

Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table.

SA 4655. Mr. DEMINT submitted an amendment intended to be proposed by him to the bill S. 3454, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

SA 4654. Mr. BURRIS submitted an amendment intended to be proposed by him to the bill S. 3454, to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title V, add the following:

**SEC. 526. AUTHORIZED SERVICE OF MEMBERS OF THE RETIRED RESERVE IN CERTAIN HIGH-LEVEL NATIONAL GUARD BUREAU POSITIONS.**

(a) CHIEF OF THE NATIONAL GUARD BUREAU.—Section 10502(a) of title 10, United States Code, is amended—

(1) in the matter preceding paragraph (1), by inserting “, or members of the Retired Reserve who served as officers of the Army National Guard of the United States or the Air National Guard of the United States,” after “Air National Guard of the United States”; and

(2) in paragraph (4), by inserting “or retired in a grade above brigadier general, as applicable” before the semicolon.

(b) DIRECTOR OF THE JOINT STAFF OF THE NATIONAL GUARD BUREAU.—Section 10505(a) of such title is amended—

(1) in paragraph (1)—

(A) in the matter preceding subparagraph (A), by inserting “, or members of the Retired Reserve who served as officers of the Army National Guard of the United States or the Air National Guard of the United States,” after “Air National Guard of the United States”; and

(B) in subparagraph (C), by inserting “or retired in a grade above colonel, as applicable” before the period; and

(2) in paragraph (2), by inserting “or retired members” after “members”.

(c) OTHER SENIOR NATIONAL GUARD BUREAU POSITIONS.—Section 10506(a) of such title is amended—

(1) in paragraph (1)—

(A) in subparagraph (A), by striking “two general officers” and all that follows through “United States” and inserting “two individuals selected by the Secretary of the Army from general officers of the Army National Guard of the United States and members of the Retired Reserve who served as general officers of the Army National Guard of the United States”; and

(B) in subparagraph (B), by striking “two general officers” and all that follows through “United States” and inserting “two individuals selected by the Secretary of the Air Force from general officers of the Air National Guard of the United States and members of the Retired Reserve who served as general officers of the Air National Guard of the United States”; and

(2) in paragraph (3)—

(A) in subparagraph (A)—

(i) by inserting “and members of the Retired Reserve who served as general officers of the Army National Guard of the United States” after “Army National Guard of the United States”; and

(ii) by inserting “and members of the Retired Reserve who served as general officers of the Air National Guard of the United States” after “Air National Guard of the United States”; and

(B) in subparagraphs (B) and (E), by striking “officer” each place it appears and inserting “individual”.

SA 4655. Mr. DEMINT submitted an amendment intended to be proposed by him to the bill S. 3454, to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title II, add the following:

**SEC. 236. REVISION OF NATIONAL MISSILE DEFENSE POLICY OF THE UNITED STATES AS STATED IN THE NATIONAL MISSILE DEFENSE ACT OF 1999.**

Section 2 of the National Missile Defense Act of 1999 (Public Law 106-38; 113 Stat. 205; 10 U.S.C. 2431 note) is amended by striking “to deploy” and all that follows and inserting the following: “to deploy as rapidly as technology permits an effective and layered Missile Defense system capable of defending the territory of the United States and its allies against all ballistic missile attacks (whether accidental, unauthorized, or deliberate) with funding subject to the annual authorization of appropriations and the annual appropriation of funds for Missile Defense.”.

#### 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 Energy. The hearing will be held on Wednesday, September 29, 2010, at 10 a.m., in room SD-366 of the Dirksen Senate Office Building.

The purpose of this oversight hearing is to receive testimony on the Propane Education and Research Council, PERC, and National Oilheat Research Alliance, NORA.

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 may do so by sending it to the Committee on Energy and Natural Resources, United States Senate, Washington, D.C. 20510-6150, or by e-mail to Rosemarie Calabro@energy.senate.gov.

For further information, please contact Tara Billingsley at (202) 224-4756 or Rosemarie Calabro at (202) 224-5039.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and

Urban Affairs be authorized to meet during the session of the Senate on September 22, 2010, at 10 a.m., to conduct a hearing entitled “Oversight of the SEC Inspector General’s Report on the Investigation of the SEC’s Response to Concerns Regarding Robert Allen Stanford’s Alleged Ponzi Scheme.”

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

##### COMMITTEE ON BANKING, HOUSING AND URBAN AFFAIRS

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on September 22, 2010, at 2 p.m., to conduct a hearing entitled “Reauthorization of the National Flood Insurance Program.”

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

##### COMMITTEE ON FINANCE

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on September 22, 2010, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled “Tax and Fiscal Policy: Effects on the Military and Veterans Community.”

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on September 22, 2010, at 10 a.m.

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on September 22, 2010, at 11 a.m.

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

##### COMMITTEE ON FOREIGN RELATIONS

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on September 22, 2010, at 3 p.m.

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

##### COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on September 22, 2010, at 10 a.m., to conduct a hearing entitled “Nine Years After 9/11: Confronting the Terrorist Threat to the Homeland.”

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

##### COMMITTEE ON THE JUDICIARY

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized

to meet during the session of the Senate on September 22, 2010, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Electronic Communications Privacy Act: Promoting Security and Protecting Privacy in the Digital Age."

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

#### COMMITTEE ON THE JUDICIARY

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on September 22, 2010, at 2 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Investigating and Prosecuting Financial Fraud after the Fraud Enforcement and Recovery Act."

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

#### COMMITTEE ON RULES AND ADMINISTRATION

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on Rules and Administration be authorized to meet during the session of the Senate on September 22, 2010, at 10 a.m.

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

#### COMMITTEE ON VETERANS' AFFAIRS

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on September 22, 2010. The Committee will meet in room 345 in the Cannon House Office Building beginning at 10 a.m.

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

#### SUBCOMMITTEE ON CONSUMER PROTECTION, PRODUCT SAFETY, AND INSURANCE

Mr. BROWN of Ohio. Mr. President, I ask unanimous consent that the Subcommittee on Consumer Protection, Product Safety, and Insurance of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on September 22, 2010, at 2:30 p.m., in room 253 of the Russell Senate Office Building.

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

#### PRIVILEGES OF THE FLOOR

Mr. MERKLEY. Mr. President, I ask unanimous consent that Peter Gaulke, a legislative fellow in my office, be granted floor privileges for the remainder of this Congress.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. MERKLEY. I also ask unanimous consent that Caitlin Kilborn, an intern in my office, be granted floor privileges for today.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. ENZI. Mr. President, I ask unanimous consent that Kristen Leis of my

personal office have floor privileges for today.

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

#### UNANIMOUS CONSENT AGREEMENT—S. 3628

Mr. REID. Mr. President, I ask unanimous consent that on Thursday, September 23, upon the disposition of S.J. Res. 30, the Senate then proceed to consideration of the motion to reconsider the vote by which cloture was not invoked on the motion to proceed to S. 3628, the DISCLOSE Act; that the motion to reconsider be agreed to and that at 2:15 p.m. the Senate proceed to vote on the motion to invoke cloture on the motion to proceed to S. 3628, with the time until then equally divided and controlled between the two leaders, or their designees.

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

#### MAKING TECHNICAL CORRECTIONS IN THE TWENTY-FIRST CENTURY COMMUNICATIONS AND VIDEO ACCESSIBILITY ACT OF 2010

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. 3828, introduced earlier today.

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

The clerk will state the bill by title. The assistant legislative clerk read as follows:

A bill (S. 3828) to make technical corrections in the Twenty-First Century Communications and Video Accessibility Act of 2010 and the amendments made by that Act.

There being no objection, the Senate proceeded to consider the bill.

Mr. REID. Mr. President, I ask unanimous consent that the bill be read the third time and passed, the motion to reconsider be laid upon the table, with no intervening action or debate, and that any statements relating to the bill be printed in the RECORD.

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

The bill (S. 3828) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:  
S. 3828

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

#### SEC. 2. AMENDMENT OF TWENTY-FIRST CENTURY COMMUNICATIONS AND VIDEO ACCESSIBILITY ACT OF 2010.

The Twenty-First Century Communications and Video Accessibility Act of 2010 is amended—

(1) by striking the item relating to section 105 in the table of contents in section 1(b) and inserting the following:

"Sec. 105. Relay services for deaf-blind individuals.";

(2) by striking "requirement" in section 201(e)(1)(B) and inserting "objectives";

(3) by striking "requirement" in section 201(e)(2)(B) and inserting "objectives";

(4) by inserting "or digital broadcast television" after "protocol" in section 201(e)(2)(C); and

(5) by inserting "or digital broadcast television" after "protocol" in section 201(e)(2)(E).

#### SEC. 3. AMENDMENT OF COMMUNICATIONS ACT OF 1934.

The Communications Act of 1934 (47 U.S.C. 151 et seq.), as amended by the Twenty-First Century Communications and Video Accessibility Act of 2010, is amended—

(1) by striking "do not" in section 716(d);

(2) by striking "facilities" in section 716(e)(1)(D) and inserting "facilitate";

(3) by striking "provider in the manner prescribed in paragraph (3)," in section 717(a)(5)(C) and inserting "provider,";

(4) by striking "Equal Access to 21st Century Communications Act" in section 719(a) and inserting "Twenty-First Century Communications and Video Accessibility Act of 2010";

(5) by inserting "low-income" after "accessible by" in section 719(a);

(6) by striking "and" in section 713(f)(2)(A) and inserting "such";

(7) by inserting "have" after "that" the first place it appears in section 713(f)(2)(B);

(8) by inserting "and Commerce" after "Energy" in section 713(f)(4)(C)(iii);

(9) by striking "programming distribution" in section 713(c)(2)(D)(iii) and inserting "programming distributors";

(10) by striking "programming" in section 713(c)(2)(D)(v) and inserting "programming";

(11) by striking "and video description signals and make" in section 713(c)(2)(D)(vi) and inserting "and makes";

(12) by striking "by" in section 303(aa)(3) and inserting "for";

(13) by striking "and" after the semicolon in section 303(bb)(1);

(14) by striking "features" in section 303(bb)(2) and inserting "features; and"; and

(15) by striking the matter following subdivision (2) of section 303(bb) and inserting the following:

"(3) that, with respect to navigation device features and functions—

"(A) delivered in software, the requirements set forth in this subsection shall apply to the manufacturer of such software; and

"(B) delivered in hardware, the requirements set forth in this subsection shall apply to the manufacturer of such hardware."

#### VETERANS' COMPENSATION COST-OF-LIVING ADJUSTMENT ACT OF 2010

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 550, S. 3107.

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

The clerk will state the bill by title. The assistant legislative clerk read as follows:

A bill (S. 3107) to amend title 28, United States Code, to provide for an increase, effective December 1, 2010, in the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. AKAKA. Mr. President, today, as chairman of the Senate Committee on Veterans' Affairs, I urge all of my colleagues to support S. 3107/H.R. 4667, the Veterans' Compensation Cost-of-Living Adjustment Act of 2010. This measure would direct the Secretary of Veterans