

Third, for consumers who have standard meters, with this bill, there are no additional requirements except that your readings shall be available electronically in a timely manner.

Next, the bill directs the Federal Regulatory Energy Commission to convene an open, extensive and inclusive stakeholder process to work through the details of this measure to ensure that implementing the consumers' right to access their information also retains consumer privacy, and ensures the integrity and reliability of the grid.

The outcome of this process will be national guidelines establishing the right of consumers to access their electricity data, including minimum national standards that utilities must meet to ensure that right of access. In developing those minimum standards, the FERC will take into consideration the ongoing and important work at the National Institute of Standards and Technology in developing a smart grid roadmap, as well as the innovative state and local programs already being developed across the country to integrate smart meters into the electrical grid, including Colorado, California, Texas, Pennsylvania, and others.

In Colorado, Xcel Energy has been working with the City of Boulder on a pilot program called SmartGridCity to develop a community-scale smart grid with over 20,000 residents participating. Not only are these consumers improving their understanding of their electricity use, Xcel notes that they have already avoided several blackouts due to the improved communication between consumers and the grid. Power interruptions cost the American economy roughly \$80 billion per year and ⅓ of those losses come from interruptions lasting less than five minutes. I am proud to see Coloradans and our state's utilities taking important steps together in learning how to make the grid more reliable, efficient, and help save everyone money.

Finally, part of ensuring the right to access your data includes the right to retain the privacy of your data. When consumers gain access to their data, they will also need to clearly understand how it will be used, especially when consumers grant third-party access to it. This is why this bill states that the FERC will establish, among other important measures, guidelines for consumer consent requirements. Retaining privacy is critical to building consumer trust in the smart grid and facilitating the transition to when the smart grid becomes a part of everyday life for every American family.

I look forward to working with my colleagues and all interested stakeholders in establishing this right, defining it in a way that eliminates unintended consequences, and enforcing this right in a way that improves the efficient use of electrical energy.

This bill is an important first step in implementing smart meters across the country, moving us toward an elec-

trical grid that is more reliable and more efficient a smart grid' if you will. There are several pieces of the puzzle that will be required to realize that future, and one critical part of that puzzle is the right of consumers to access their electricity data. I urge my colleagues of both parties to join me in supporting this important legislation.

Mr. SPECTER (for himself, Ms. STABENOW, and Mr. MENENDEZ):
S. 3493. A bill to reauthorize and enhance Johanna's Law to increase public awareness and knowledge with respect to gynecologic cancers; to the Committee on Health, Education, Labor, and Pensions.

Mr. SPECTER. Mr. President, I have sought recognition today to introduce The Gynecological Cancer Education and Awareness Act of 2010 also known as Johanna's Law.

Every year, over 80,000 women in the United States are newly diagnosed with some form of gynecologic cancer such as ovarian, uterine, or cervical cancer. In 2009, 28,000 American women are estimated to have died from these cancers.

Early detection of these cancers must be improved to decrease this tragic loss of life. Unfortunately, thousands of women in the U.S. each year aren't diagnosed until their cancers have progressed to more advanced and far less treatable stages. In the case of ovarian cancer, which kills more women in the U.S. than all other gynecologic cancers combined, more than 40 percent of all new diagnoses take place after this cancer has progressed beyond its earliest and most survivable stage.

Women are often diagnosed many months, sometimes more than a year after they first experience symptoms due to a lack of knowledge of early warning signs of gynecological cancers. Adding to the challenge of a prompt and accurate diagnosis is the similarity of gynecological cancer symptoms to those of more common gastrointestinal conditions and benign gynecologic conditions such as perimenopause and menopause. Women too often receive diagnoses reflecting these benign conditions without their physicians having first considered gynecologic cancers as a possible cause of the symptoms.

The Gynecological Cancer Education and Awareness Act has improved early detection of gynecologic cancers by creating a national awareness and an education outreach campaign to inform physicians and individuals of the risk factors and symptoms of these diseases. When gynecological cancer is detected in its earliest stage, patients 5-year survival rates are greater than 90 percent and many go on to live normal, healthy lives.

The national awareness campaign has been carried out by the Department of Health and Human Services, HHS, to increase women's awareness and knowledge of gynecologic cancers.

The campaign has maintained and distributed a supply of written materials that provide information to the public about gynecologic cancers. Further, the program has developed public service announcements encouraging women to discuss their risks for gynecologic cancers with their physicians, and inform the public about the availability of written materials and how to obtain them. The cost of continuing this awareness campaign is \$5.5 million per year from 2010-2012, totaling \$16.5 million.

The educational outreach campaign will be carried out through demonstration grants through HHS. These demonstration grants will go to local and national non-profits to test different outreach and education strategies, including those directed at providers, women, and their families. Groups with demonstrated expertise in gynecologic cancer education, treatment, or in working with groups of women who are at especially high risk will be given priority. Grant funding recipients will also be asked to work in cooperation with health providers, hospitals, and state health departments. The projected cost of the educational outreach campaign is \$5 million per year from 2010-2012, totaling \$15 million.

This legislation was brought to my attention by my friend Fran Drescher, who was diagnosed with uterine cancer in 2000 and whose diagnosis was also delayed due to her lack of knowledge about symptoms of this disease. She has recovered from uterine cancer and is advocating on behalf of gynecological cancer awareness. She also brought to my attention one of the many victims of gynecological cancers, Johanna Silver Gordon, after whom this bill is named, who was diagnosed at an advanced stage of ovarian cancer.

Johanna, the daughter and sister of physicians, was extremely health conscious taking the appropriate measures to maintain a healthy lifestyle including exercising regularly, eating nutritiously, and receiving annual pap smears and pelvic exams. Johanna however did not have the information to know that the gastric symptoms she experienced in the fall of 1996 were common symptoms of ovarian cancer. She didn't learn these crucial facts until after she was diagnosed at an advanced stage of this cancer. Despite aggressive treatment that included four surgeries, various types of chemotherapy, and participation in two clinical trials, Johanna died from ovarian cancer 3 1/2 years after being diagnosed. Johanna is survived by her sister Sheryl Silver who has tirelessly worked to increase the information available regarding gynecological cancers.

As former Chairman and Ranking Member of the Labor, Health and Human Services, and Education Appropriations Subcommittee, I led, along with Senator HARKIN, the effort to double funding for the National Institutes of Health, NIH, over 5 years. Funding

for the NIH has increased from \$12 billion in fiscal year 1995 to \$27 billion in fiscal year 2003. In 2004, the NIH, through the National Cancer Institute provided \$243 million for gynecological cancer research. We must continue this growth to gain more information about gynecological cancers so that we can find a cure for this cancer.

I believe this bill can provide desperately needed information to physicians and individuals so that women can be diagnosed faster and more effectively. I urge my colleagues to move this legislation forward promptly.

Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the text of the bill was ordered to be printed in the RECORD, as follows:

S. 3493

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. REAUTHORIZATION AND ENHANCEMENT OF JOHANNA'S LAW.

(a) IN GENERAL.—Section 317P(d)(4) of the Public Health Service Act (42 U.S.C. 247b-17(d)(4)) is amended by inserting after “2009” the following: “, \$16,500,000 for the period of fiscal years 2010 through 2012, and such sums as are necessary for each subsequent fiscal year”.

(b) COLLABORATION WITH NONPROFIT GYNECOLOGIC CANCER ORGANIZATIONS.—Section 317P(d) of such Act (42 U.S.C. 247b-17(d)) is amended by adding at the end the following new paragraph:

“(5) COLLABORATION WITH NONPROFIT GYNECOLOGIC CANCER ORGANIZATIONS.—In carrying out the national campaign under this subsection, the Secretary shall collaborate with the leading nonprofit gynecologic cancer organizations, with a mission both to conquer ovarian cancer nationwide and to provide outreach to State and local governments and communities, for the purpose of determining the best practices for providing gynecologic cancer information and outreach services to varied populations.”.

SEC. 2. DEMONSTRATION PROJECTS REGARDING OUTREACH AND EDUCATION STRATEGIES RELATING TO GYNECOLOGIC CANCER.

(a) IN GENERAL.—Section 317P of the Public Health Service Act (42 U.S.C. 247b-17) is amended by adding at the end the following new subsection:

“(e) DEMONSTRATION PROJECTS REGARDING OUTREACH AND EDUCATION STRATEGIES.—

“(1) IN GENERAL.—The Secretary shall carry out a program to make grants to nonprofit private entities for the purpose of carrying out demonstration projects to test different outreach and education strategies to increase the awareness and knowledge of women and health care providers with respect to gynecologic cancers, including early warning signs, risk factors, prevention, screening, and treatment options. Such strategies shall include strategies directed at women and their families, physicians, nurses, and key health professionals.

“(2) PREFERENCES IN MAKING GRANTS.—In making grants under paragraph (1), the Secretary shall give preference to—

“(A) applicants with demonstrated expertise in gynecologic cancer education or treatment or in working with groups of women who are at especially high risk of gynecologic cancers; and

“(B) applicants that, in the demonstration project funded by the grant, will establish linkages between physicians, nurses, and key

health professionals, hospitals, payers, and State health departments.

“(3) APPLICATION FOR GRANT.—A grant may be made under paragraph (1) only if an application for the grant is submitted to the Secretary and the application is in such form, is made in such manner, and contains such agreements, assurances, and information as the Secretary determines to be necessary to carry out this subsection.

“(4) CERTAIN REQUIREMENTS.—In making grants under paragraph (1)—

“(A) the Secretary shall make grants to not fewer than five applicants, subject to the extent of amounts made available in appropriations Acts; and

“(B) the Secretary shall ensure that information provided through demonstration projects under such grants is consistent with the best available medical information.

“(5) REPORT TO CONGRESS.—Not later than 6 months after the date of the enactment of this subsection and annually thereafter, the Secretary shall submit to the Congress a report that—

“(A) summarizes the activities of demonstration projects under paragraph (1);

“(B) evaluates the extent to which the projects were effective in increasing early detection of gynecologic cancers and awareness of risk factors and early warning signs in the populations to which the projects were directed; and

“(C) identifies barriers to early detection and appropriate treatment of such cancers.

“(6) AUTHORIZATION OF APPROPRIATIONS.—

“(A) IN GENERAL.—For purposes of carrying out this subsection, there is authorized to be appropriated in the aggregate \$15,000,000 for the period of fiscal years 2010 through 2012 and such sums as are necessary for each subsequent fiscal year.

“(B) ADMINISTRATION, TECHNICAL ASSISTANCE, AND EVALUATION.—Of the amounts appropriated under subparagraph (A), not more than 9 percent may be expended for the purpose of administering this subsection, providing technical assistance to grantees under this subsection, and preparing the report under paragraph (5).”.

(b) CONFORMING AMENDMENT.—Subsection (d)(3)(A) of such section is amended by inserting “(other than subsections (e))” after “this section”.

SUBMITTED RESOLUTIONS

SENATE RESOLUTION 552—DESIGNATING JUNE 23, 2010, AS “OLYMPIC DAY”

Mr. BENNET (for himself, Mr. HATCH, Mr. ISAKSON, and Ms. KLOBUCHAR) submitted the following resolution; which was referred to the Committee on the Judiciary:

S. RES. 552

Whereas Olympic Day celebrates the Olympic ideal of developing peace through sport;

Whereas June 23 marks the date on which the Congress of Paris approved the proposal of Pierre de Coubertin to found the modern Olympics;

Whereas thousands of people in more than 170 countries will celebrate the ideals of the Olympic spirit on June 23, 2010;

Whereas for more than a century, the Olympic movement has built a more peaceful and better world by—

(1) educating young people through amateur athletics;

(2) bringing together athletes from many countries in friendly competition; and

(3) forging new relationships bound by friendship, solidarity, and fair play;

Whereas the United States Olympians and Paralympians continue to achieve competitive excellence, preserve the Olympic ideals, and inspire all people of the United States;

Whereas community celebrations of Olympic Day improve the communities of the United States and inspire the Olympic and Paralympic champions of tomorrow;

Whereas Olympic Day encourages the development of Olympic and Paralympic sport in the United States;

Whereas Olympic Day encourages the youth of the United States to participate in and support Olympic and Paralympic sport; and

Whereas, as of the date of approval of this resolution, enthusiasm for Olympic and Paralympic sport is at an all-time high: Now, therefore, be it

Resolved, That the Senate—

(1) designates June 23, 2010, as “Olympic Day”; and

(2) supports the goals and ideals of Olympic Day; and

(3) promotes—

(A) the fitness and well-being of all people of the United States; and

(B) the Olympic ideals of fair play, perseverance, respect, and sportsmanship.

SENATE RESOLUTION 553—EXPRESSING THE SENSE OF THE SENATE THAT CONGRESS SHOULD UNWAVERINGLY UPHOLD THE DIGNITY AND INDEPENDENCE OF OLDER AMERICANS

Ms. STABENOW (for herself and Mr. LIEBERMAN) submitted the following resolution; which was referred to the Committee on Health, Education, Labor, and Pensions:

S. RES. 553

Whereas older Americans are a diverse group of men and women who have worked hard throughout their lives to provide for their families and defend the United States during critical periods in history;

Whereas older Americans deserve a dignified, secure, and independent retirement for the years of service they have provided to the United States;

Whereas the percentage of the United States population that is 65 years of age or older is rapidly expanding, particularly veterans;

Whereas many Americans are living longer, working longer, and enjoying healthier, more active lifestyles than past generations;

Whereas older Americans rely heavily on Federal programs such as Social Security, Medicare, Medicaid, and, for veterans, TRICARE, for financial security and high-quality, affordable health care;

Whereas the Older Americans Act of 1965 (42 U.S.C. 3001 et seq.) provides Federally-funded community-based social services and nutritional support programs to more than 10,000,000 older Americans each year;

Whereas notwithstanding Federal programs, older Americans experience greater financial losses during economic downturns and are subject to higher incidences of poverty, hunger, and homelessness;

Whereas older Americans seek to leave a legacy of a strong and stable economy to future generations that maintains a commitment to Social Security, Medicare, Medicaid, and the provision of benefits to veterans;

Whereas older Americans are increasingly the victims of fraud, scams, exploitation, and even physical abuse, actions that threaten the dignity, financial security, and access

to quality health care of older Americans; and

Whereas the 111th Congress has passed legislation that—

(1) protects the dignity of older Americans by strengthening efforts to eliminate waste, fraud, and abuse in Medicare and Medicaid; and

(2) prevents irresponsible lending practices that target older Americans and threaten to erode the resources that older Americans have worked their entire lives to save: Now, therefore, be it

Resolved, That it is the sense of the Senate that Congress should unwaveringly uphold the dignity and independence of older Americans by supporting efforts that guarantee for the older Americans—

(1) financial security;

(2) quality and affordable health and long-term care;

(3) protection from abuse, scams, and exploitation;

(4) a strong economy now and for future generations; and

(5) safe and livable communities with adequate housing and transportation options.

AMENDMENTS SUBMITTED AND PROPOSED

SA 4351. Mr. ISAKSON (for himself and Mr. ALEXANDER) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; which was ordered to lie on the table.

SA 4352. Mr. HATCH submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4353. Mr. BAYH (for himself, Mr. SHELBY, Mrs. LINCOLN, Mr. VITTER, and Ms. LANDRIEU) submitted an amendment intended to be proposed by him to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4354. Mr. INOUE submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4355. Ms. CANTWELL (for herself, Mr. VITTER, Mrs. MURRAY, Ms. STABENOW, and Mr. INOUE) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4356. Mr. BUNNING (for himself and Mr. ROCKEFELLER) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4357. Mr. BOND submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4358. Mr. HATCH submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4359. Mr. PRYOR (for himself, Mr. COCHRAN, and Mrs. LINCOLN) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4360. Mr. FEINGOLD submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4361. Mr. NELSON of Florida submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4362. Mr. LEVIN (for himself, Mr. KAUFMAN, Mr. NELSON of Florida, Mrs. SHAHEEN, Mrs. McCASKILL, Mr. WHITEHOUSE, and Mr. REED) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4363. Ms. CANTWELL (for herself, Mr. LEMIEUX, Mrs. FEINSTEIN, Ms. STABENOW, Mr. MERKLEY, Mr. NELSON of Nebraska, and Mr. MENENDEZ) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4364. Mr. WARNER submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

SA 4365. Mr. WARNER submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 4351. Mr. ISAKSON (for himself and Mr. ALEXANDER) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; which was ordered to lie on the table; as follows:

At the end of part I of subtitle B of title II, insert the following:

SEC. —. FIRST-TIME HOMEBUYER CREDIT.

(a) IN GENERAL.—Paragraph (2) of section 36(h) is amended by striking “paragraph (1) shall be applied by substituting ‘July 1, 2010’” and inserting “and who purchases such residence before October 1, 2010, paragraph (1) shall be applied by substituting ‘October 1, 2010’”.

(b) CONFORMING AMENDMENT.—Subparagraph (B) of section 36(h)(3) is amended by inserting “and for ‘October 1, 2010’” after “for ‘July 1, 2010’”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to residences purchased after June 30, 2010.

(d) TRANSFER OF STIMULUS FUNDS.—Notwithstanding section 5 of the American Recovery and Reinvestment Act of 2009, from the amounts appropriated or made available and remaining unobligated under division A of such Act (other than under title X of such division A), the Director of the Office of Management and Budget shall transfer from time to time to the general fund of the Treasury an amount equal to the net decrease in revenues resulting from the enactment of subsections (a) and (b).

SA 4352. Mr. HATCH submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VI, insert the following:

SEC. 6. WAIVER OF EMPLOYER HEALTH SHARED RESPONSIBILITY PAYMENT IN CASE OF JOB LOSSES.

(a) IN GENERAL.—Section 4980H of the Internal Revenue Code of 1986 is amended by

adding at the end the following new subsection:

“(e) WAIVER UPON CERTIFICATION OF JOB LOSSES.—Subsections (a) and (b) shall not apply to any employer who certifies to the Secretary and the Secretary of Labor, at such time and in such manner as such Secretaries require, that the imposition of an assessable payment would result in the employer reducing employees.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on the date of the enactment of this Act.

SA 4353. Mr. BAYH (for himself, Mr. SHELBY, Mrs. LINCOLN, Mr. VITTER, and Ms. LANDRIEU) submitted an amendment intended to be proposed by him to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 231 and insert the following:

SEC. 231. ELECTION FOR DIRECT PAYMENT OF LOW-INCOME HOUSING CREDIT FOR 2010.

(a) IN GENERAL.—Section 42 is amended by redesignating subsection (n) as subsection (o) and by inserting after subsection (m) the following new subsection:

“(n) ELECTION FOR DIRECT PAYMENT OF CREDIT.—

“(1) IN GENERAL.—The housing credit agency of each State shall be allowed a credit in an amount equal to such State’s 2010 low-income housing refundable credit election amount, which shall be payable by the Secretary as provided in paragraph (5).

“(2) 2010 LOW-INCOME HOUSING REFUNDABLE CREDIT ELECTION AMOUNT.—For purposes of this subsection, the term ‘2010 low-income housing refundable credit election amount’ means, with respect to any State, such amount as the State may elect which does not exceed 85 percent of the product of—

“(A) the sum of—

“(i) 100 percent of the State housing credit ceiling for 2010 which is attributable to amounts described in clauses (i) and (iii) of subsection (h)(3)(C), plus any credits returned to the State attributable to section 1400N(c) (including credits made available under such section as applied by reason of sections 702(d)(2) and 704(b) of the Tax Extenders and Alternative Minimum Tax Relief Act of 2008), and

“(ii) 40 percent of the State housing credit ceiling for 2010 which is attributable to amounts described in clauses (ii) and (iv) of such subsection, plus any credits for 2010 attributable to the application of such section 702(d)(2) and 704(b), multiplied by

“(B) 10.

For purposes of subparagraph (A)(ii), in the case of any area to which section 702(d)(2) or 704(b) of the Tax Extenders and Alternative Minimum Tax Relief Act of 2008 applies, section 1400N(c)(1)(A) shall be applied without regard to clause (i).

“(3) COORDINATION WITH NON-REFUNDABLE CREDIT.—For purposes of this section, the amounts described in clauses (i) through (iv) of subsection (h)(3)(C) with respect to any State for 2010 shall each be reduced by so much of such amount as is taken into account in determining the amount of the credit allowed with respect to such State under paragraph (1).

“(4) SPECIAL RULE FOR BASIS.—Basis of a qualified low-income building shall not be reduced by the amount of any payment made under this subsection.

“(5) PAYMENT OF CREDIT; USE TO FINANCE LOW-INCOME BUILDINGS.—The Secretary shall pay to the housing credit agency of each