

a rule entitled “Community Reinvestment Act—Interagency Uniformity” (RIN1550-AC08) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-894. A communication from the Assistant General Counsel, General Law, Ethics, and Regulation, Department of the Treasury, transmitting, pursuant to law, a report relative to a vacancy announcement in the position of Under Secretary (Terrorism and Financial Crimes), received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-895. 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 Ireland; to the Committee on Banking, Housing, and Urban Affairs.

EC-896. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, the Bank’s 2010 Annual Report; to the Committee on Banking, Housing, and Urban Affairs.

EC-897. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled “Medicare Program; Revisions to the Reductions and Increases to Hospitals’ FTE Resident Caps for Graduate Medical Education Payment Purposes” (RIN0938-AQ92) received in the Office of the President of the Senate on March 14, 2011; to the Committee on Finance.

EC-898. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Extension of Import Restrictions Imposed on Certain Archaeological and Ethnological Materials from Colombia” (RIN1515-AD73) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Finance.

EC-899. A communication from the Chief of the Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled “Country of Origin of Textile and Apparel Products” (RIN1515-AD57) received during adjournment of the Senate in the Office of the President of the Senate on March 14, 2011; to the Committee on Finance.

EC-900. A communication from the Deputy Chief Human Capital Officer, Department of Energy, transmitting, pursuant to law, the Department’s third and final report on the category rating system; to the Committee on Homeland Security and Governmental Affairs.

EC-901. A communication from the Chairman of the Occupational Safety and Health Review Commission, transmitting, pursuant to law, the Commission’s Buy American Act Report for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-902. A communication from the Senior Counsel for Regulatory Affairs, Departmental Offices, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled “Garnishment of Accounts Containing Federal Benefit Payments” (RIN1505-AC20) received in the Office of the President of the Senate on March 10, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-903. A communication from the Administrator of the National Aeronautics and

Space Administration, transmitting, pursuant to law, a report entitled “2011 National Aeronautics and Space Administration (NASA) Strategic Plan”; to the Committee on Homeland Security and Governmental Affairs.

EC-904. A communication from the Chairman of the Merit Systems Protection Board, transmitting, pursuant to law, a report entitled “Making the Right Connections: Targeting the Best Competencies for Training”; to the Committee on Homeland Security and Governmental Affairs.

EC-905. A communication from the Chairman of the Consumer Product Safety Commission, transmitting, pursuant to law, the Commission’s Fiscal Year 2010 Annual Performance and Accountability Report; to the Committee on Homeland Security and Governmental Affairs.

EC-906. A communication from the Chairman of the National Capital Planning Commission, transmitting, pursuant to law, the Commission’s Performance and Accountability Report for fiscal year 2010; to the Committee on Homeland Security and Governmental Affairs.

EC-907. A communication from the Chairman, Federal Labor Relations Authority, transmitting, pursuant to law, the Authority’s Fiscal Year 2010 Performance and Accountability Report; to the Committee on Homeland Security and Governmental Affairs.

EC-908. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report relative to a one-year extension of the District of Arizona’s declaration of a judicial emergency; to the Committee on the Judiciary.

EC-909. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report entitled “Report of the Proceedings of the Judicial Conference of the United States” for the September 2010 session; to the Committee on the Judiciary.

EC-910. A communication from the Deputy General Counsel, Office of Surety Guarantees, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled “Surety Bond Guarantee Program; Disaster and Miscellaneous Amendments” (RIN3245-AF77) received during adjournment of the Senate in the Office of the President of the Senate on March 11, 2011; to the Committee on Small Business and Entrepreneurship.

EC-911. A communication from the Director of the Regulations Management Office of the General Counsel, Office of Public and Intergovernmental Affairs, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled “U.S. Paralympics Monthly Assistance Allowance” (RIN2900-AN43) received in the Office of the President of the Senate on March 15, 2011; to the Committee on Veterans’ Affairs.

EC-912. A communication from the Secretary of the Treasury, transmitting, pursuant to Executive Order 13313 of July 31, 2003, the semiannual report detailing payments made to Cuba as a result of the provision of telecommunications services pursuant to Department of the Treasury specific licenses; to the Committee on Foreign Relations.

EC-913. 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 Singapore related to the sale of one G550 aircraft modified with a military TACAN beacon system and an AN/ARC-210 VHF/UHF radio in the amount of

\$50,000,000 or more; to the Committee on Foreign Relations.

EC-914. 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 manufacturing license agreement for the export of defense articles, to include technical data, and defense services to the Commonwealth of Australia for the manufacture, assembly, testing, qualification, maintenance and repair of military aiming lasers, infrared illuminators, and associated military electronics; to the Committee on Foreign Relations.

EC-915. 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 manufacturing license agreement for the export of defense articles, to include technical data, and defense services to Japan for the manufacture and support of the KD2R-5 Aerial Target System Program for the Japanese Ministry of Defense in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-5. A resolution adopted by the House of Representatives of the State of Michigan urging the Congress of the United States to take steps to insure that the Wall Street Reform and Consumer Protection Act does not result in increased fees on consumers at exempted institutions; to the Committee on Banking, Housing, and Urban Affairs.

HOUSE RESOLUTION NO. 21

Whereas, under certain provisions (section 1075) of the Wall Street Reform and Consumer Protection Act (Public Law No. 111-203), the Federal Reserve Board is required to issue regulations that would provide for reasonable interchange transaction fees for electronic debit transactions and place limitations on payment card network restrictions; and

Whereas, in drafting Section 1075, Congress included language to exempt small issuers from this provision, defining small institutions as those “with less than \$10 billion in total assets.” Small issuers rely on debit interchange fees to provide free checking services to their customers and to cover costs associated with fraud prevention and data security. If these costs were not fully recoverable, small issuers would be unable to offer debit services to their customers, and the result could be decreased consumer choice and higher fees. Because of these concerns, Congress specifically exempted those institutions with less than \$10 billion in assets; and

Whereas, the Federal Reserve Board’s current debit interchange fee regulatory proposal (Docket No. R-1404) could lead to the unintended consequences of increasing costs on consumers and limiting consumer choice. The proposal does not include any provision designed to enforce the carve-out for small issuers. It is incumbent on Congress to revisit this issue and help insure that these regulations do not ultimately result in less choice and higher costs for consumers: Now, therefore, be it

Resolved by the House of Representatives, That we urge Congress to stop or delay the implementation of Section 1075 so that statutory changes can be made to ensure institutions with less than \$10 billion in assets are

exempted without consequence in order to ensure Section 1075 does not result in increased fees on consumers at exempted institutions; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

EXECUTIVE REPORTS OF COMMITTEE

The following executive reports of nominations were submitted:

By Mr. LEVIN for the Committee on Armed Services.

*Michael Vickers, of Virginia, to be Under Secretary of Defense for Intelligence.

*Jo Ann Rooney, of Massachusetts, to be Principal Deputy Under Secretary of Defense for Personnel and Readiness.

Army nomination of Lt. Gen. Purl K. Keen, to be Lieutenant General.

Army nomination of Gen. Martin E. Dempsey, to be General.

Army nomination of Maj. Gen. Joseph L. Votel, to be Lieutenant General.

Army nomination of Brig. Gen. Donald L. Rutherford, to be Major General.

Army nomination of Maj. Gen. Donald M. Campbell, Jr., to be Lieutenant General.

Marine Corps nomination of Maj. Gen. Thomas L. Conant, to be Lieutenant General.

Marine Corps nomination of Lt. Gen. John F. Kelly, to be Lieutenant General.

Navy nomination of Rear Adm. James P. Wisecup, to be Vice Admiral.

Navy nomination of Vice Adm. Joseph D. Kernan, to be Vice Admiral.

Mr. LEVIN. Mr. President, for the Committee on Armed Services I report favorably the following nomination lists which were printed in the RECORDS 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.

Air Force nominations beginning with David Lewis Buttrick and ending with Theodore L. Wilson, which nominations were received by the Senate and appeared in the Congressional Record on February 28, 2011.

Air Force nominations beginning with Martin D. Adamson and ending with John Marion Von Almen, which nominations were received by the Senate and appeared in the Congressional Record on February 28, 2011.

Air Force nominations beginning with Christian R. Schlicht and ending with Kamekea C. Willis, which nominations were received by the Senate and appeared in the Congressional Record on March 4, 2011.

Army nomination of Stacy J. Taylor, to be Major.

Army nominations beginning with Temidayo L. Anderson and ending with Allen P. Zent, which nominations were received by the Senate and appeared in the Congressional Record on February 16, 2011.

Army nomination of Paul L. Robson, to be Major.

Army nomination of Brian M. Boyce, to be Major.

Army nomination of Jan I. Maby, to be Lieutenant Colonel.

Army nominations beginning with Jason K. Burgman and ending with Cody D.

Whittington, which nominations were received by the Senate and appeared in the Congressional Record on February 28, 2011.

Army nominations beginning with Lee A. Burnett and ending with Robert A. Marsh, which nominations were received by the Senate and appeared in the Congressional Record on February 28, 2011.

Army nominations beginning with Kenneth P. Donnelly and ending with Richard J. Vanarnam, Jr., which nominations were received by the Senate and appeared in the Congressional Record on February 28, 2011.

Army nominations beginning with Kevin J. McCann and ending with Gordon E. Vincent, which nominations were received by the Senate and appeared in the Congressional Record on February 28, 2011.

Army nominations beginning with John S. Kuttas and ending with Wesley G. White, which nominations were received by the Senate and appeared in the Congressional Record on February 28, 2011.

Army nomination of Nicole K. Avci, to be Major.

Army nomination of Edmond K. Safarian, to be Major.

Army nominations beginning with Charles L. Clark and ending with Russell D. Taylor, which nominations were received by the Senate and appeared in the Congressional Record on March 4, 2011.

Army nominations beginning with Erik M. Benda and ending with Seth D. Middleton, which nominations were received by the Senate and appeared in the Congressional Record on March 9, 2011.

Army nominations beginning with Kevin B. Dennehy and ending with Gregory A. Thingvold, which nominations were received by the Senate and appeared in the Congressional Record on March 9, 2011.

Marine Corps nomination of Daniel A. Sierra, to be Major.

Marine Corps nomination of Jeffrey S. Forbes, to be Lieutenant Colonel.

Navy nominations beginning with Garry W. Lambert and ending with Bryan P. Rasmussen, which nominations were received by the Senate and appeared in the Congressional Record on February 14, 2011.

Navy nominations beginning with Karin E. Thomas and ending with Leslie A. Waldman, which nominations were received by the Senate and appeared in the Congressional Record on February 14, 2011.

Navy nomination of Daniel A. Freilich, to be Captain.

Navy nominations beginning with Richard T. Grossart and ending with Andrew G. Mortimer, which nominations were received by the Senate and appeared in the Congressional Record on March 4, 2011.

Navy nominations beginning with John A. Salvato and ending with Jay A. Ferns, which nominations were received by the Senate and appeared in the Congressional Record on March 4, 2011.

Navy nomination of Brandon M. Oberling, to be Lieutenant Commander.

Navy nominations beginning with William A. Brown, Jr. and ending with Harpreet Singh, which nominations were received by the Senate and appeared in the Congressional Record on March 9, 2011.

*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. MCCAIN (for himself and Mr. RUBIO):

S. 574. A bill to amend the Internal Revenue Code of 1986 to allow individuals to designate that up to 10 percent of their income tax liability be used to reduce the national debt, and to require spending reductions equal to the amounts so designated; to the Committee on Finance.

By Mr. TESTER (for himself, Mr. CORCKER, Mr. CARPER, Mr. ROBERTS, Mr. COONS, Mr. LEE, Mr. NELSON of Nebraska, Mr. KYL, Mr. TOOMEY, Mr. THUNE, and Mr. COBURN):

S. 575. A bill to study the market and appropriate regulatory structure for electronic debit card transactions, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. HARKIN:

S. 576. A bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. VITTER:

S. 577. A bill to amend the Internal Revenue Code of 1986 to clarify eligibility for the child tax credit; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. FRANKEN, Mr. SANDERS, Mr. BEGICH, Mr. WYDEN, Mr. WHITEHOUSE, Mr. KERRY, and Mrs. MURRAY):

S. 578. A bill to amend title V of the Social Security Act to eliminate the abstinence-only education program; to the Committee on Finance.

By Mr. LAUTENBERG:

S. 579. A bill to amend title 10, United States Code, to direct the Secretary of Defense to provide members of the Individual Ready Reserve, Individual Mobilization Augmentees, and inactive members of the National Guard who served in Afghanistan or Iraq with information on counseling to prevent suicide, and for other purposes; to the Committee on Armed Services.

By Ms. KLOBUCHAR (for herself, Mr. LUGAR, and Mr. NELSON of Nebraska):

S. 580. A bill to amend the Environmental Research, Development, and Demonstration Authorization Act of 1978 to require the appointment of a member of the Science Advisory Board based on the recommendation of the Secretary of Agriculture; to the Committee on Environment and Public Works.

By Mr. BURR (for himself and Mr. ENZI):

S. 581. A bill to amend the Child Care and Development Block Grant Act of 1990 to require criminal background checks for child care providers; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SANDERS (for himself, Mr. AKAKA, Mr. WHITEHOUSE, Mr. BROWN of Ohio, Ms. MIKULSKI, Mrs. BOXER, Ms. STABENOW, Mr. BEGICH, Mr. BLUMENTHAL, and Mr. LAUTENBERG):

S. 582. A bill to establish a point of order against any efforts to reduce benefits paid to Social Security recipients, raise the retirement age, or create private retirement accounts under title II of the Social Security Act; to the Committee on Rules and Administration.

By Ms. MIKULSKI (for herself and Mr. INOUE):