

Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources" (FRL No. 9279-8) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Environment and Public Works.

EC-878. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Priorities List, Final Rule No. 51" (FRL No. 9277-8) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Environment and Public Works.

EC-879. A communication from the Deputy Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Protecting the Public and Our Employees in Our Hearing Process" (RIN0960-AH29) received in the Office of the President of the Senate on March 11, 2011; to the Committee on Finance.

EC-880. A communication from the Acting 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 the design, manufacture and delivery of the SATMEX 8 Commercial Communication Satellite to Mexico in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-881. A communication from the Secretary of Education, transmitting, pursuant to law, the report of a rule entitled "Department of Education Acquisition Regulation" (RIN1890-AA16) received in the Office of the President of the Senate on March 10, 2011; to the Committee on Health, Education, Labor, and Pensions.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEVIN, from the Committee on Armed Services:

Special Report entitled "Report on the Activities of the Committee on Armed Services, United States Senate, 111th Congress" (Rept. No. 112-2).

#### 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. KERRY (for himself, Mr. LUGAR, and Mr. UDALL of Colorado):

S. 565. A bill to establish an employment-based immigrant visa for alien entrepreneurs who have received significant capital from investors to establish a business in the United States; to the Committee on the Judiciary.

By Ms. MURKOWSKI:

S. 566. A bill to provide for the establishment of the National Volcano Early Warning and Monitoring System; to the Committee on Energy and Natural Resources.

By Mr. CONRAD (for himself and Ms. COLLINS):

S. 567. A bill to amend the small, rural school achievement program and the rural and low-income school program under part B of title VI of the Elementary and Secondary Education Act of 1965; to the Committee on Health, Education, Labor, and Pensions.

By Mr. PRYOR (for himself, Mr. CONRAD, Mr. LEAHY, and Mr. TESTER):

S. 568. A bill to establish a pilot grant program for first responder agencies that experience an extraordinary financial burden resulting from the deployment of employees; to the Committee on Homeland Security and Governmental Affairs.

By Mrs. FEINSTEIN (for herself, Mr. HATCH, Mr. LEAHY, Mr. GRAHAM, Mr. REID, Mr. LEE, Mr. INOUE, Mr. BINGAMAN, Mr. LIEBERMAN, and Mr. KERRY):

S. 569. A bill to provide for fairness for the Federal judiciary; to the Committee on the Judiciary.

By Mr. TESTER (for himself, Mr. ENSIGN, Mr. BEGICH, Mr. BAUCUS, Mr. BURR, Mr. CHAMBLISS, Mr. INHOFE, Mr. PAUL, Mr. BARRASSO, and Mr. COBURN):

S. 570. A bill to prohibit the Department of Justice from tracking and cataloging the purchases of multiple rifles and shotguns; to the Committee on the Judiciary.

By Mrs. MURRAY (for herself, Mr. FRANKEN, and Mr. BEGICH):

S. 571. A bill to amend subtitle B of title VII of the McKinney-Vento Homeless Assistance Act to provide education for homeless children and youths, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BROWN of Ohio (for himself, Mr. ROCKEFELLER, Ms. MIKULSKI, Mr. FRANKEN, Mr. SANDERS, Mr. MERKLEY, and Mr. BEGICH):

S. 572. A bill to amend title 38, United States Code, to repeal the prohibition on collective bargaining with respect to matters and questions regarding compensation of employees of the Department of Veterans Affairs other than rates of basic pay, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. DEMINT (for himself and Mr. GRAHAM):

S. 573. A bill to establish a harbor maintenance block grant program to provide maximum flexibility to each State to carry out harbor maintenance and deepening projects in the State, to require transparency for water resources development projects carried out by the Corps of Engineers, and for other purposes; to the Committee on Environment and Public Works.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mr. REID (for himself, Mr. MCCONNELL, Mr. KERRY, Mr. LUGAR, Mr. AKAKA, Mr. ALEXANDER, Ms. AYOTTE, Mr. BARRASSO, Mr. BAUCUS, Mr. BEGICH, Mr. BENNET, Mr. BINGAMAN, Mr. BLUMENTHAL, Mr. BLUNT, Mr. BOOZMAN, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BURR, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CHAMBLISS, Mr. COATS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. COONS, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mr. HOEVEN, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNIS, Mr. JOHNSON of Wisconsin, Mr. JOHNSON of South Dakota, Mr. KIRK, Ms. KLOBUCHAR, Mr.

KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEE, Mr. LEVIN, Mr. LIEBERMAN, Mr. MANCHIN, Mr. MCCAIN, Mrs. MCCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mr. MORAN, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PAUL, Mr. PORTMAN, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. RUBIO, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. TOOMEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN):

S. Res. 101. A resolution expressing the sense of the Senate relating to the March 11, 2011, earthquake and tsunami in Japan; considered and agreed to.

#### ADDITIONAL COSPONSORS

S. 28

At the request of Mr. ROCKEFELLER, the name of the Senator from Massachusetts (Mr. KERRY) was added as a cosponsor of S. 28, a bill to amend the Communications Act of 1934 to provide public safety providers an additional 10 megahertz of spectrum to support a national, interoperable wireless broadband network and authorize the Federal Communications Commission to hold incentive auctions to provide funding to support such a network, and for other purposes.

S. 214

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey (Mr. LAUTENBERG) was added as a cosponsor of S. 214, a bill to amend the Oil Pollution Act of 1990 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 215

At the request of Mr. MENENDEZ, the name of the Senator from New Jersey (Mr. LAUTENBERG) was added as a cosponsor of S. 215, a bill to amend the Internal Revenue Code of 1986 to require oil polluters to pay the full cost of oil spills, and for other purposes.

S. 218

At the request of Mr. ENSIGN, the name of the Senator from Illinois (Mr. KIRK) was added as a cosponsor of S. 218, a bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system.

S. 242

At the request of Mr. ROCKEFELLER, the name of the Senator from Arkansas (Mr. BOOZMAN) was added as a cosponsor of S. 242, a bill to amend title 10, United States Code, to enhance the roles and responsibilities of the Chief of the National Guard Bureau.

S. 260

At the request of Mr. NELSON of Florida, the names of the Senator from Michigan (Ms. STABENOW) and the Senator from Minnesota (Ms. KLOBUCHAR)

were added as cosponsors of S. 260, a bill to amend title 10, United States Code, to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans' dependency and indemnity compensation.

S. 328

At the request of Mr. BROWN of Ohio, the name of the Senator from West Virginia (Mr. MANCHIN) was added as a cosponsor of S. 328, a bill to amend title VII of the Tariff Act of 1930 to clarify that countervailing duties may be imposed to address subsidies relating to fundamentally undervalued currency of any foreign country.

S. 344

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. 344, a bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation, and for other purposes.

S. 358

At the request of Mr. ROBERTS, the names of the Senator from Louisiana (Mr. VITTER), the Senator from Tennessee (Mr. CORKER), the Senator from Alabama (Mr. SHELBY), the Senator from Alaska (Ms. MURKOWSKI), the Senator from Indiana (Mr. LUGAR) and the Senator from Maine (Ms. SNOWE) were added as cosponsors of S. 358, a bill to codify and modify regulatory requirements of Federal agencies.

S. 362

At the request of Mr. WHITEHOUSE, the name of the Senator from Rhode Island (Mr. REED) was added as a cosponsor of S. 362, a bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes.

S. 374

At the request of Mr. KERRY, the name of the Senator from Minnesota (Mr. FRANKEN) was added as a cosponsor of S. 374, a bill to amend title XVIII of the Social Security Act to eliminate the 190-day lifetime limit on inpatient psychiatric hospital services under the Medicare program.

S. 387

At the request of Mrs. BOXER, the name of the Senator from Alaska (Ms. MURKOWSKI) was added as a cosponsor of S. 387, a bill to amend title 37, United States Code, to provide flexible spending arrangements for members of uniformed services, and for other purposes.

S. 411

At the request of Ms. KLOBUCHAR, the name of the Senator from Alaska (Ms. MURKOWSKI) was added as a cosponsor of S. 411, a bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to enter into agreements with States and non-

profit organizations to collaborate in the provision of case management services associated with certain supported housing programs for veterans, and for other purposes.

S. 414

At the request of Mr. DURBIN, the names of the Senator from New York (Mr. SCHUMER) and the Senator from Maryland (Ms. MIKULSKI) were added as cosponsors of S. 414, a bill to protect girls in developing countries through the prevention of child marriage, and for other purposes.

S. 418

At the request of Mr. HARKIN, the name of the Senator from Oregon (Mr. MERKLEY) was added as a cosponsor of S. 418, a bill to award a Congressional Gold Medal to the World War II members of the Civil Air Patrol.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from Idaho (Mr. CRAPO) was added as a cosponsor of S. 496, a bill to amend the Food, Conservation, and Energy Act to repeal a duplicative program relating to inspection and grading of catfish.

S. 509

At the request of Mr. UDALL of Colorado, the name of the Senator from Nevada (Mr. ENSIGN) was added as a cosponsor of S. 509, a bill to amend the Federal Credit Union Act, to advance the ability of credit unions to promote small business growth and economic development opportunities, and for other purposes.

S. 522

At the request of Mr. WARNER, the name of the Senator from Mississippi (Mr. WICKER) was added as a cosponsor of S. 522, a bill to clarify the rights and responsibilities of Federal entities in the spectrum relocation process, and for other purposes.

S. 528

At the request of Mrs. GILLIBRAND, the name of the Senator from Maryland (Ms. MIKULSKI) was added as a cosponsor of S. 528, a bill to provide driver safety grants to States with graduated driver licensing laws that meet certain minimum requirements.

S. 545

At the request of Mr. UDALL of Colorado, the name of the Senator from New Mexico (Mr. BINGAMAN) was added as a cosponsor of S. 545, a bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to strengthen the quality control measures in place for part B lung disease claims and part E processes with independent reviews.

S. 549

At the request of Mr. ENSIGN, the name of the Senator from Alaska (Ms. MURKOWSKI) was added as a cosponsor of S. 549, a bill to require the Attorney General of the United States to compile, and make publically available, certain data relating to the Equal Access to Justice Act, and for other purposes.

S. 550

At the request of Mr. MCCAIN, his name was added as a cosponsor of S. 550, a bill to improve the provision of assistance to fire departments, and for other purposes.

S. 554

At the request of Mr. GRAHAM, the names of the Senator from Alabama (Mr. SESSIONS) and the Senator from Louisiana (Mr. VITTER) were added as cosponsors of S. 554, a bill to prohibit the use of Department of Justice funds for the prosecution in Article III courts of the United States of individuals involved in the September 11, 2001, terrorist attacks.

S. 559

At the request of Ms. KLOBUCHAR, the name of the Senator from South Dakota (Mr. JOHNSON) was added as a cosponsor of S. 559, a bill to promote the production and use of renewable energy, and for other purposes.

S. 560

At the request of Mr. DURBIN, the name of the Senator from Vermont (Mr. SANDERS) was added as a cosponsor of S. 560, a bill to amend title XVIII of the Social Security Act to deliver a meaningful benefit and lower prescription drug prices under the Medicare program.

S. CON. RES. 4

At the request of Ms. MIKULSKI, her name was added as a cosponsor of S. Con. Res. 4, a concurrent resolution expressing the sense of Congress that an appropriate site on Chaplains Hill in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the Jewish chaplains who died while on active duty in the Armed Forces of the United States.

S. RES. 51

At the request of Mr. MENENDEZ, the names of the Senator from Alaska (Mr. BEGICH), the Senator from Missouri (Mr. BLUNT), the Senator from Ohio (Mr. BROWN), the Senator from South Dakota (Mr. JOHNSON), the Senator from Massachusetts (Mr. KERRY), the Senator from Wisconsin (Mr. KOHL), the Senator from Michigan (Mr. LEVIN), the Senator from Indiana (Mr. LUGAR), the Senator from Maryland (Ms. MIKULSKI), the Senator from Florida (Mr. NELSON), the Senator from Idaho (Mr. RISCH), the Senator from West Virginia (Mr. ROCKEFELLER) and the Senator from Hawaii (Mr. INOUE) were added as cosponsors of S. Res. 51, a resolution recognizing the 190th anniversary of the independence of Greece and celebrating Greek and American democracy.

S. RES. 98

At the request of Mr. KOHL, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. Res. 98, a resolution to express the sense of the Senate regarding the school breakfast program.

S. RES. 99

At the request of Mr. DEMINT, the names of the Senator from New Hampshire (Ms. AYOTTE) and the Senator

from Alaska (Ms. MURKOWSKI) were added as cosponsors of S. Res. 99, a resolution expressing the sense of the Senate that the primary safeguard for the well-being and protection of children is the family, and that the primary safeguards for the legal rights of children in the United States are the Constitutions of the United States and the several States, and that, because the use of international treaties to govern policy in the United States on families and children is contrary to principles of self-government and federalism, and that, because the United Nations Convention on the Rights of the Child undermines traditional principles of law in the United States regarding parents and children, the President should not transmit the Convention to the Senate for its advice and consent.

S. RES. 100

At the request of Mr. BENNET, the name of the Senator from Utah (Mr. HATCH) was added as a cosponsor of S. Res. 100, a resolution designating March 11, 2011, as "World Plumbing Day".

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. KERRY (for himself, Mr. LUGAR, and Mr. UDALL of Colorado):

S. 565. A bill to establish an employment-based immigrant visa for alien entrepreneurs who have received significant capital from investors to establish a business in the United States; to the Committee on the Judiciary.

Mr. LUGAR. Mr. President, I rise to support the StartUp Visa Act of 2011, as the leading Republican cosponsor, because I believe this legislation will increase the possibility that companies such as Google, Intel, Yahoo and Proctor & Gamble—which were all started completely or in part by immigrant entrepreneurs—will continue to be founded in America. This legislation will help immigrant entrepreneurs like Paroon Chadha, Purdue University alumnus and cofounder of a company that currently employs more than two dozen American-born Hoosiers and continues to grow—as demonstrated by plans to hire four additional staff members in April 2011. Paroon and I believe America remains the best country in the world to do business and that we should continue attracting immigrant entrepreneurs to help drive innovation and job creation here at home.

At a time when our country struggles to achieve full economic recovery, foreign-born entrepreneurs who wish to establish companies and create jobs in the United States, often with the financial backing of American investors, are instead operating from other countries because they find the process of immigrating to the U.S. too difficult. The logic of our current approach places America at a competitive disadvantage in the global race to attract the very best talent and is counterproductive to our national interest.

According to a 2009 survey of American entrepreneurs conducted by the Kauffman Foundation, an overwhelming majority of the participants felt that "the United States cannot have a sustained economic recovery without another burst of entrepreneurial activity." Over the past 15 years, immigrant entrepreneurs have started 25 percent of venture-backed public companies and 40 percent of companies in the high technology sector. A 2007 report commissioned by the National Venture Capital Association noted that the market capitalization of publically traded venture-backed companies founded by immigrant entrepreneurs exceeded \$500 billion.

The StartUp visa represents a commonsense solution to this problem and does not require the creation of new visas. The bill proposes to draw from existing visas under the EB-5 category, which is a set-aside of visas for immigrants who invest at least \$1 million in the U.S., and thereby create 10 jobs, to obtain a green card. In areas where unemployment is high, foreign nationals need only invest \$500,000 to obtain residency. Many more visas are annually allocated for the EB-5 category than are used, so the addition of immigrant entrepreneurs will not require additional visas.

Better utilizing existing visas, immigrant entrepreneurs living outside the United States would be eligible to apply for a StartUp visa if a qualified American investor agrees to financially sponsor their entrepreneurial venture with a minimum investment of \$100,000. After 2 years, their business must have created five new jobs and raised not less than \$500,000 in additional capital investment or generate not less than \$500,000 in revenue.

Additionally, immigrant entrepreneurs currently residing in the United States on an unexpired H-1B visa or immigrant entrepreneurs currently in the country who have completed a graduate level degree in science, technology, engineering, math, computer science, or other relevant academic discipline from an accredited United States institution of higher education would be eligible for a StartUp visa. Eligibility in each of these cases is contingent upon the immigrant entrepreneur demonstrating that they will be self-sufficient and that a qualified U.S. investor will financially back their entrepreneurial venture with a minimum investment of \$20,000. After 2 years, their business must have created three new jobs and raised not less than \$100,000 in additional capital investment or generate not less than \$100,000 in revenue.

Finally, immigrant entrepreneurs living outside the U.S. who have controlling interest of a company based in a foreign country that has generated, during the most recent 12-month period, not less than \$100,000 in revenue from sales in the U.S. would be eligible to apply for a StartUp visa. At the conclusion of 2 years, this immigrant en-

trepreneur must have created three new jobs in the U.S. and raised not less than \$100,000 in additional capital investment or generate not less than \$100,000 in revenue.

Immigrant entrepreneurs want to come to America, hire Americans, and create jobs right here for Americans—and we should be helping them come. Senator KERRY and I believe that it is in our national interest to encourage those who can help drive the next generation of innovation to do it here, not someplace else. This plan has the support of investors, immigrants, technology organizations, and taxpayers. I ask for your support on passage of this bill.

By Ms. MURKOWSKI:

S. 566. A bill to provide for the establishment of the National Volcano Early Warning and Monitoring System; to the Committee on Energy and Natural Resources.

Ms. MURKOWSKI. Mr. President, I rise today to reintroduce a bill and talk about an issue that has, unfortunately, become a regular occurrence in Alaska and holds great interest to the Nation and the world. I am talking about volcano monitoring. While erupting volcanoes are a early constant part of our lives in Alaska, it usually takes a worldwide event such the eruption last year of a volcano in Iceland, which disrupted air traffic in Europe and around the world, to capture the public's attention.

Two years ago it was the eruption of Mount Redoubt, which cancelled hundreds of flights in Alaska that motivated me to introduce the National Volcano Early Warning and Monitoring System Act. I reintroduce the bill now because it is still vitally important to the United States.

The volcanoes in Alaska make up well over three-quarters of U.S. volcanoes that have erupted in the last two hundred years. About 50 volcanic eruptions occur around the world every year, according to the United States Geological Survey, USGS. The United States ranks third, behind Indonesia and Japan, in its number of historically active volcanoes.

That is why it is so important to fund volcano monitoring, which in Alaska is through the Alaska Volcano Observatory. The Alaska Volcano Observatory, AVO, is one of five Volcano observatories in the United States. It is a joint program of the United States Geological Survey, the Geophysical Institute of the University of Alaska Fairbanks, and the State of Alaska Division of Geological and Geophysical Surveys. AVO is unique in the United States and probably the world, in that it is a thoroughly collaborative undertaking of federal scientists, state scientists, and university faculty and students.

AVO was formed in 1988, after an eruption of Mount Augustine, and uses federal, state, and university resources to monitor and study Alaska's hazardous volcanoes, to predict and record