

S. 520. A bill to repeal the Volumetric Ethanol Excise Tax Credit; to the Committee on Finance.

By Mr. CRAPO (for himself and Mr. RISCH):

S. 521. A bill for the relief of Tim Lowery and Paul Nettleton of Owyhee County, Idaho; to the Committee on the Judiciary.

By Mr. WARNER:

S. 522. A bill to clarify the rights and responsibilities of Federal entities in the spectrum relocation process, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. SCHUMER (for himself, Mrs. FEINSTEIN, Mr. NELSON of Florida, Mrs. MCCASKILL, and Mr. TESTER):

S. 523. A bill to provide for enhanced criminal penalties for individuals who file a SEVP certification petition under false pretenses; to the Committee on the Judiciary.

By Mrs. FEINSTEIN:

S. 524. A bill to terminate certain hydro-power reservations, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. COLLINS (for herself and Ms. MIKULSKI):

S. 525. A bill to amend the Public Health Service Act to provide for integration of mental health services and mental health treatment outreach teams, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MCCAIN (for himself and Mr. KYL):

S. 526. A bill to provide for the conveyance of certain Bureau of Land Management land in Mohave County, Arizona, to the Arizona Game and Fish Commission, for use as a public shooting range; to the Committee on Energy and Natural Resources.

By Mr. DEMINT (for himself, Mr. CORKER, and Mr. COBURN):

S. 527. A bill to amend the Emergency Economic Stabilization Act of 2008 to terminate the authority of the Secretary of the Treasury to provide new assistance under the Home Affordable Modification Program, while preserving assistance to homeowners who were already extended an offer to participate in the Program, either on a trial or permanent basis; to the Committee on Banking, Housing, and Urban Affairs.

By Mrs. GILLIBRAND (for herself, Mr. CARDIN, Mr. CARPER, Ms. KLOBUCHAR, and Mr. WHITEHOUSE):

S. 528. A bill to provide driver safety grants to States with graduated driver licensing laws that meet certain minimum requirements; to the Committee on Environment and Public Works.

By Mr. MENENDEZ (for himself, Mr. ALEXANDER, and Mr. CASEY):

S. 529. A bill to extend the temporary duty suspensions on certain cotton shirting fabrics, and for other purposes; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself and Mr. WEBB):

S. 530. A bill to modify certain subsidies for ethanol production, and for other purposes; to the Committee on Finance.

By Mr. WEBB (for himself and Mr. LIEBERMAN):

S. 531. A bill to amend section 5542 of title 5, United States Code, to provide that any hours worked by Federal firefighters under a qualified trade-of-time arrangement shall be excluded for purposes of determinations relating to overtime pay; to the Committee on Homeland Security and Governmental Affairs.

By Mr. PRYOR (for himself and Ms. SNOWE):

S. 532. A bill to establish the Patriot Express Loan Program under which the Small Business Administration may make loans to

members of the military community wanting to start or expand small business concerns, and for other purposes; to the Committee on Small Business and Entrepreneurship.

By Mr. GRASSLEY (for himself and Mr. LEE):

S. 533. A bill to amend Rule 11 of the Federal Rules of Civil Procedure to improve attorney accountability, and for other purposes; to the Committee on the Judiciary.

By Mr. KERRY (for himself, Mr. CRAPO, Mr. WYDEN, Ms. SNOWE, Mr. SCHUMER, Mr. CORNYN, Mr. LEAHY, Mr. BURR, Ms. MIKULSKI, Mr. BROWN of Massachusetts, Mr. MERKLEY, Mr. WICKER, Mr. BROWN of Ohio, Mr. CHAMBLISS, Mr. TESTER, Mr. COCHRAN, Ms. CANTWELL, Mr. PORTMAN, and Mr. CARDIN):

S. 534. A bill to amend the Internal Revenue Code of 1986 to provide a reduced rate of excise tax on beer produced domestically by certain small producers; to the Committee on Finance.

By Mr. ISAKSON (for himself and Mr. CHAMBLISS):

S. 535. A bill to authorize the Secretary of the Interior to lease certain lands within Fort Pulaski National Monument, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WEBB:

S. 536. A bill to amend title 38, United States Code, to provide that utilization of survivors' and dependents' educational assistance shall not be subject to the 48-month limitation on the aggregate amount of assistance utilizable under multiple veterans and related educational assistance programs; to the Committee on Veterans' Affairs.

By Mr. WEBB:

S. 537. A bill to require the Secretary of the Treasury to instruct the United States Executive Directors of the World Bank and the Asian Development Bank to use the voice and vote of the United States to oppose the provision of any loan or financial or technical assistance for a project for the construction of hydroelectric dams or electricity transmission systems in the Mekong River Basin unless the Secretary makes certain assurances with respect to the project, and for other purposes; to the Committee on Foreign Relations.

## SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mrs. HUTCHISON (for herself and Mr. CORNYN):

S. Res. 96. A resolution congratulating the Army Dental Corps on its 100th anniversary; to the Committee on Armed Services.

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

S. Res. 97. A resolution affirming the importance of exercise and physical activity as key components of a healthy lifestyle, including in combating obesity, reducing chronic disease, and lowering health care costs; considered and agreed to.

## ADDITIONAL COSPONSORS

S. 228

At the request of Mr. BARRASSO, the name of the Senator from Indiana (Mr. COATS) was added as a cosponsor of S. 228, a bill to preempt regulation of, action relating to, or consideration of greenhouse gases under Federal and

common law on enactment of a Federal policy to mitigate climate change.

S. 296

At the request of Mrs. KLOBUCHAR, the name of the Senator from Connecticut (Mr. BLUMENTHAL) was added as a cosponsor of S. 296, a bill to amend the Federal Food, Drug, and Cosmetic Act to provide the Food and Drug Administration with improved capacity to prevent drug shortages.

S. 312

At the request of Mrs. HUTCHISON, the name of the Senator from Georgia (Mr. ISAKSON) was added as a cosponsor of S. 312, a bill to amend the Patient Protection and Affordable Care Act to repeal certain limitations on health care benefits.

S. 344

At the request of Mr. REID, the name of the Senator from New Jersey (Mr. MENENDEZ) 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 Illinois (Mr. KIRK), the Senator from Wyoming (Mr. ENZI), the Senator from Mississippi (Mr. COCHRAN), the Senator from South Carolina (Mr. GRAHAM) and the Senator from Idaho (Mr. CRAPO) were added as cosponsors of S. 358, a bill to codify and modify regulatory requirements of Federal agencies.

S. 359

At the request of Mr. JOHANNES, the name of the Senator from Georgia (Mr. ISAKSON) was added as a cosponsor of S. 359, a bill to amend the Internal Revenue Code of 1986 to repeal the expansion of information reporting requirements to payments made to corporations, payments for property and other gross proceeds, and rental property expense payments, and for other purposes.

S. 398

At the request of Mr. BINGAMAN, the names of the Senator from Montana (Mr. BAUCUS) and the Senator from Washington (Ms. CANTWELL) were added as cosponsors of S. 398, a bill to amend the Energy Policy and Conservation Act to improve energy efficiency of certain appliances and equipment, and for other purposes.

S. 414

At the request of Mr. DURBIN, the names of the Senator from Rhode Island (Mr. WHITEHOUSE), the Senator from New Jersey (Mr. MENENDEZ) and the Senator from New Jersey (Mr. LAUTENBERG) 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. 474

At the request of Ms. SNOWE, the name of the Senator from South Dakota (Mr. THUNE) was added as a cosponsor of S. 474, a bill to reform the regulatory process to ensure that small businesses are free to compete and to create jobs, and for other purposes.

S. 496

At the request of Mr. MCCAIN, the name of the Senator from Massachusetts (Mr. KERRY) 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. 501

At the request of Mr. THUNE, the name of the Senator from Minnesota (Ms. KLOBUCHAR) was added as a cosponsor of S. 501, a bill to establish pilot projects under the Medicare program to provide incentives for home health agencies to utilize home monitoring and communications technologies.

S. 509

At the request of Mr. UDALL of Colorado, the names of the Senator from Michigan (Ms. STABENOW) and the Senator from Michigan (Mr. LEVIN) were added as cosponsors 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. 512

At the request of Mr. BINGAMAN, the name of the Senator from Idaho (Mr. CRAPO) was added as a cosponsor of S. 512, a bill to amend the Energy Policy Act of 2005 to require the Secretary of Energy to carry out programs to develop and demonstrate 2 small modular nuclear reactor designs, and for other purposes.

S. 514

At the request of Mr. WYDEN, the name of the Senator from Wisconsin (Mr. JOHNSON) was added as a cosponsor of S. 514, a bill to amend chapter 21 of title 5, United States Code, to provide that fathers of permanently disabled or deceased veterans shall be included with mothers of such veterans as preference eligibles for treatment in the civil service.

S. RES. 51

At the request of Mr. MENENDEZ, the names of the Senator from Delaware (Mr. CARPER), the Senator from Indiana (Mr. COATS), the Senator from Oklahoma (Mr. COBURN) and the Senator from California (Mrs. FEINSTEIN) 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. 87

At the request of Mr. COCHRAN, the names of the Senator from Nebraska (Mr. JOHANNIS) and the Senator from In-

diana (Mr. LUGAR) were added as cosponsors of S. Res. 87, a resolution designating the year of 2012 as the "International Year of Cooperatives".

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. BINGAMAN (for himself, Mr. UDALL of New Mexico, Mr. SCHUMER, Mr. KYL, and Mr. BENNET):

S. 517. A bill to authorize the Attorney General to award grants for States to implement minimum and enhanced DNA collection processes; to the Committee on the Judiciary.

Mr. BINGAMAN. Mr. President, I rise today to introduce the Katie Sepich Enhanced DNA Collection Act of 2011. I am pleased that Senators KYL, UDALL of New Mexico, SCHUMER, and BENNET of Colorado are joining me today in sponsoring this important piece of legislation. Congressman SCHIFF and REICHERT are also introducing this bipartisan bill in the House.

Similar legislation, which was championed in the House of Representatives by Congressman TEAGUE, overwhelmingly passed that body last year with a bipartisan vote of 357 to 32. Unfortunately, efforts to move the legislation last year were unsuccessful in the Senate. I look forward to working with my colleagues to pass this bipartisan bill in the Senate this Congress.

The bill is named after Katie Sepich, a promising graduate student attending New Mexico State University who was tragically murdered in 2003. The man who killed Katie was arrested for aggravated assault about 3 months after the murder. Although police had collected the killer's DNA from the crime scene, because there was no requirement that DNA be taken from individuals arrested for serious felonies, police weren't able to get a match until about 3 years after the murder when the man was sent to prison after being convicted of unrelated crimes.

If New Mexico had the arrestee law then that it has today it would have taken 3 months, not 3 years, to solve the crime. Katie's mother, Jayann, has worked tirelessly at the state and Federal level to give law enforcement the tools they need to promptly solve crimes and ensure that other mothers don't have to suffer the same horrible ordeal that her family has.

We can't get Katie back, or the other lives that have been lost to these senseless crimes, but we can do something to help solve cases and prevent similar crimes from occurring in the future. One such step is to enhance the capacity of States to collect the DNA of individuals arrested for certain felony crimes, which would substantially increase the ability of law enforcement to match DNA found at crime scenes with that of suspects and individuals who have been previously arrested, charged, or convicted of crimes.

The Federal Government and about half the states, including New Mexico,

currently collect arrestee DNA for serious offenses. This has proven to be a very effective tool in solving cases, and it makes sense to incentivize States to continue and to expand this effort. Since New Mexico implemented "Katie's Law" in 2007, there have been about 100 matches of arrestees. It is also important to note that DNA collection has not only demonstrated its effectiveness in terms of saving lives and preventing crimes, but it has also proved to be an important means of ensuring that innocent individuals are not mistakenly jailed for crimes they did not commit.

Let me take a moment to specifically describe what this legislation would, and would not, do. First, this legislation is aimed at creating an incentive for states to enact arrestee DNA collection program's. It is not a mandate. States that meet minimum collection guidelines could apply for DOJ grant assistance in covering the first-year costs that they have incurred or will incur in implementing the standards. If they enact laws in accordance with the enhanced guidelines, States would be eligible for an additional bonus payment.

Second, the bill encourages DNA testing for serious felonies, such as murder, sex crimes, aggravated assault, and burglary. It is narrowly tailored to apply to the most serious crimes. Third, the legislation provides that all of the expungement provisions under Federal law are applicable. Arrestees who have their DNA included in the Federal database may have their records expunged if their conviction is overturned, they are acquitted, or charges are dismissed or not filed within the applicable time period. Furthermore, the bill provides that as a condition of receiving a grant States must notify individuals who submit samples of the relevant expungement procedures and post the information on a public Web site.

Lastly, I would like to address the concerns some have raised about the constitutionality of collecting arrestee DNA. Although courts have upheld the collection of arrestee DNA, I recognize that the question of whether the collection of a DNA sample from an arrestee is consistent with the Fourth Amendment isn't a completely settled question of law. Some courts have viewed the collection as something akin to fingerprinting and other courts have viewed it as a more intrusive search, such as the taking of a blood sample. However, the Department of Justice has stated that it believes that this legislation is constitutional and is supportive of encouraging states to pass DNA arrestee laws. I believe that such programs, with appropriate safeguards in place, have demonstrated that they can be a very effective mechanism to save lives, solve crimes, and prevent wrongful convictions.

For these reasons, I urge my colleagues to support this important legislation.