

I ask the Senate to join me in honoring these brave veterans who are true North Carolina heroes.●

#### TRIBUTE TO DR. JAMES MICHAEL SMITH

● Mr. JOHNSON. Mr. President, today I recognize Dr. James Michael Smith on his inauguration as the 16th President of Northern State University in Aberdeen, SD. Dr. Smith comes to Northern State from Bowling Green State University where he had served as vice president for economic development. He is a veteran organizational leader, with experience leading educational institutions at both the K-12 and postsecondary levels. Prior to joining the senior administrative team at BGSU, Dr. Smith was dean of the School of Education at Indiana University South Bend. Dr. Smith also served in administrative capacities at West Texas A&M and Butler University. He will begin his tenure with the knowledge that Northern State University has been named for the third year in a row to the U.S. News and World Report's Top Public Undergraduate Institutions in the Midwest. Dr. Smith has said NSU is "excited to once again be named to this prestigious list, and will continue to build momentum at Northern State by focusing on new programs, expanded technology and increased graduate offerings." Everyone in the region is excited to help him join in these goals.

At the investiture of Dr. Smith, history will literally be at his fingertips. The pen used in this ceremony will be the same one used to swear in the 15 Northern presidents before him. It was used to sign the bill that created the Northern Normal and Industrial School in 1901 and it went up in the space shuttle Discovery in 1991.

I would like to offer Dr. James Smith the very best as he begins his tenure with one of South Dakota's finest institutions of higher learning.●

#### REPORT RELATIVE TO THE CONTINUATION OF THE NATIONAL EMERGENCY RELATIVE TO THE ACTIONS AND POLICIES OF THE GOVERNMENT OF SUDAN AS DECLARED IN EXECUTIVE ORDER 13067 OF NOVEMBER 3, 1997—PM 37

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

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to

continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the Sudan emergency is to continue in effect beyond November 3, 2009.

The crisis constituted by the actions and policies of the Government of Sudan that led to the declaration of a national emergency in Executive Order 13067 of November 3, 1997, and the expansion of that emergency in Executive Order 13400 of April 26, 2006, and with respect to which additional steps were taken in Executive Order 13412 of October 13, 2006, has not been resolved. These actions and policies are hostile to U.S. interests and pose a continuing unusual and extraordinary threat to the national security and foreign policy of the United States. Therefore, I have determined that it is necessary to continue the national emergency declared with respect to Sudan and maintain in force the sanctions against Sudan to respond to this threat.

BARACK OBAMA.

THE WHITE HOUSE, October 27, 2009.

#### MESSAGE FROM THE HOUSE

At 11:03 a.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1471. An act to expand the boundary of the Jimmy Carter National Historic Site in the State of Georgia, to redesignate the unit as a National Historical Park, and for other purposes.

H.R. 1641. An act to amend the National Trails System Act to provide for a study of the Cascadia Marine Trail.

H.R. 2806. An act to authorize the Secretary of the Interior to adjust the boundary of the Stephen Mather Wilderness and the North Cascades National Park in order to allow the rebuilding of a road outside of the floodplain while ensuring that there is no net loss of acreage to the Park or the Wilderness, and for other purposes.

#### ENROLLED BILL AND JOINT RESOLUTION SIGNED

At 6:44 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the Speaker has signed the following enrolled bill and joint resolution:

H.R. 1209. An act to require the Secretary of the Treasury to mint coins in recognition of the celebration of the establishment of the Medal of Honor in 1861, America's highest award for valor in action against an enemy force which can be bestowed upon an individual serving in the Armed Services of the United States, to honor the American military men and women who have been recipients of the Medal of Honor, and to promote awareness of what the Medal of Honor represents and how ordinary Americans, through courage, sacrifice, selfless service and patriotism, can challenge fate and change the course of history.

H.J. Res. 26. A joint resolution proclaiming Casimir Pulaski to be an honorary citizen of the United States posthumously.

#### MEASURES REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1641. An act to amend the National Trails System Act to provide for a study of the Cascadia Marine Trail; to the Committee on Energy and Natural Resources.

H.R. 2806. An act to authorize the Secretary of the Interior to adjust the boundary of the Stephen Mather Wilderness and the North Cascades National Park in order to allow the rebuilding of a road outside of the floodplain while ensuring that there is no net loss of acreage to the Park or the Wilderness, and for other purposes; to the Committee on Energy and Natural Resources.

#### MEASURES PLACED ON THE CALENDAR

The following bill was read the second time, and placed on the calendar:

S. 1927. A bill to establish a moratorium on credit card interest rate increases, and for other purposes.

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. LEVIN for the Committee on Armed Services.

\*Gladys Commons, of Virginia, to be an Assistant Secretary of the Navy.

\*Christine H. Fox, of Virginia, to be Director of Cost Assessment and Program Evaluation, Department of Defense.

Air Force nomination of Lt. Gen. Mark A. Welsh III, to be General.

Army nomination of Colonel Kelly J. Thomas, to be Brigadier General.

Army nomination of Col. David L. Weeks, to be Brigadier General.

Army nomination of Lt. Gen. William B. Caldwell IV, to be Lieutenant General.

Army nomination of Maj. Gen. Keith M. Huber, to be Lieutenant General.

Army nominations beginning with Brigadier General Joseph J. Anderson and ending with Brigadier General Perry L. Wiggins, which nominations were received by the Senate and appeared in the Congressional Record on October 15, 2009, (minus 1 nominee: Brigadier General Robert M. Brown)

Navy nomination of Vice Adm. David J. Dorsett, to be Vice Admiral.

Navy nomination of Vice Adm. Robert S. Harward, Jr., to be Vice Admiral.

Navy nomination of Vice Adm. Harry B. Harris, Jr., to be Vice Admiral.

Mr. LEVIN. Mr. President, for the Committee on Armed Services I report favorably the following nomination lists which were printed in the RECORDS on the dates indicated, and ask unanimous consent, to save the expense of reprinting on the Executive Calendar that these nominations lie at the Secretary's desk for the information of Senators.

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

Air Force nominations beginning with Robert B. O. Allen and ending with Ted K. Winright, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Air Force nomination of Christopher J. Ogrady, to be Lieutenant Colonel.

Air Force nomination of Michael R. Spencer, to be Lieutenant Colonel.

Air Force nominations beginning with Scott A. Paffenroth and ending with Robert

M. Taylor, which nominations were received by the Senate and appeared in the Congressional Record on October 15, 2009.

Air Force nominations beginning with Misael C. Alonso and ending with Derrick B. Willsey, which nominations were received by the Senate and appeared in the Congressional Record on October 15, 2009.

Air Force nominations beginning with Dana J. Albalade and ending with Luz E. Rodriguez, which nominations were received by the Senate and appeared in the Congressional Record on October 15, 2009.

Army nomination of Charles T. Kirchmaier, to be Lieutenant Colonel.

Army nomination of Bruce P. Crandall, to be Colonel.

Army nominations beginning with Kenneth E. Duvall and ending with Randall M. Zeegers, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Army nominations beginning with Jennifer E. Choate and ending with Rodney E. Rudolph, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Army nominations beginning with Lear E. Dutton and ending with Marcus C. White, which nominations were received by the Senate and appeared in the Congressional Record on September 30, 2009.

Army nominations beginning with Daniel T. Ames and ending with Thomas B. Wheatley, which nominations were received by the Senate and appeared in the Congressional Record on September 30, 2009.

Army nominations beginning with Kenneth E. Lawson and ending with Kristina D. Moeller, which nominations were received by the Senate and appeared in the Congressional Record on October 15, 2009.

Army nominations beginning with Lawrence C. Dennis and ending with John H. Tatum, which nominations were received by the Senate and appeared in the Congressional Record on October 15, 2009.

Army nominations beginning with Barry R. Baron and ending with Istvan Szasz, Jr., which nominations were received by the Senate and appeared in the Congressional Record on October 15, 2009.

Marine Corps nomination of Bradley L. Lowe, to be Colonel.

Navy nomination of Daniel A. Freilich, to be Captain.

Navy nominations beginning with Robert R. Liu and ending with Natasha L. Flemens, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with Irwin Elstein and ending with Douglas A. Tomlinson, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with Russell P. Bates and ending with Timothy G. Nasello, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with Oscar D. Antillon and ending with Matthew T. Williams, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with Doyle S. Adams and ending with Eugene Wozniak, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with Ryan M. Anderson and ending with Brent E. Trojan, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with Ruben A. Alcocer and ending with Michael P.

Yunker, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with Anacleto B. Ancheta, Jr. and ending with Lawrence S. Zoback, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with Osmel Alfonso and ending with Marjorie A. Wytzka, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with William M. Anderson and ending with Jeffrey R. Wessel, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nominations beginning with Paul J. Alea and ending with Geoffrey W. Wilson, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Navy nomination of Raul L. Barrientos, to be Lieutenant Commander.

Navy nominations beginning with Ricardo B. Eusebio and ending with David L. Wilkey, which nominations were received by the Senate and appeared in the Congressional Record on October 15, 2009.

By Mr. ROCKEFELLER for the Committee on Commerce, Science, and Transportation.

Erroll G. Souther, of California, to be an Assistant Secretary of Homeland Security.

Paul K. Martin, of Maryland, to be Inspector General, National Aeronautics and Space Administration.

\*Anne S. Ferro, of Maryland, to be Administrator of the Federal Motor Carrier Safety Administration.

\*Cynthia L. Quarterman, of Georgia, to be Administrator of the Pipeline and Hazardous Materials Safety Administration, Department of Transportation.

\*Elizabeth M. Robinson, of Virginia, to be Chief Financial Officer, National Aeronautics and Space Administration.

\*Patrick Gallagher, of Maryland, to be Director of the National Institute of Standards and Technology.

\*Coast Guard nomination of Capt. John S. Welch, to be Rear Admiral (Lower Half).

\*Coast Guard nominations beginning with Captain Daniel B. Abel and ending with Captain Christopher J. Tomney, which nominations were received by the Senate and appeared in the Congressional Record on August 6, 2009.

Mr. ROCKEFELLER. Mr. President, for the Committee on Commerce, Science, and Transportation I report favorably the following nomination lists which were printed in the RECORDS on the dates indicated, and ask unanimous consent, to save the expense of reprinting on the Executive Calendar that these nominations lie at the Secretary's desk for the information of Senators.

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

Coast Guard nomination of Thomas J. Riley, to be Lieutenant.

Coast Guard nomination of Shadrack L. Scheirman, to be Lieutenant.

Coast Guard nomination of Chad R. Harvey, to be Lieutenant.

Coast Guard nomination of Michele L. Schallip, to be Lieutenant.

Coast Guard nominations beginning with Edgars Auzenbergs and ending with Michael F. Wilson, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Coast Guard nominations beginning with Melinda D. McGurer and ending with Royce

W. James, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Coast Guard nominations beginning with Nicholas A. Bartolotta and ending with Jerold L. Woloszynski, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Coast Guard nominations beginning with Ladonn A. Allen and ending with James A. Williamson, which nominations were received by the Senate and appeared in the Congressional Record on September 30, 2009.

Coast Guard nominations beginning with Jennifer L. Adams and ending with Bradford W. Youngkin, which nominations were received by the Senate and appeared in the Congressional Record on October 15, 2009.

\*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

## INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. AKAKA:

S. 1931. A bill to enhance the ability of Congress to oversee matters pertaining to nuclear nonproliferation identified in the findings and recommendations of the December 2008 Report of the Commission on the Prevention of Weapons of Mass Destruction Proliferation and Terrorism, and for other purposes; to the Committee on Foreign Relations.

By Mr. MCCAIN (for himself and Mr. BENNET):

S. 1932. A bill to amend the Elementary and Secondary Education Act of 1965 to allow members of the Armed Forces who served on active duty on or after September 11, 2001, to be eligible to participate in the Troops-to-Teachers Program, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

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

S. 1933. A bill to establish an integrated Federal program that protects, restores, and conserves natural resources by responding to the threats and effects of climate change, and for other purposes; to the Committee on Environment and Public Works.

By Mr. BAUCUS (for himself, Mr. KERRY, and Mrs. SHAHEEN):

S. 1934. A bill to amend the Internal Revenue Code of 1986 to prevent the avoidance of tax on income from assets held abroad, and for other purposes; to the Committee on Finance.

By Mrs. MURRAY:

S. 1935. A bill to extend the temporary suspension of duty on certain boots constructed by hand of natural rubber; to the Committee on Finance.

By Mr. TESTER (for himself and Mr. BAUCUS):

S. 1936. A bill to extend the Federal recognition to the Little Shell Tribe of Chippewa Indians of Montana, and for other purposes; to the Committee on Indian Affairs.

By Mr. BROWNBACK:

S. 1937. A bill to amend the Internal Revenue Code of 1986 to allow a 5-year carryback