, Enzi, Graham, Grassley, Heller, Hoeven, Hutchison, Inhofe, Isakson, Johanns, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McConnell, Moran, Murkowski, Nelson (NE), Portman, Risch, Roberts, Rubio, Sessions, Shelby, Snowe, Thune, Toomey, Vitter, Wicker.

NAYS --- 56

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Hagan, Harkin, Hatch, Inouye, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, McCaskill, Menendez, Merkley, Mikulski, Murray, Nelson (FL), Pryor, Reed, Reid, Rockefeller, Sanders, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wyden.

The concurrent resolution was not agreed to.

HONORING THE SERVICE AND SACRIFICE OF MEMBERS OF THE UNITED STATES ARMED FORCES AND THEIR FAMILIES

On the request of Mr. WHITEHOUSE,

The PRESIDING OFFICER (Mr. COONS in the chair) laid before the Senate the resolution (S. Res. 349) commemorating and honoring

the service and sacrifice of members of the United States Armed Forces and their families as the official combat mission in Iraq draws to a close, submitted today by Mr. WHITEHOUSE (for himself, Mr. REED, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. SCOTT BROWN, Mr. SHERROD BROWN, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNIS, Mr. RON JOHNSON, Mr. TIM JOHNSON, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MCCONNELL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. BEN NELSON, Mr. BILL NELSON, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REID, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. MARK UDALL, Mr. TOM UDALL, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WICKER, and Mr. WYDEN), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

CONFERENCE REPORT ON BILL

H.R. 2055

Pursuant to the order of yesterday, as modified,

The Senate resumed consideration of the conference report on bill H.R. 2055.

The question being on agreeing to the conference report.

After debate,

On motion by Mr. BARRASSO,

The yeas and nays, being desired by one-fifth of the Senators present, were ordered on the question of agreeing to the conference report.

The question being taken.

It was determined in the affirmative---
yeas... 67, nays... 32

[Rollcall Vote No. 235 Leg.]

YEAS --- 67

Akaka, Alexander, Baucus, Begich, Bennet, Bingaman, Blumenthal, Blunt, Boozman, Boxer, Brown (MA), Brown (OH), Cantwell, Cardin, Carper, Casey, Chambliss, Cochran, Collins, Conrad, Coons, Durbin, Feinstein, Franken, Gillibrand, Graham, Hagan, Harkin, Heller, Hoeven, Hutchison, Inouye, Isakson, Johanns, Johnson (SD), Kerry, Klobuchar, Kohl, Landrieu, Lautenberg, Leahy, Levin, Lieberman, Manchin, Menendez, Merkley, Mikulski, Murkowski, Murray, Nelson (NE), Nelson (FL), Pryor, Reed, Reid, Roberts, Rockefeller, Schumer, Shaheen, Stabenow, Tester, Udall (CO), Udall (NM), Warner, Webb, Whitehouse, Wicker, Wyden.

NAYS --- 32

Ayotte, Barrasso, Burr, Coats, Coburn, Corker, Cornyn, Crapo, DeMint, Enzi, Grassley, Hatch, Inhofe, Johnson (WI), Kirk, Kyl, Lee, Lugar, McCain, McCaskill, McConnell, Moran, Portman, Risch, Rubio, Sanders, Sessions, Shelby, Snowe, Thune, Toomey, Vitter.

So the conference report was agreed to.

TRANSACTION OF MORNING BUSINESS

By unanimous consent, on the request of Mr. REID,

Ordered, That, effective immediately, the Senate proceed to a period for the transaction of morning business, with Senators permitted to speak for 10 minutes each therein.

Pending debate,

MESSAGE FROM THE HOUSE RECEIVED DURING ADJOURNMENT

Under the authority of the order of the Senate of January 5, 2011, the Secretary of the Senate on December 16, 2011, during the adjournment of the Senate, received a message from the House of Representatives, announcing that the SPEAKER has signed the following enrolled joint resolution:

H.J. Res. 94. Joint resolution making further continuing appropriations for fiscal year 2012, and for other purposes.

ENROLLED JOINT RESOLUTION SIGNED

Under the authority of the order of January 5, 2011, the enrolled joint resolution was subsequently signed on December 16, 2011, during the adjournment of the Senate, by the ACTING PRESIDENT pro tempore (Mr. REID).

REPORT OF A COMMITTEE

The following report of a committee was submitted:

By Mr. INOUE, from the Committee on Appropriations:

Special Report entitled "Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 2012" (Rept. No. 112-102).

INTRODUCTION OF BILLS

The following bills were introduced, read the first and, by unanimous consent, second times, and referred, placed on the calendar, held at the desk, or acted upon, as indicated:

By Mr. BENNET (for himself and Mr. BOOZMAN):

S. 2027. A bill to improve microfinance and microenterprise, and for other purposes; to the Committee on Foreign Relations.

By Mr. BROWN of Ohio (for himself, Mr. CASEY, and Ms. STABENOW):

S. 2028. A bill to amend titles 23 and 49, United States Code, to ensure that transportation and infrastructure projects carried out using Federal financial assistance are constructed with steel, iron, and manufactured goods that are produced in the United States, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. WYDEN (for himself, Mr. MORAN, and Ms. CANTWELL):

S. 2029. A bill to amend the Tariff Act of 1930 to deter unfair imports that infringe United States intellectual property rights, and for other purposes; to the Committee on Finance.

By Mr. MENENDEZ:

S. 2030. A bill to provide protection for consumers who have prepaid cards, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BROWN of Ohio (for himself and Mr. PORTMAN):

S. 2031. A bill to make funds available for the American centrifuge project research, development, and demonstration program of the Department of Energy, with an offset; to the Committee on Energy and Natural Resources.

SUBMISSION OF SENATE RESOLUTIONS

The following Senate resolutions were submitted, read, and referred (or acted upon), as indicated:

By Mr. WHITEHOUSE (for himself, Mr. REED, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr.

HARKIN, Mr. HATCH, Mr. HELLER, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNES, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KERRY, Mr. KIRK, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. LUGAR, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MCCONNELL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REID, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WICKER, and Mr. WYDEN):

S. Res. 349. A resolution commemorating and honoring the service and sacrifice of members of the United States Armed Forces and their families as the official combat mission in Iraq draws to a close; considered and agreed to.

By Mr. LEE:

S. Res. 350. A resolution expressing the sense of the Senate regarding the recent presidential election in the Democratic Republic of the Congo; to the Committee on Foreign Relations.

By Ms. MURKOWSKI (for herself and Mr. BEGICH):

S. Res. 351. A resolution recognizing the accomplishments and commemorating the numerous achievements and contributions of the Alaska Native people over the past 40 years; considered and agreed to.

ADDITIONAL COSPONSORS

S. 1265

At the request of Mr. COONS, his name was added as a cosponsor of S. 1265, a bill to amend the Land and Water Conservation Fund Act of 1965 to provide consistent and reliable authority for, and for the funding of, the land and water conservation fund to maximize the effectiveness of the fund for future generations, and for other purposes.

S. 1866

At the request of Mr. RUBIO, the name of the Senator from Arkansas [Mr. BOOZMAN] was added as a cosponsor of S. 1866, a bill to provide incentives for economic growth, and for other purposes.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives on today, as indicated:

At 9:02 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following joint resolution, in which it requests the concurrence of the Senate:

H.J. Res. 95. Joint resolution making further continuing appropriations for fiscal year 2012, and for other purposes.

At 12:08 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 3672. An act making appropriations for disaster relief requirements for the fiscal year ending September 30, 2012, and for other purposes.

The message further announced that the House agrees to the amendment of the Senate to the bill (H.R. 1892) to authorize appropriations for fiscal year 2012 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

At 2:45 p.m., a message from the House of Representatives, delivered by one of its reading clerks, announced that the SPEAKER has signed the following enrolled joint resolution:

H.J. Res. 95. Joint resolution making further continuing appropriations for fiscal year 2012, and for other purposes.

ENROLLED JOINT RESOLUTION SIGNED

The enrolled joint resolution was subsequently signed by the ACTING PRESIDENT pro tempore (Mr. REID).

HOUSE BILLS REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 886. An act to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first Federal law enforcement agency, the United States Marshals Service; to the Committee on Banking, Housing, and Urban Affairs.

H.R. 2594. An act to prohibit operators of civil aircraft of the United States from participating in the European Union's emissions trading scheme, and for other purposes; to the Committee on Commerce, Science, and Transportation.

H.R. 3237. An act to amend the SOAR Act by clarifying the scope of coverage of the Act; to the Committee on Health, Education, Labor, and Pensions.

OBJECTION TO CONSIDERATION OF BILL S. 1874

Mr. MERKLEY asked unanimous consent that the Committee on Banking, Housing, and Urban Affairs be discharged from further consideration of the bill (S. 1874) to require the timely identification of qualified census tracts for purposes of the HUBZone program, and for other purposes; that the Senate proceed to consider the bill; that the bill read the third time, and passed; and that a motion to reconsider be made and laid on the table.

Mr. KYL objected.

OBJECTION TO CONSIDERATION OF EXECUTIVE BUSINESS

Mr. REID asked unanimous consent that the Senate proceed to executive session to consider the following nominations: Philip E. Coyle, III, of California, to be an Associate Director of the Office of Science and Technology Policy; Ben. S. Bernanke, of New Jersey, to be United States Alternate Governor of the International Monetary Fund; Scott C. Doney, of Massachusetts, to be Chief Scientist of the National Oceanic and Atmospheric Administration; William J. Boorman, of Maryland, to be Public Printer; Phyllis Nichamoff Segal, of Massachusetts, to be a Member of the Board of Directors of the Corporation for National and Community Service; Lisa M. Quiroz, of New York, to be a Member of the Board of Directors of the Corporation for National and Community Service; John D. Podesta, of the District of Columbia, to be a Member of the Board of Directors of the Corporation for National and Community Service; Matthew Francis McCabe, of Pennsylvania, to be a Member of the Board of Directors of the Corporation for National and Community Service; Marguerite W. Kondracke, of Tennessee, to be a Member of the Board of Directors of the Corporation for National and Community Service; Jane D. Hartley, of New York, to be a Member of the Board of Directors of the Corporation for National and Community Service; Rickard Christman, of Kentucky, to be a Member of the Board of Directors of the Corporation for National and Community Service; Anthony Frank D'Agostino, of Maryland, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2011; Anthony Frank D'Agostino, of Maryland, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2014; Gregory Karawan, of Virginia, to be a Director of the Securities Investor Protection Corporation; Martin J. Gruenberg, of Maryland, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation; Martin J. Gruenberg, of Maryland, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation; Thomas J. Curry, of Massachusetts, to be

Comptroller of the Currency; Kenneth J. Kopocis, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency; Richard Cordray, of Ohio, to be Director, Bureau of Consumer Financial Protection; Joyce A. Barr, of Washington, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Assistant Secretary of State (Administration); Michael A. Hammer, of the District of Columbia, a Career Member of the Senior Foreign Service, Class of Counselor, to be an Assistant Secretary of State (Public Affairs); Laura A. Cordero, of the District of Columbia, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation; Albert DiClemente, of Delaware, to be a Director of the Amtrak Board of Directors; David T. Danielson, of California, to be an Assistant Secretary of Energy (Energy Efficiency and Renewable Energy); LaDoris Guess Harris, of Georgia, to be Director of the Office of Minority Economic Impact, Department of Energy; Gregory Howard Woods, of New York, to be General Counsel of the Department of Energy; James R. Hannah, of Arkansas, to be a Member of the Board of Directors of the State Justice Institute; Daniel J. Becker, of Utah, to be a Member of the Board of Directors of the State Justice Institute; Mari Carmen Aponte, of the District of Columbia, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of El Salvador; Adam E. Namm, of New York, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Ecuador; Michael Anthony McFaul, of California, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Russian Federation; Roberta S. Jacobson, of Maryland, a Career Member of the Senior Executive Service, to be an Assistant Secretary of State (Western Hemisphere Affairs); Elizabeth M. Cousens, of Washington, to be Representative of the United States of America on the Economic and Social Council of the United Nations, with the rank of Ambassador; Elizabeth M. Cousens, of Washington, to be an Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations, during her tenure of service as Representative of the United States of America on the Economic and Social Council of the United Nations; Michael E. Horowitz, of Maryland, to be Inspector General, Department of Justice; Rebecca M. Blank, of Maryland, to be Deputy Secretary of Commerce; Ajit Varadaraj Pai, of Kansas, to be a Member of the Federal Communications Commission; Jessica Rosenworcel, of Connecticut, to be a Member of the Federal Communications

Commission; Jon D. Leibowitz, of Maryland, to be a Federal Trade Commissioner; Maureen K. Ohlhausen, of Virginia, to be a Federal Trade Commissioner; Kathryn Keneally, of New York, to be an Assistant Attorney General; Maurice A. Jones, of Virginia, to be Deputy Secretary of Housing and Urban Development; Carol J. Galante, of California, to be an Assistant Secretary of Housing and Urban Development; Thomas Hoenig, of Missouri, to be Vice Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation; Thomas Hoenig, of Missouri, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation; Deepa Gupta, of Illinois, to be a Member of the National Council on the Arts; Christopher Merrill, of Iowa, to be a Member of the National Council on the Humanities; Stephanie Orlando, of New York, to be a Member of the National Council on Disability for the remainder of the term expiring September 17, 2011; Stephanie Orlando, of New York, to be a Member of the National Council on Disability for a term expiring September 17, 2014; Gary Blumenthal, of Massachusetts, to be a Member of the National Council on Disability; Wendy M. Spencer, of Florida, to be Chief Executive Officer of the Corporation for National and Community Service; Arunava Majumdar, of California, to be Under Secretary of Energy; Brad Carson, of Oklahoma, to be General Counsel of the Department of the Army; Michael A. Sheehan, of New Jersey, to be an Assistant Secretary of Defense; The following named officer for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., section 12203: to be Brigadier General, Col. Merle D. Hart; the following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601: to be Lieutenant General, Lt. Gen. Frank Gorenc; the following named officer for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., section 12203: to be Brigadier General, Col. Brian E. Dominguez; the following Air National Guard of the United States officer for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., sections 12203 and 12212: to be Brigadier General, Col. John P. Currenti; The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624: thirty-six nominations, beginning with Colonel John D. Bansemer, and ending with Colonel Sarah E. Zabel; the following named officer for appointment in the United States Army to the grade indicated under title 10, U.S.C., section 624: to be Major General, Brig. Gen. Michael J. Lally, III; the following named officers for

appointment in the United States Army to the grade indicated under title 10, U.S.C., section 624: thirty-two nominations, beginning with Colonel John W. Baker, and ending with Colonel Eric P. Wendt; the following named officer for appointment in the United States Army to the grade indicated under title 10, U.S.C., section 624: to be Major General, Brig. Gen. Lynn A. Collyar; the following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601: to be Lieutenant General, Maj. Gen. Mary A. Legere; the following named officer for appointment to the grade indicated in the Army Nurse Corps under title 10, U.S.C., sections 3064 and 3069(b): to be Major General, Col. Jimmie O. Keenan; Mary John Miller, of Maryland, to be an Under Secretary of the Treasury; Henry J. Aaron, of the District of Columbia, to be a Member of the Social Security Advisory Board; Kathleen Kerrigan, of Massachusetts, to be a Judge of the United States Tax Court; and Alastair M. Fitzpayne, of Maryland, to be a Deputy Under Secretary of the Treasury.

Mr. REID further asked unanimous consent that the nominations be confirmed; that motions to reconsider be considered made and laid on the table; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

Mr. MCCONNELL objected.

NOMINATIONS IN STATUS QUO

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That, notwithstanding an adjournment of the Senate, and provisions of rule XXXI, paragraph 6 of the Standing Rules of the Senate, all nominations remain in status quo, except Caitlin Joan Halligan, of New York, to be United States Circuit Judge for the District of Columbia Circuit, Philip E. Coyle, III, of California, to be an Associate Director of the Office of Science and Technology Policy, William J. Boarman, of Maryland, to be Public Printer, Michael Charles Green, of New York, to be United States District Judge for the Western District of New York, Richard Cordray, of Ohio, to be Director, Bureau of Consumer Financial Protection, Victoria Frances Nourse, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit, Louis B. Butler, Jr., of Wisconsin, to be United States District Judge for the Western District of Wisconsin, V. Natasha Perdew Silas, of Georgia, to be United States District Judge for the Northern District of Georgia, Linda T. Walker, of Georgia, to be United States District Judge for the Northern District of Georgia, Arvo Mikkanen, of Oklahoma, to be United States

District Judge for the Northern District of Oklahoma, Steve Six, of Kansas, to be United States Circuit Judge for the Tenth Circuit, Rebecca R. Wodder, of Virginia, to be Assistant Secretary for Fish and Wildlife.

ORDER FOR EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

As in executive session,

Ordered, That on Monday, January 23, 2012, at 4 p.m., the Senate proceed to executive session to consider the nomination of John M. Gerrard, of Nebraska, to be United States District Judge for the District of Nebraska; that there be 90 minutes for debate thereon; that 60 minutes of the time therein be equally divided and controlled in the usual form for debate thereon; that Mr. SESSIONS control 30 minutes therein; that, upon conclusion of debate, the Senate vote on confirmation of the nomination; that a motion to reconsider be considered made and laid on the table; that no other motion be in order; that the President be immediately notified of the Senate's action; and that the Senate then resume its legislative session.

EXECUTIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to executive session; and after the consideration of executive business.

LEGISLATIVE SESSION

By unanimous consent, on the request of Mr. REID,

The Senate resumed its legislative session.

MAKING FURTHER CONTINUING APPROPRIATIONS FOR FISCAL YEAR 2012

On the request of Mr. REID,

The PRESIDING OFFICER (Mr. MARK UDALL in the chair) laid before the Senate the joint resolution (H.J. Res. 95) making further continuing appropriations for fiscal year 2012, and for other purposes, received from the House of Representatives for concurrence on today, and at the desk; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the joint resolution.

The question being on the passage of the joint resolution; and

No amendment being proposed,

The joint resolution was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE AMENDMENT TO BILL

S. 278

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the amendment (in the nature of a substitute) received from the House of Representatives for concurrence to the bill (S. 278) to provide for the exchange of certain land located in the Arapaho-Roosevelt National Forests in the State of Colorado, and for other purposes.

On motion by Mr. REID,

Resolved, That the Senate concur in the amendment of the House of Representatives to the bill.

SUGAR LOAF FIRE PROTECTION DISTRICT LAND EXCHANGE ACT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Banking, Housing, and Urban Affairs be discharged from the further consideration of the bill (S. 1874) to require the timely identification of qualified census tracts for purposes of the HUBZone program, and for other purposes.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HAQQANI NETWORK TERRORIST DESIGNATION ACT

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Foreign Relations be discharged from the further consideration of the bill (S. 1959) to require a report on the designation of the Haqqani Network as a foreign terrorist organization and for other purposes.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill.

On motion by Mr. REID (for Mr. BURR) to amend the pending bill, at the end thereof, by adding certain words (being amendment No. 1467).

The amendment was agreed to.

The bill, as amended, was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "JAMES M. FITZGERALD UNITED STATES COURTHOUSE"

By unanimous consent, on the request of Mr. REID,

Ordered, That the Committee on Environment and Public Works be discharged from the further consideration of the bill (S. 1710) to designate the United States courthouse located at 222 West 7th Avenue, Anchorage, Alaska, as the James M. Fitzgerald United States Courthouse.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "M.D. ANDERSON PLAZA"

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 1264) to designate the property between the United States Federal Courthouse and the Ed Jones Building located at 109 South Highland Avenue in Jackson, Tennessee, as the "M.D. Anderson Plaza" and to authorize the placement of a historical/identification marker on the grounds recognizing the achievements and philanthropy of M.D. Anderson, received from the House of Representatives for concurrence on December 15, 2011, and remaining undisposed of; which was read the first and second times, by unanimous consent.

The Senate proceeded, by unanimous consent, to consider the bill.

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "SERGEANT MATTHEW J. FENTON POST OFFICE"

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (H.R. 789) to designate the facility of the United States Postal Service located at 20 Main Street in Little Ferry, New Jersey, as the "Sergeant Matthew J. Fenton Post Office."

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

DESIGNATING THE "SERGEANT ANGEL MENDEZ POST OFFICE"

By unanimous consent, on the request of Mr. REID,

The Senate proceeded to consider the bill (H.R. 2422) to designate the facility of the United States Postal Service located at 45 Bay Street, Suite 2, in Staten Island, New York, as the "Sergeant Angel Mendez Post Office."

The question being on the passage of the bill; and

No amendment being proposed,

The bill was read the third time, by unanimous consent.

Resolved, That it pass.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

RECOGNIZING THE ACCOMPLISHMENTS AND CONTRIBUTIONS OF THE ALASKA NATIVE PEOPLE

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the resolution (S. Res. 351) recognizing the accomplishments and commemorating the numerous achievements and contributions of the Alaska Native people over the past 40 years, submitted today by Ms. MURKOWSKI (for herself and Mr. BEGICH), and at the desk.

The Senate proceeded, by unanimous consent, to consider the resolution.

The question being on agreeing to the resolution.

Resolved, That the Senate agree thereto, and to the accompanying preamble.

A motion to reconsider was deemed made and laid on the table, by unanimous consent.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 440) to provide for the establishment of the Special Envoy to Promote Religious Freedom of Religious Minorities in the Near East and South Central Asia, received from the House of Representatives for concurrence on July 29, 2011, and remaining undisposed of; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

HOUSE BILL READ THE FIRST TIME

On the request of Mr. REID,

The PRESIDING OFFICER laid before the Senate the bill (H.R. 3012) to amend the Immigration and Nationality Act to eliminate the per-country numerical limitation for employment-based immigrants, to increase the per-country numerical limitation for family-sponsored immigrants, and for other purposes, received from the House of Representatives for concurrence on November 30, 2011, and remaining undisposed of; which was read the first time.

Mr. REID asked unanimous consent that the bill be read the second time.

Mr. REID objected.

Whereupon,

The PRESIDING OFFICER stated that, pursuant to the provisions of rule XIV of the Standing Rules of the Senate, the bill would lie over awaiting its second reading on the next legislative day.

APPOINTMENT BY THE PRESIDENT PRO TEMPORE

UNITED STATES – CHINA ECONOMIC SECURITY REVIEW COMMISSION

The PRESIDING OFFICER announced that the PRESIDENT pro tempore, pursuant to Public Law 106-398, as amended by Public Law 108-7, in accordance with the qualifications specified under section 1238(b)(3)(E) of Public Law 106-398, and upon the recommendation of the minority leader, in consultation with the ranking members of the Committee on Armed Services and the Committee on Finance, had appointed the following individual to the United States – China Economic Security Review Commission: Mr. David Blumenthal, of Maryland.

AUTHORITY FOR COMMITTEES TO REPORT

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding an adjournment, committees be authorized to "file" legislative and executive reports on Friday, January 13, 2012, from 10 a.m. until 12 noon.

AUTHORIZING APPOINTMENTS DURING RECESS OR ADJOURNMENT

By unanimous consent, on the request of Mr. REID,

Ordered, That, notwithstanding the adjournment of the Senate, the PRESIDENT of the Senate, the PRESIDENT pro tempore, and the majority and minority leaders be authorized to make appointment to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, concurrent action of the two Houses, or by order of the Senate.

MOTION TO PROCEED TO CONSIDER BILL S. 968

On motion by Mr. REID that the Senate proceed to consider the bill (S. 968) to prevent online threats to economic creativity and theft of intellectual property, and for other purposes.

The question being on agreeing to the motion.

Mr. REID presented a motion to bring to a close debate on the pending motion to proceed; which was stated, as follows:

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to bill S. 968:

HARRY REID, PATRICK J. LEAHY, DIANNE FEINSTEIN, BILL NELSON, MAX BAUCUS, T.R. HARKIN, KAY R. HAGAN, AL FRANKEN, JEFF BINGAMAN, TOM UDALL, BEN CARDIN, BARBARA BOXER, HERB KOHL, AMY KLOBUCHAR, MARY LANDRIEU, TIM JOHNSON, CHRIS COONS.

By unanimous consent, on the request of Mr. REID,

Ordered, That at 2:15 p.m., on Tuesday, January 24, 2012, the Senate vote on the question of agreeing to the motion to bring to a close debate on the motion to proceed to consider bill S. 968.

By unanimous consent, on the request of Mr. REID,

Ordered, That the quorum under the rule be waived.

The question being on agreeing to the motion to proceed.

ORDERS FOR ADJOURNMENT UNTIL 11 A.M. ON TUESDAY, DECEMBER 20, 2011, FOR PRO FORMA SESSIONS, FOR ADJOURNMENT UNTIL 2 P.M. ON MONDAY, JANUARY 23, 2012, AND FOR PROGRAM

By unanimous consent, on the request of Mr. WYDEN,

Ordered, That, when the Senate concludes its business on today, it adjourn until 11 a.m. on Tuesday, December 20, 2011, for a pro forma session; that the Senate then adjourn until 9:30 a.m. on Friday, December 23, 2011, for a pro forma session; that the Senate then adjourn until 12 noon on Tuesday,

December 27, 2011, for a pro forma session; that the Senate then adjourn until 11 a.m. on Friday, December 30, 2011, for a pro forma session; that the second session of the 112th Congress convene at 12 noon on Tuesday, January 3, 2012, for a pro forma session; that the Senate then adjourn until 11 a.m. on Friday, January 6, 2012, for a pro forma session; that the Senate then adjourn until 11 a.m. on Tuesday, January 10, 2012, for a pro forma session; that the Senate then adjourn until 12 noon on Friday, January 13, 2012, for a pro forma session; that the Senate then adjourn until 10:15 a.m. on Tuesday, January 17, 2012, for a pro forma session; that the Senate then adjourn until 2 p.m. on Friday, January 20, 2012, for a pro forma session; that no business be transacted on the aforementioned days; that the Senate then adjourn until 2 p.m. on Monday, January 23, 2012; that, on Monday, January 23, 2012, immediately following the prayer and reciting of the Pledge of Allegiance to the Flag of the United States of America, the Journal of the proceedings of the Senate be approved to date, the morning hour be deemed expired, and the times for the two leaders be reserved; that the Senate then proceed to a period of one hour for the transaction of morning business until 4 p.m., with Senators permitted to speak for 10 minutes each therein; and that, following morning business, the Senate proceed to executive session, as pursuant to the order of today.

ADJOURNMENT

By unanimous consent, on the request of Mr. WYDEN,

At 3:33 p.m.,

The Senate adjourned, under its order of today, until 11 a.m. on Tuesday, December 20, 2011.

TUESDAY, DECEMBER 20, 2011

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 11:00:03 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Assistant Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 20, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WARNER took the chair.

ADJOURNMENT

Under the authority of the order of Saturday, December 17, 2011,

At 11:00:38 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of Saturday, December 17, 2011, until 9:30 a.m. on Friday, December 23, 2011.

FRIDAY, DECEMBER 23, 2011

Mr. MARK R. WARNER, from the Commonwealth of Virginia, called the Senate to order at 9:30:21 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 23, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable MARK R. WARNER, a Senator from the Commonwealth of Virginia, to perform the duties of the Chair.

DANIEL K. INOUE,
PRESIDENT pro tempore.

Mr. WARNER took the chair.

ORDER FOR RECOGNITION

By unanimous consent, on the request of Mr. REID,

Ordered, That he be recognized.

ORDER FOR CONSIDERATION OF CERTAIN LEGISLATION

By unanimous consent, on the request of Mr. REID,

Ordered, That when the Senate receives from the House of Representatives for concurrence a bill, relative to a two-month extension of reduced payroll tax, unemployment insurance, TANF, and Medicare payment fix, identical to the text at

the desk, the bill be deemed read twice, considered, read the third time, and passed; and that a motion to reconsider be considered made and laid on the table.

MIDDLE CLASS TAX RELIEF AND JOB CREATION ACT

By unanimous consent, on the request of Mr. REID,

Ordered, That, the Senate having received a message from the House of Representatives on the bill (H.R. 3630) to extend the payroll tax holiday, unemployment compensation, Medicare physician payment, provide for the consideration of the Keystone XL pipeline, and for other purposes on Tuesday, December 20, 2011, the Senate insist on its amendment, and agree to the conference asked by the House; and that the Chair be authorized to appoint conferees on the part of the Senate in a ratio of 4 majority- to 3 minority-party Senators.

ORDER FOR CONDITIONAL ACTION RELATIVE TO BILL H.R. 3630

By unanimous consent, on the request of Mr. REID,

Ordered, That, if the House does not pass, by January 1, 2012, said bill relative to a two-month extension, the aforementioned Senate action relative to bill H.R. 3630 be vitiated.

TEMPORARY PAYROLL TAX CUT CONTINUATION ACT

Subsequently,

The bill (H.R. 3765) to extend the payroll tax holiday, unemployment compensation, Medicare physician payment, provide for the consideration of the Keystone XL pipeline, and for other purposes, having been received from the House of Representatives for concurrence, and being identical to text at the desk, was deemed read twice, considered, read the third time, and passed, as pursuant to the order of today.

ADJOURNMENT

Under the authority of the order of Saturday, December 17, 2011, as modified,

At 9:31:46 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of Saturday, December 17, 2011, until 12 noon on Tuesday, December 27, 2011.

TUESDAY, DECEMBER 27, 2011

Mr. HARRY REID, from the State of Nevada, called the Senate to order at 12:00:01 p.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Bill Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 27, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable HARRY REID, a Senator from the State of Nevada, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. REID took the chair.

ADJOURNMENT

Under the authority of the order of Saturday, December 17, 2011,

At 12:00:31 p.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of Saturday, December 17, 2011, until 11 a.m. on Friday, December 30, 2011.

FRIDAY, DECEMBER 30, 2011

Mr. JACK REED, from the State of Rhode Island and Providence Plantations, called the Senate to order at 11:00:02 a.m., and

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The Legislative Clerk read the following communication from the PRESIDENT pro tempore:

U.S. SENATE

PRESIDENT PRO TEMPORE,

Washington, DC, December 30, 2011.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JACK REED, a Senator from the State of Rhode Island and Providence Plantations, to perform the duties of the Chair.

DANIEL K. INOUE,

PRESIDENT pro tempore.

Mr. REED took the chair.

ADJOURNMENT

Under the authority of the order of Saturday, December 17, 2011,

At 11:00:34 a.m.,

The ACTING PRESIDENT pro tempore declared the Senate adjourned, under its order of Saturday, December 17, 2011, until 12 noon on Tuesday, January 3, 2012.

APPENDIX

SENATORS OF THE UNITED STATES WHOSE SEATS WILL BECOME VACANT IN—

2013 Class 1	2015 Class 2	2017 Class 3
Mr. AKAKA of Hawaii BARRASSO of Wyoming¹ BINGAMAN of New Mexico BROWN of Massachusetts¹ BROWN of Ohio Ms. CANTWELL of Washington Mr. CARDIN of Maryland CARPER of Delaware CASEY of Pennsylvania CONRAD of North Dakota CORKER of Tennessee Mrs. FEINSTEIN of California GILLIBRAND of New York¹ Mr. HATCH of Utah HELLER of Nevada³ Mrs. HUTCHISON of Texas Ms. KLOBUCHAR of Minnesota Mr. KOHL of Wisconsin KYL of Arizona LIEBERMAN of Connecticut LUGAR of Indiana MANCHIN of West Virginia¹ Mrs. McCASKILL of Missouri Mr. MENENDEZ of New Jersey NELSON of Florida NELSON of Nebraska SANDERS of Vermont Ms. SNOWE of Maine STABENOW of Michigan Mr. TESTER of Montana WEBB of Virginia WHITEHOUSE of Rhode Island WICKER of Mississippi¹	Mr. ALEXANDER of Tennessee BAUCUS of Montana BEGICH of Alaska CHAMBLISS of Georgia COCHRAN of Mississippi Ms. COLLINS of Maine Mr. COONS of Delaware² CORNYN of Texas DURBIN of Illinois ENZI of Wyoming FRANKEN of Minnesota GRAHAM of South Carolina Mrs. HAGAN of North Carolina Mr. HARKIN of Iowa INHOFE of Oklahoma JOHANNS of Nebraska JOHNSON of South Dakota KERRY of Massachusetts Ms. LANDRIEU of Louisiana Mr. LAUTENBERG of New Jersey LEVIN of Michigan McCONNELL of Kentucky MERKLEY of Oregon PRYOR of Arkansas REED of Rhode Island RISCH of Idaho ROBERTS of Kansas ROCKEFELLER of West Virginia SESSIONS of Alabama Mrs. SHAHEEN of New Hampshire Mr. UDALL of Colorado UDALL of New Mexico WARNER of Virginia	Ms. AYOTTE of New Hampshire Mr. BENNET of Colorado BLUMENTHAL of Connecticut BLUNT of Missouri BOOZMAN of Arkansas Mrs. BOXER of California Mr. BURR of North Carolina COATS of Indiana COBURN of Oklahoma CRAPO of Idaho DEMINT of South Carolina GRASSLEY of Iowa HOEVEN of North Dakota INOUE of Hawaii ISAKSON of Georgia JOHNSON of Wisconsin KIRK of Illinois⁴ LEAHY of Vermont LEE of Utah MCCAIN of Arizona Ms. MIKULSKI of Maryland Mr. MORAN of Kansas Ms. MURKOWSKI of Alaska Mrs. MURRAY of Washington Mr. PAUL of Kentucky PORTMAN of Ohio REID of Nevada RUBIO of Florida SCHUMER of New York SHELBY of Alabama THUNE of South Dakota TOOMEY of Pennsylvania VITTER of Louisiana WYDEN of Oregon

¹Elected to fill an unexpired term until January 3, 2013.

²Elected to fill an unexpired term until January 3, 2015.

³Appointed by the Governor to fill a vacancy caused by the resignation of the Hon. John Ensign, until vacancy is filled as provided by law.

HISTORY OF BILLS AND RESOLUTIONS

