

magnitude of savings and the significant boost to new drug innovation that this bill has delivered.

According to a May 2009 report of IMS data, the use of FDA-approved generic medicines has saved the U.S. healthcare system approximately \$734 billion over the past 10 years.

Moreover, patients around the world can get needed medication that they would not be able to afford except for access to lower-cost generics.

At the same time, price competition from generics has acted to spur a dramatic increase in new drug research and development.

In short, the Hatch-Waxman Act has delivered above and beyond the intended result.

I urge my colleagues to view the success of this landmark legislation as an indicator of what we can accomplish in the field of biologic medicines.

Biologics are the most promising treatments available for diseases such as cancer, multiple sclerosis, and Alzheimer's, but they are expensive, often costing between \$20,000 and \$100,000 a year.

There is no explicit pathway for Food and Drug Administration approval of generic versions of these medicines under the Hatch-Waxman law; however, there is bipartisan agreement that we need to create one. To do that, we need to focus on our goals and bridge our differences.

The time to do that is now.

Biologic drugs are the fast growing component of prescription drug spending.

These drugs are expected to make up 50 percent of the pharmaceutical marketplace by 2020, but their high prices keep them out of reach for far too many patients and place an increasingly heavy financial burden on consumers, on businesses, and on taxpayers.

In 2007, the top six biologics accounted for more than \$7 billion of the nearly \$17 billion in direct prescription drug spending by Medicare.

That figure will continue to grow, and the amount taxpayers pay depends on whether Medicare can access lower-priced biogenerics or is forced to pay brand-name prices year after year after year.

Biogenerics hold the promise of making life-saving medicines available to all patients at an affordable cost.

With the explosion in biologics, we have a new generation of lifesaving medicines—and a new opportunity to reprise the historic victory Senator ORRIN HATCH and Representative HENRY WAXMAN achieved 25 years ago today.

With biologic use and prices spiraling upward, we have no: time to lose.

AMENDMENTS SUBMITTED AND PROPOSED

SA 2548. Mr. VITTER submitted an amendment intended to be proposed to amendment SA 2440 submitted by Mr. VITTER and in-

tended to be proposed to the bill H.R. 2996, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table.

SA 2549. Mr. VITTER (for himself, Mr. GRASSLEY, Mr. BUNNING, Mr. ROBERTS, and Mr. BROWNBACK) submitted an amendment intended to be proposed by him to the bill H.R. 2996, supra.

SA 2550. Ms. MURKOWSKI submitted an amendment intended to be proposed to amendment SA 2517 submitted by Mrs. FEINSTEIN and intended to be proposed to the bill H.R. 2996, supra; which was ordered to lie on the table.

SA 2551. Mrs. FEINSTEIN submitted an amendment intended to be proposed to amendment SA 2530 submitted by Ms. MURKOWSKI (for herself and Mr. THUNE) and intended to be proposed to the bill H.R. 2996, supra; which was ordered to lie on the table.

SA 2552. Mr. THUNE submitted an amendment intended to be proposed to amendment SA 2517 submitted by Mrs. FEINSTEIN and intended to be proposed to the bill H.R. 2996, supra; which was ordered to lie on the table.

SA 2553. Mr. SCHUMER submitted an amendment intended to be proposed to amendment SA 2513 submitted by Mr. SCHUMER and intended to be proposed to the bill H.R. 2996, supra; which was ordered to lie on the table.

SA 2554. Mrs. FEINSTEIN submitted an amendment intended to be proposed to amendment SA 2511 proposed by Mr. COBURN to the bill H.R. 2996, supra; which was ordered to lie on the table.

SA 2555. Mr. JOHANNES submitted an amendment intended to be proposed by him to the bill H.R. 3326, making appropriations for the Department of Defense for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 2548. Mr. VITTER submitted an amendment intended to be proposed to amendment SA 2440 submitted by Mr. VITTER and intended to be proposed by him to the bill H.R. 2996, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

In lieu of the matter proposed to be inserted, insert the following:

FUNDING LIMITATION

SEC. 4. None of the funds made available by this Act may be obligated for the purpose of departments or agencies funded by this Act and lead by Senate-confirmed appointees implementing policies of the Assistant to the President for Energy and Climate Change (commonly known as the "White House Climate Change Czar").

SA 2549. Mr. VITTER (for himself, Mr. GRASSLEY, Mr. BUNNING, Mr. ROBERTS and Mr. BROWNBACK) submitted an amendment intended to be proposed by him to the bill H.R. 2996, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; as follows:

At the appropriate place, insert the following:

FUNDING LIMITATION

SEC. _____. None of the funds made available by this Act may be obligated for the purpose of departments or agencies funded by this Act and lead by Senate-confirmed appointees implementing policies of the Assistant to the President for Energy and Climate Change (commonly known as the "White House Climate Change Czar").

SA 2550. Ms. MURKOWSKI submitted an amendment intended to be proposed to amendment SA 2517 submitted by Mrs. FEINSTEIN and intended to be proposed to the bill H.R. 2996, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 1, line 8, strike "greenhouse gases" and all that follows through page 2, line 7, and insert "carbon dioxide."

SA 2551. Mrs. FEINSTEIN submitted an amendment intended to be proposed to amendment SA 2530 submitted to Ms. MURKOWSKI (for herself and Mr. THUNE) and intended to be proposed to the bill H.R. 2996, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 1, strike line 6 and all that follows through the end of the amendment and insert the following:

SEC. 201. None of the funds made available under this Act may be used to apply the permit program under part C of title I, or under title V, of the Clean Air Act (42 U.S.C. 7440 et seq., 7661 et seq.) to any stationary source, on the basis of its emissions of greenhouse gases, that—

(1) is a farm, as the term is defined in section 6420(c)(2) of the Internal Revenue Code of 1986; or

(2) is not subject to the requirement to report greenhouse gas emissions under the final Environmental Protection Agency rule entitled "Mandatory Reporting of Greenhouse Gases" and numbered 2060-A079.

SA 2552. Mr. THUNE submitted an amendment intended to be proposed to amendment SA 2517 submitted by Mrs. FEINSTEIN and intended to be proposed to the bill H.R. 2996, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

In lieu of the matter proposed to be inserted, insert the following:

SEC. 423. PROHIBITION ON USE OF FUNDS.

None of the funds made available under this Act may be used to apply the permit program under part C of title I, or under title V, of the Clean Air Act (42 U.S.C. 7440 et seq., 7661 et seq.) to any stationary source, on the basis of its emissions of greenhouse gases, if—

(1) the stationary source—

(A) is a farm, as the term is defined in section 6420(c)(2) of the Internal Revenue Code of 1986; or

(B) is not subject to the requirement to report greenhouse gas emissions under the final Environmental Protection Agency rule entitled "Mandatory Reporting of Greenhouse Gases" and numbered 2060-A079; or

(2) the applicability of the program would result in an increase in electricity or gasoline prices.

SA 2553. Mr. SCHUMER submitted an amendment intended to be proposed to amendment SA 2513 submitted by Mr. SCHUMER and intended to be proposed to the bill H.R. 2996, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 1, line 6 of the amendment, strike "shall use" and insert "may use up to".

SA 2554. Mrs. FEINSTEIN submitted an amendment intended to be proposed to amendment SA 2511 proposed by Mr. COBURN to the bill H.R. 2996, making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

In lieu of the matter proposed to be inserted, insert the following:

SEC. ____ . PROHIBITION ON USE OF FUNDS FOR NO-BID CONTRACTS AND GRANTS.

(a) IN GENERAL.—Notwithstanding any other provision of this Act and subject to subsection (b), none of the funds appropriated or otherwise made available by this Act may be—

(1) used to make any payment in connection with a contract not awarded using competitive procedures in accordance with the requirements of section 303 of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253), section 2304 of title 10, United States Code, and the Federal Acquisition Regulation; or

(2) awarded by a grant not subject to merit-based competitive procedures, needs-based criteria, and other procedures specifically authorized by law to select the grantee or award recipient.

(b) LIMITATIONS.—The prohibition under subsection (a), shall not apply to the awarding of contracts or grants with respect to which—

(1) not more than 1 applicant submits a bid for a contract or grant;

(2) Federal law specifically otherwise authorizes a grant or contract to be entered into without regard for the laws, regulations, or requirements described in subsection (a)(1), including formula grants for States; or

(3) Federal laws otherwise authorize grants, contracts, or compacts to federally recognized Indian tribes or tribally owned businesses.

SA 2555. Mr. JOHANNIS submitted an amendment intended to be proposed by him to the bill H.R. 3326, making appropriations for the Department of Defense for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . (a) HIGH PRIORITY NATIONAL GUARD COUNTERDRUG PROGRAMS.—Of the amount appropriated or otherwise made available by title VI under the heading "DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE", up to \$30,000,000 may be available for the purpose of High Priority National Guard Counterdrug Programs.

(b) **SUPPLEMENT NOT SUPPLANT.**—The amount made available by subsection (a) for the purpose specified in that subsection is in addition to any other amounts made available by this Act for that purpose.

NOTICE OF HEARING

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Subcommittee on Public Lands and Forests.

The hearing will be held on Thursday, October 8, 2009, at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to receive testimony on the following bills:

S. 522, to resolve the claims of the Bering Straits Native Corporation and the State of Alaska to land adjacent to Salmon Lake in the State of Alaska and to provide for the conveyance to the Bering Straits Native Corporation of certain other public land in partial satisfaction of the land entitlement of the Corporation under the Alaska Native Claims Settlement Act;

S. 865 and H.R. 1442, to provide for the sale of the Federal Government's reversionary interest in approximately 60 acres of land in Salt Lake City, Utah, originally conveyed to the Mount Olivet Cemetery Association under the Act of January 23, 1909;

S. 881, to provide for the settlement of certain claims under the Alaska Native Claims Settlement Act, and for other purposes;

S. 940, to direct the Secretary of the Interior to convey to the Nevada System of Higher Education certain Federal land located in Clark and Nye counties, Nevada, and for other purposes;

S. 1272, to provide for the designation of the Devil's Staircase Wilderness Area in the State of Oregon, to designate segments of Wasson and Franklin Creeks in the State of Oregon as wild or recreation rivers, and for other purposes; and

S. 1689, to designate certain land as components of the National Wilderness Preservation System and the National Landscape Conservation System in the State of New Mexico, and for other purposes.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send it to the Committee on Energy and Natural Resources, United States Senate, Washington, DC 20510-6150, or by email to allison.seyferth@energy.senate.gov.

For further information, please contact David Brooks at (202) 224-9863 or Allison Seyferth at (202) 224-4905.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON ARMED SERVICES

Mrs. FEINSTEIN. Mr. President, I ask unanimous consent that Committee on Armed Services be authorized to meet during the session of the Senate on September 24, 2009, at 10 a.m.

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

COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

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

mittee Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on September 24, 2009, at 9:30 a.m., to conduct a hearing entitled "Emergency Economic Stabilization Act: One year later."

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

COMMITTEE ON FINANCE

Mrs. FEINSTEIN. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on September 24, 2009, at 9:30 a.m., in room 216 of the Hart Senate Office Building.

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

COMMITTEE ON THE JUDICIARY

Mrs. FEINSTEIN. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate, on September 24, 2009, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

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

SELECT COMMITTEE ON INTELLIGENCE

Mrs. FEINSTEIN. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on September 24, 2009, at 2:30 p.m.

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

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICES, AND INTERNATIONAL SECURITY

Mrs. FEINSTEIN. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on September 24, 2009, at 10:30 a.m. to conduct a hearing entitled, "Getting to Better Government: Focusing on Performance".

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

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA

Mrs. FEINSTEIN. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs's Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on September 24, 2009, at 2:30 p.m. to conduct a hearing entitled "A Review of U.S. Diplomatic Readiness: Addressing the Staffing and Foreign Language Challenges Facing the Foreign Service."