

all of the fine work she has done and wish her continued success in the years to come.●

#### TRIBUTE TO EDWARD M. HILL

● Mr. THUNE. Mr. President, today I recognize Edward M. Hill, an intern in my Washington, DC, office, for all of the hard work he has done for me, my staff, and the State of South Dakota over the past several months.

Edward is a graduate of Rapid City Central High School in Rapid City, SD. Currently, he is attending Georgetown University, where he is majoring in international politics and security studies. He is a hard worker who has been dedicated to getting the most out of his internship experience.

I would like to extend my sincere thanks and appreciation to Edward for all of the fine work he has done and wish him continued success in the years to come.●

#### TRIBUTE TO KATHERINE WAGNER

● Mr. THUNE. Mr. President, today I recognize Katherine Wagner, an intern in my Washington, DC, office, for all of the hard work she has done for me, my staff, and the State of South Dakota over the past several months.

Katherine is a graduate of Spearfish High School in Spearfish, SD. Currently, she is attending the University of South Dakota, where she is majoring in political science and mass communications. She is a hard worker who has been dedicated to getting the most out of her internship experience.

I would like to extend my sincere thanks and appreciation to Katherine for all of the fine work she has done and wish her continued success in the years to come.●

#### TRIBUTE TO TRACY ROGERS ZEA

● Mr. THUNE. Mr. President, today I recognize Tracy Rogers Zea, an intern in my Washington, DC, office, for all of the hard work he has done for me, my staff, and the State of South Dakota over the past several months.

Tracy is a graduate of Seton Catholic High School in Chandler, AZ. He is a recent graduate of South Dakota State University, where he majored in political science. He is a hard worker who has been dedicated to getting the most out of his internship experience.

I would like to extend my sincere thanks and appreciation to Tracy for all of the fine work he has done and wish him continued success in the years to come.●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mrs. Neiman, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages

from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

#### MESSAGES FROM THE HOUSE

At 12:31 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 6400. An act to designate the facility of the United States Postal Service located at 111 North 6th Street in St. Louis, Missouri, as the "Earl Wilson, Jr. Post Office".

The message also announced that the House has passed the following bills, without amendment:

S. 3789. An act to limit access to Social Security account numbers.

S. 3987. An act to amend the Fair Credit Reporting Act with respect to the applicability of identity theft guidelines to creditors.

The message further announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 267. Concurrent resolution congratulating the Baltic nations of Estonia, Latvia, and Lithuania on the 20th anniversary of their declarations on the restoration of independence from the Soviet Union.

At 3:30 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bill, with an amendment, in which it requests the concurrence of the Senate:

S. 3817. An act to amend the Child Abuse Prevention and Treatment Act, the Family Violence Prevention and Services Act, the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978, and the Abandoned Infants Assistance Act of 1988 to reauthorize the Acts, and for other purposes.

#### ENROLLED BILLS SIGNED

At 5:32 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 bills:

H.R. 2480. An act to improve the accuracy of fur product labeling, and for other purposes.

H.R. 3237. An act to enact certain laws relating to national and commercial space programs as title 51, United States Code, "National and Commercial Space Programs".

H.R. 6184. An act to amend the Water Resources Development Act of 2000 to extend and modify the program allowing the Secretary of the Army to accept and expend funds contributed by non-Federal public entities to expedite the evaluation of permits, and for other purposes.

H.R. 6399. An act to improve certain administrative operations of the Office of the Architect of the Capitol, and for other purposes.

The enrolled bills were subsequently signed by the President pro tempore (Mr. INOUE).

#### MEASURES REFERRED

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

H.R. 6400. An act to designate the facility of the United States Postal Service located at 111 North 6th Street in St. Louis, Missouri, as the "Earl Wilson, Jr. Post Office"; to the Committee on Homeland Security and Governmental Affairs.

The following concurrent resolution was read, and referred as indicated:

H. Con. Res. 267. Concurrent resolution congratulating the Baltic nations of Estonia, Latvia, and Lithuania on the 20th anniversary of the reestablishment of their full independence from the Soviet Union; to the Committee on Foreign Relations.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-8364. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Restrictions on the Use of Mandatory Arbitration Agreements" (DFARS Case 2010-D004) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Armed Services.

EC-8365. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Restriction on Ball and Roller Bearings" (DFARS Case 2006-D029) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Armed Services.

EC-8366. A communication from the Secretary of Defense, transmitting, pursuant to law, a report relative to the expenditure of funds to design the OHIO Replacement SSBN with the flexibility to accommodate female crew members; to the Committee on Armed Services.

EC-8367. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Indonesia; to the Committee on Banking, Housing, and Urban Affairs.

EC-8368. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Electronic Funds Transfer of Depository Taxes" (RIN1545-BJ13) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Finance.

EC-8369. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Modification to the Relief and Guidance on Corrections of Certain Failures of a Nonqualified Deferred Compensation Plan to Comply with Section 409A(a)" (Notice 2010-80) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Finance.

EC-8370. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the

report of a rule entitled "Extension of Deadline to Adopt Certain Retirement Plan Amendments" (Notice 2010-77) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Finance.

EC-8371. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Cost Limitations for Expensing IRC Section 179 Property" (Rev. Proc. 2010-47) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Finance.

EC-8372. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed permanent export license for the export of defense articles, to include technical data, related to the export of discontinued rifles to be returned to the manufacturer in Brazil in the amount of \$1,000,000 or more; to the Committee on Foreign Relations.

EC-8373. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services for the design, manufacture, marketing and sale of High-G Military Accelerometers; to the Committee on Foreign Relations.

EC-8374. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services to the Netherlands for the Manufacture of Dayside CCD Cameras, Lower Arm Support Assemblies and CCA Test Stations; to the Committee on Foreign Relations.

EC-8375. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services to Kuwait for the manufacture, assembly, test and sale of 25mm weapon stations for integration with Pandur 6x6 vehicles in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-8376. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services to Israel for the manufacture of F-15 parts, spares, and associated tooling for end use by the Republic of Korea and the United States in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-8377. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, to include technical data, and defense services for the manufacture of select T700 engine components for the SH-60 Helicopter for the Armed Forces of Japan in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-8378. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license

agreement for the export of defense articles, to include technical data, and defense services for the manufacture of Control Actuation Systems for the Guided Multiple Launch Rocket System (GMLRS) Program in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-8379. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services to support military and security training activities for the Government of Afghanistan in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-8380. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services for the Programmable Display Generator for the F-2 aircraft of the Japanese Ministry of Defense in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-8381. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, to include technical data, and defense services relating to the development and demonstration of lightweight small arms technologies for the United Kingdom Ministry of Defence in the amount of \$1,000,000 or more; to the Committee on Foreign Relations.

EC-8382. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, to include technical data, and defense services to support the nuclear-based Flash Radiography Sources for the United Kingdom in support of its nuclear weapons program in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-8383. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, to include technical data, and defense services for the development, production and test of the APS-508 Radar System for the CP-140 Aircraft Program in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-8384. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Absence and Leave; Sick Leave" (RIN3206-AL91) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-8385. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, a report relative to unvouchered expenditures; to the Committee on Homeland Security and Governmental Affairs.

EC-8386. A communication from the Board Members, Railroad Retirement Board, transmitting, pursuant to law, a report entitled "Railroad Retirement Board's Performance and Accountability Report for Fiscal Year

2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-8387. A communication from the Director of Administration, National Labor Relations Board, transmitting, pursuant to law, a report entitled "Performance and Accountability Report Fiscal Year 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-8388. A communication from the Director, Congressional Affairs, Federal Election Commission, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2010 through September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-8389. A communication from the Administrator of the General Services Administration, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2010 through September 30, 2010 and the 43rd report on audit final action by management; to the Committee on Homeland Security and Governmental Affairs.

EC-8390. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2010 through September 30, 2010 and the Attorney General's Semi-Annual Management Report; to the Committee on Homeland Security and Governmental Affairs.

EC-8391. A communication from the Chairman of the Consumer Product Safety Commission, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2010 through September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-8392. A communication from the Chair of the U.S. Election Assistance Commission, transmitting, pursuant to law, the Semi-Annual Report of the Inspector General for the period from April 1, 2010 through September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-8393. A communication from the Chairman, Board of Governors, U.S. Postal Service, transmitting, pursuant to law, the Semi-annual Report on the Audit, Investigative, and Security Activities of the U.S. Postal Service for the period of April 1, 2010 through September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-8394. A communication from the Secretary of the Department of Education, transmitting, pursuant to law, the Semi-annual Report from the Office of the Inspector General for the period from April 1, 2010 through September 30, 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-8395. A communication from the Secretary of Veterans Affairs, transmitting, pursuant to law, a report relative to expenditures from the Pershing Hall Revolving Fund; to the Committee on Veterans' Affairs.

EC-8396. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Implementation of Regional Fishery Management Organizations' Measures Pertaining to Vessels That Engaged in Illegal, Unreported, or Unregulated Fishing Actives" (RIN0648-AW09) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Commerce, Science, and Transportation.

EC-8397. A communication from the Deputy Assistant Administrator for Regulatory

Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries in the Western Pacific; Community Development Program Process" (RIN0648-AX76) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Commerce, Science, and Transportation.

EC-8398. A communication from the Deputy Assistant Administrator for Operations, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Pacific Coast Groundfish Fishery Management Plan; Amendments 20 and 21; Trawl Rationalization Program; Correction" (RIN0648-AY68) received in the Office of the President of the Senate on December 7, 2010; to the Committee on Commerce, Science, and Transportation.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. DORGAN, from the Committee on Indian Affairs, with an amendment in the nature of a substitute:

S. 3648. A bill to establish a commission to conduct a study and provide recommendations on a comprehensive resolution of impacts caused to certain Indian tribes by the Pick-Sloan Program (Rept. No. 111-357).

By Mrs. BOXER, from the Committee on Environment and Public Works, without amendment:

S. 4016. An original bill to amend the Federal Water Pollution Control Act to establish within the Environmental Protection Agency a Columbia Basin Restoration Program (Rept. No. 111-358).

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, with an amendment in the nature of a substitute:

S. 2902. A bill to improve the Federal Acquisition Institute.

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

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

\*Scott C. Doney, of Massachusetts, to be Chief Scientist of the National Oceanic and Atmospheric Administration.

\*Mario Cordero, of California, to be a Federal Maritime Commissioner for the term expiring June 30, 2014.

\*Rebecca F. Dye, of North Carolina, to be a Federal Maritime Commissioner for the term expiring June 30, 2015.

\*Coast Guard nominations beginning with Captain Bruce D. Baffer and ending with Captain Fred M. Midgette, which nominations were received by the Senate and appeared in the Congressional Record on September 20, 2010.

Mr. ROCKEFELLER. Mr. President, for the Committee on Commerce, Science, and Transportation I report favorably the following nomination lists which were printed in the RECORD 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 nominations beginning with Gregory J. Hall and ending with Joseph T. Benin, which nominations were received by the Senate and appeared in the Congressional Record on September 23, 2010.

\*Coast Guard nomination of Andrew C. Kirkpatrick, to be Lieutenant.

\*Coast Guard nominations beginning with Julia A. Hein and ending with Susan L. Subocz, which nominations were received by the Senate and appeared in the Congressional Record on September 29, 2010.

\*Coast Guard nominations beginning with Thomas Allan and ending with Aylwyn S. Young, which nominations were received by the Senate and appeared in the Congressional Record on September 29, 2010.

\*Coast Guard nominations beginning with Joseph B. Abeyta and ending with David K. Young, which nominations were received by the Senate and appeared in the Congressional Record on November 18, 2010.

\*Coast Guard nominations beginning with Stephen Adler and ending with Scott A. Woolsey, which nominations were received by the Senate and appeared in the Congressional Record on November 18, 2010.

\*National Oceanic and Atmospheric Administration nominations beginning with Denise J. Gruccio and ending with Lindsay R. Kurelja, which nominations were received by the Senate and appeared in the Congressional Record on November 17, 2010.

By Mr. LEAHY for the Committee on the Judiciary.

Max Oliver Cogburn, Jr., of North Carolina, to be United States District Judge for the Western District of North Carolina.

Marco A. Hernandez, of Oregon, to be United States District Judge for the District of Oregon.

Steve C. Jones, of Georgia, to be United States District Judge for the Northern District of Georgia.

Michael H. Simon, of Oregon, to be United States District Judge for the District of Oregon.

Patti B. Saris, of Massachusetts, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2015.

Dabney Langhorne Friedrich, of Maryland, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2015.

\*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. VITTER (for himself and Mr. BARRASSO):

S. 4015. A bill to provide for the establishment, on-going validation, and utilization of an official set of data on the historical temperature record, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. BOXER:

S. 4016. An original bill to amend the Federal Water Pollution Control Act to establish within the Environmental Protection Agency a Columbia Basin Restoration Pro-

gram; from the Committee on Environment and Public Works; placed on the calendar.

By Mr. LEMIEUX:

S. 4017. A bill to amend the CDBG service cap; to the Committee on Banking, Housing, and Urban Affairs.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. BROWN of Ohio:

S. Res. 697. A resolution recognizing the 15th anniversary of the Dayton Peace Accords; considered and agreed to.

#### ADDITIONAL COSPONSORS

S. 2900

At the request of Mrs. GILLIBRAND, the name of the Senator from New Mexico (Mr. BINGAMAN) was added as a cosponsor of S. 2900, a bill to establish a research, development, and technology demonstration program to improve the efficiency of gas turbines used in combined cycle and simple cycle power generation systems.

S. 3234

At the request of Mrs. MURRAY, the name of the Senator from Delaware (Mr. COONS) was added as a cosponsor of S. 3234, a bill to improve employment, training, and placement services furnished to veterans, especially those serving in Operation Iraqi Freedom and Operation Enduring Freedom, and for other purposes.

S. 3398

At the request of Mr. BAUCUS, the name of the Senator from Delaware (Mr. COONS) was added as a cosponsor of S. 3398, a bill to amend the Internal Revenue Code of 1986 to extend the work opportunity credit to certain recently discharged veterans.

S. 3572

At the request of Mrs. LINCOLN, the names of the Senator from New Mexico (Mr. UDALL), the Senator from Iowa (Mr. HARKIN) and the Senator from Hawaii (Mr. AKAKA) were added as cosponsors of S. 3572, a bill to require the Secretary of the Treasury to mint coins in commemoration of the 225th anniversary of the establishment of the Nation's first law enforcement agency, the United States Marshals Service.

S. 3737

At the request of Mr. HARKIN, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 3737, a bill to amend the Public Health Service Act and title XVIII of the Social Security Act to make the provision of technical services for medical imaging examinations and radiation therapy treatments safer, more accurate, and less costly.

S. 3860

At the request of Mrs. MCCASKILL, the name of the Senator from Delaware (Mr. COONS) was added as a cosponsor of S. 3860, a bill to require reports on the management of Arlington National Cemetery.