

amendment, and I am pleased that, once the President signs this bill into law, obscene animal crush videos will no longer threaten animal welfare.

COPYRIGHT CLEANUP, CLARIFICATION, AND CORRECTIONS ACT OF 2010

Mr. REID. Mr. President, I now ask that the Chair lay before the Senate a House message with respect to S. 3689.

The Presiding Officer laid before the Senate the following message from the House of Representatives:

S. 3689

Resolved, That the bill from the Senate (S. 3689) entitled "An Act to clarify, improve, and correct the laws relating to copyrights," do pass with the following amendments:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Copyright Cleanup, Clarification, and Corrections Act of 2010".

SEC. 2. REFERENCE.

Except as otherwise specifically provided, whenever in this Act a section or other provision is amended or repealed, such amendment or repeal shall be considered to be made to that section or other provision of title 17, United States Code.

SEC. 3. COPYRIGHT OFFICE PROCEDURES.

(a) **DIRECTORY OF AGENTS OF SERVICE PROVIDERS.**—Section 512(c)(2) is amended, in the matter following subparagraph (B), by striking ", in both electronic and hard copy formats".

(b) **RECORDATION OF DOCUMENTS.**—Section 205(a) is amended by adding at the end the following: "A sworn or official certification may be submitted to the Copyright Office electronically, pursuant to regulations established by the Register of Copyrights."

SEC. 4. REPEAL OF EXPIRED PROVISIONS.

(a) **REPEAL.**—Section 601, and the item relating to such section in the table of sections for chapter 6, are repealed.

(b) CONFORMING AMENDMENTS.—

(1) **CLERICAL AMENDMENT.**—(A) The heading for chapter 6 is amended to read as follows:

"CHAPTER 6—IMPORTATION AND EXPORTATION".

(B) The item relating to chapter 6 in the table of chapters is amended to read as follows:

"6. Importation and Exportation 601".

(2) **APPLICATION FOR COPYRIGHT REGISTRATION.**—Section 409 is amended—

(A) in paragraph (9), by adding "and" after the semicolon;

(B) by striking paragraph (10); and

(C) by redesignating paragraph (11) as paragraph (10).

(c) **INFRINGEMENT IMPORTATION OR EXPORTATION.**—The second sentence of section 602(b) is amended by striking "unless the provisions of section 601 are applicable".

SEC. 5. CLARIFICATIONS.

(a) **CERTAIN DISTRIBUTIONS OF PHONORECORDS.**—Section 303(b) is amended by striking "the musical work" and inserting "any musical work, dramatic work, or literary work".

(b) **PROCEEDINGS OF COPYRIGHT ROYALTY JUDGES.**—Section 803(b)(6)(A) is amended by striking the second sentence and inserting the following: "All regulations issued by the Copyright Royalty Judges are subject to the approval of the Librarian of Congress and are subject to judicial review pursuant to chapter 7 of title 5, except as set forth in subsection (d)."

(c) **LICENSES FOR CERTAIN NONEXEMPT TRANSMISSIONS.**—Section 114(f)(2)(C) is amended by

striking "preexisting subscription digital audio transmission services or preexisting satellite digital radio audio services" and inserting "eligible nonsubscription services and new subscription services".

SEC. 6. TECHNICAL CORRECTIONS.

(a) **DEFINITIONS.**—Section 101 is amended—

(1) by moving the definition of "Copyright Royalty Judges" to follow the definition of "Copyright owner";

(2) by moving the definition of "motion picture exhibition facility" to follow the definition of "Literary works"; and

(3) by moving the definition of "food service or drinking establishment" to follow the definition of "fixed";

(b) **LICENSES FOR WEBCASTING.**—Section 114(f)(2)(B) is amended in the fourth sentence, in the matter preceding clause (i), by striking "Judges shall base its decision" and inserting "Judges shall base their decision".

(c) **SATELLITE CARRIERS.**—Section 119(g)(4)(B)(vi) is amended by striking "the examinations" and inserting "an examination".

(d) **REMEDIES FOR INFRINGEMENT.**—Section 503(a)(1)(B) is amended by striking "copies of phonorecords" and inserting "copies or phonorecords".

(e) **RETENTION OF COPIES IN COPYRIGHT OFFICE.**—Section 704(e) is amended, in the second sentence, by striking "section 708(a)(10)" and inserting "section 708(a)".

(f) **CORRECTION OF INTERNAL REFERENCES.**—(1) Section 114(b) is amended by striking "118(g)" and inserting "118(f)".

(2) Section 504(c)(2) is amended by striking "subsection (g) of section 118" and inserting "section 118(f)".

(3) Sections 1203(c)(5)(B)(i) and 1204(b) are each amended by striking "118(g)" and inserting "118(f)".

(g) **PRO-IP ACT.**—Section 209(a)(3)(A) of Public Law 110–403 is amended by striking "by striking 'and 509'" and inserting "by striking 'and section 509'".

(h) **TRADEMARK TECHNICAL AMENDMENTS ACT.**—Section 4(a)(1) of Public Law 111–146 is amended by striking "by corporations attempting" and inserting "the purpose of which is".

(i) **TRAFFICKING.**—Section 2318(e)(6) of title 18, United States Code, is amended by striking "under section" and inserting "under this subsection".

Amend the title so as to read: "An Act to clarify, improve, and correct the laws relating to copyrights, and for other purposes."

Mr. REID. Mr. President, I move to concur in the House amendments, the motion to reconsider be laid upon the table, with no intervening action or debate, and that any statements relating to this matter be printed in the RECORD.

The motion was agreed to.

Mr. LEAHY. Mr. President, I am pleased that the Senate today has taken up and passed bipartisan legislation to make a number of improvements to the way in which the Copyright Office functions, to clarify areas in copyright law that have become unclear, and make technical changes to current law. The Copyright Office provided important recommendations that are included in this legislation, and I thank them for their input and guidance on these issues.

The changes made by this legislation are commonsense improvements that will make the copyright system more efficient. Bills such as this underscore the point that when Congress works together in a bipartisan, bicameral fashion, we can pass good pieces of legisla-

tion. I appreciate the Senate acting quickly to pass this bill, and I look forward to the President signing it into law.

JESSICA ANN ELLIS GOLD STAR FATHERS ACT OF 2010

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 650, S. 3650.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 3650) to amend chapter 21 of title 5, United States Code, to provide that fathers of certain permanently disabled or deceased veterans shall be included with mothers of such veterans as preference eligibles for treatment in the civil service.

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

Mr. REID. Mr. President, I ask unanimous consent that the Wyden amendment, which is at the desk, be considered and agreed to, the bill, as amended, be read a third time and passed, the motions to reconsider be laid upon the table with no intervening action or debate, and that any statements relating to this measure be printed in the RECORD.

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

The amendment (No. 4717) was agreed to, as follows:

(Purpose: To strike the short title)

Strike section 1 and redesignate sections 2 and 3 as sections 1 and 2, respectively.

The bill (S. 3650), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 3650

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

SECTION 1. PREFERENCE ELIGIBLE TREATMENT FOR FATHERS OF CERTAIN PERMANENTLY DISABLED OR DECEASED VETERANS.

Section 2108(3) of title 5, United States Code, is amended by striking subparagraphs (F) and (G) and inserting the following:

"(F) the parent of an individual who lost his or her life under honorable conditions while serving in the armed forces during a period named by paragraph (1)(A) of this section, if—

"(i) the spouse of that parent is totally and permanently disabled; or

"(ii) that parent, when preference is claimed, is unmarried or, if married, legally separated from his or her spouse;

"(G) the parent of a service-connected permanently and totally disabled veteran, if—

"(i) the spouse of that parent is totally and permanently disabled; or

"(ii) that parent, when preference is claimed, is unmarried or, if married, legally separated from his or her spouse; and"

SEC. 2. EFFECTIVE DATE.

The amendment made by this Act shall take effect 90 days after the date of enactment of this Act.

BANKRUPTCY TECHNICAL CORRECTIONS ACT of 2010

Mr. REID. Mr. President, I ask unanimous consent the Judiciary Committee be discharged from further consideration of H.R. 6198.

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

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

A bill (H.R. 6198) to amend title 11 of the United States Code to make technical corrections; and for related purposes.

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

Mr. REID. I ask unanimous consent that the Hatch amendment which is at the desk be agreed to; the bill, as amended, be read the third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to this matter be printed in the RECORD.

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

The amendment (No. 4718) was agreed to, as follows:

On page 3, strike lines 1 through 5 and insert the following: "and

"(F) in paragraph (51D), by inserting 'of the filing' after 'date' the 1st place it appears,"

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill (H.R. 6198), as amended, was read the third time and passed.

RECOGNIZING AND SUPPORTING THE EFFORTS OF THE USA BID COMMITTEE

Mr. REID. I ask unanimous consent to proceed to H. Con. Res. 327.

The PRESIDING OFFICER. The clerk will report the concurrent resolution by title.

The assistant legislative clerk read as follows:

A concurrent resolution (H. Con. Res. 327) recognizing and supporting the efforts of the USA Bid Committee to bring the 2022 Federation Internationale de Football Association (FIFA) World Cup Competition to the United States.

There being no objection, the Senate proceeded to consider the concurrent resolution.

Mr. REID. I ask unanimous consent that the concurrent resolution be agreed to, the preamble be agreed to, the motions to reconsider be laid upon the table, with no intervening action or debate, and that any statements relating to this matter be printed in the RECORD.

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

The concurrent resolution (H. Con. Res. 327) was agreed to.

The preamble was agreed to.

CONGRATULATING THE CUMBERLAND VALLEY ATHLETIC CLUB

Mr. REID. I ask unanimous consent that the Judiciary Committee be dis-

charged from further consideration of S. Res. 611 and the Senate proceed to its immediate consideration.

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

The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 611) congratulating the Cumberland Valley Athletic Club on the 48th anniversary of the running of the JFK 50-Mile Ultra-Marathon.

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

Mr. REID. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motions to reconsider be laid upon the table, without any intervening action or debate, and any statements relating to this matter be printed in the RECORD.

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

The resolution (S. Res. 611) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 611

Whereas President John F. Kennedy set as a national goal the improvement of the health of the members of the United States Armed Forces;

Whereas President Kennedy, in 1963, issued an Executive order challenging United States Marine officers to finish a 50-mile race in 20 hours, matching a similar challenge issued in 1908 by President Theodore Roosevelt;

Whereas, since that Executive order, thousands of Americans, not just servicemen and women, have taken up the challenge of the JFK 50-Mile Ultra-Marathon;

Whereas, since the inception of the JFK 50-Mile Ultra-Marathon, all members of the Armed Services have been invited to meet the challenge set by Presidents Kennedy and Roosevelt over an historic race course;

Whereas between 30 and 40 percent of participants in the JFK 50-Mile Ultra-Marathon each year are active duty military or veterans;

Whereas each of the branches of the United States Armed Forces fields at least 1 team each year in the JFK 50-Mile Ultra-Marathon, and the Navy typically fields several teams;

Whereas much of the course of the JFK 50-Mile Ultra-Marathon is located on Federal land, including the historic C&O Canal, the Appalachian Trail, and Antietam Battlefield;

Whereas the JFK 50-Mile Ultra-Marathon includes the War Correspondents Memorial Arch, a national monument located in Gathland State Park in the State of Maryland; and

Whereas following the assassination of President Kennedy, the first JFK 50-Mile Ultra-Marathon was organized as a way to honor President Kennedy, and has been held annually, rain or shine, ever since: Now, therefore, be it

Resolved, That the Senate—

(1) commends and congratulates the past, present, and future participants and organizers of the JFK 50-Mile Ultra-Marathon; and

(2) requests the Secretary of the Senate to transmit an enrolled copy of this resolution to the Cumberland Valley Athletic Club as an expression of the best wishes of the Senate for a glorious year of celebration.

NATIONAL SCHOOL PSYCHOLOGY WEEK

Mr. REID. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of S. Res. 631 and that the Senate proceed to the consideration of that measure.

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

The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 631) designating the week beginning on November 8, 2010, as "National School Psychology Week."

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

Mr. REID. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motions to reconsider be laid upon the table, with no intervening action or debate, and that any statements related to the measure be printed in the RECORD.

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

The resolution (S. Res. 631) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 631

Whereas all children and youth learn best when they are healthy, supported, and receive an education that meets their individual needs;

Whereas schools can more effectively ensure that all students are ready and able to learn if schools meet all the needs of each student;

Whereas learning and development are directly linked to the mental health of children, and a supportive learning environment is an optimal place to promote mental health;

Whereas sound psychological principles are critical to proper instruction and learning, social and emotional development, prevention and early intervention, and support for a culturally diverse student population;

Whereas school psychologists are specially trained to deliver mental health services and academic support that lower barriers to learning and allow teachers to teach more effectively;

Whereas school psychologists facilitate collaboration that helps parents and educators identify and reduce risk factors, promote protective factors, create safe schools, and access community resources;

Whereas school psychologists are trained to assess barriers to learning, utilize data-based decisionmaking, implement research-driven prevention and intervention strategies, evaluate outcomes, and improve accountability;

Whereas State educational agencies and other State entities credential more than 35,000 school psychologists who practice in schools in the United States as key professionals that promote the learning and mental health of all children;

Whereas the National Association of School Psychologists establishes and maintains high standards for training, practice, and school psychologist credentialing, in collaboration with organizations such as the American Psychological Association, that promote effective and ethical services by