

Our West Virginia libraries are true treasures because of the dedication and leadership of JD Waggoner, his team and local librarians across our states. While JD Waggoner will be deeply missed, he most certainly deserves that chance to relax and enjoy his retirement. I wish him the very best and wanted to share his history with my Senate colleagues.●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United State 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.)

#### MESSAGE FROM THE HOUSE

At 10:04 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that pursuant to 15 U.S.C. 1024(a), and the order of the House of January 5, 2011, the Speaker appoints the following Members of the House of Representatives to the Joint Economic Committee: Mr. HINCHEY of New York, Mrs. MALONEY of New York, Ms. LORETTA SANCHEZ of California, and Mr. CUMMINGS of Maryland.

#### 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-856. A communication from the Attorney-Advisor, Office of the Secretary, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Procedures Relating to Awards Under the Equal Access to Justice Act" (RIN0503-AA42) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-857. A communication from the Assistant Secretary of Defense (Homeland Defense and Americas' Security Affairs), transmitting, pursuant to law, a report relative to the Mitigation of Power Outage Risks for Department of Defense Facilities and Activities; to the Committee on Armed Services.

EC-858. A communication from the Executive Director and Designated Federal Officer of the Military Leadership Diversity Commission, transmitting, pursuant to law, a report entitled "From Representation to Inclusion: Diversity Leadership for the 21st Century Military" and the accompanying executive summary; to the Committee on Armed Services.

EC-859. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security,

transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((44 CFR Part 64)(Docket No. FEMA-2011-0002)) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-860. A communication from the Deputy to the Chairman, Legal Office, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Assessments, Large Bank Pricing" (RIN3064-AD66) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-861. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Standards Governing the Release of a Suspicious Activity Report" (RIN1550-AC28) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-862. A communication from the Legal Information Assistant, Office of Thrift Supervision, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Confidentiality of Suspicious Activity Reports" (RIN1550-AC26) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-863. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Implementation of the National Correct Coding Initiative in the Medicaid Program"; to the Committee on Finance.

EC-864. 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 license for the export of defense articles that are controlled under Category I of the United States Munitions List sold commercially under contract in the amount of \$1,000,000 or more; to the Committee on Foreign Relations.

EC-865. 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 amendment to a technical assistance agreement for the export of defense articles, to include technical data, and defense services for the support of an Airborne Intelligence and Surveillance System (AISS) for the Finland Ministry of Defense (MOD) in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-866. A communication from the Director, Office of SAFETY Act Implementation, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulations Implementing the Support Anti-terrorism by Fostering the Effective Technologies Act of 2002 (the SAFETY Act)" (RIN1601-AA15) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-867. A communication from the Acting Protected Critical Infrastructure Information (PCII) Program Manager, National Protection and Programs Directorate, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Procedures for Handling Critical Infrastructure Information" (RIN1601-AA14) received in the Office of the President of the Senate on March 9, 2011; to the Committee on Homeland Security and Governmental Affairs.

#### EXECUTIVE REPORTS OF COMMITTEE

The following executive reports of nominations were submitted:

By Mr. LEAHY for the Committee on the Judiciary.

Jimmie V. Reyna, of Maryland, to be United States Circuit Judge for the Federal Circuit.

Caitlin Joan Halligan, of New York, to be United States Circuit Judge for the District of Columbia Circuit.

Arenda L. Wright Allen, of Virginia, to be United States District Judge for the Eastern District of Virginia.

Vincent L. Briccetti, of New York, to be United States District Judge for the Southern District of New York.

John A. Kronstadt, of California, to be United States District Judge for the Central District of California.

Michael Francis Urbanski, of Virginia, to be United States District Judge for the Western District of Virginia.

(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. CARDIN:

S. 538. A bill to amend the Neotropical Migratory Bird Conservation Act to reauthorize the Act; to the Committee on Environment and Public Works.

By Mr. WHITEHOUSE:

S. 539. A bill to amend the Public Health Services Act and the Social Security Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. DURBIN, Mr. MERKLEY, Mr. SANDERS, Mr. WYDEN, Mr. MENENDEZ, Mr. AKAKA, Mrs. GILLIBRAND, and Mrs. MURRAY):

S. 540. A bill to prevent harassment at institutions of higher education, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BENNET (for himself, Mr. ALEXANDER, Mr. FRANKEN, and Mr. BURR):

S. 541. A bill to amend the Elementary and Secondary Education Act of 1965 to allow State educational agencies, local educational agencies, and schools to increase implementation of schoolwide positive behavioral interventions and supports and early intervening services in order to improve student academic achievement, reduce disciplinary problems in schools, and to improve coordination with similar activities and services provided under the Individuals with Disabilities Education Act; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BEGICH:

S. 542. A bill to amend title 10, United States Code, to authorize space-available travel on military aircraft for members of the reserve components, a member or former member of a reserve component who is eligible for retired pay but for age, widows and widowers of retired members, and dependents; to the Committee on Armed Services.

By Mr. WYDEN (for himself, Ms. SNOWE, Mrs. GILLIBRAND, Mr.

MCCAIN, Mr. MENENDEZ, Mr. ENSIGN, Mr. NELSON of Florida, and Mr. BURR):

S. 543. A bill to restrict any State or local jurisdiction from imposing a new discriminatory tax on cell phone services, providers, or property; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself and Mrs. BOXER):

S. 544. A bill to authorize the Secretary of the Interior to conduct a study of alternatives for commemorating and interpreting the role of the Buffalo Soldiers in the early years of the National Parks, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. UDALL of Colorado:

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; to the Committee on Health, Education, Labor, and Pensions.

By Mr. TESTER (for himself and Mr. BAUCUS):

S. 546. A bill to extend the Federal recognition to the Little Shell Tribe of Chippewa Indians of Montana, and for other purposes; to the Committee on Indian Affairs.

By Mrs. MURRAY:

S. 547. A bill to direct the Secretary of Education to establish an award program recognizing excellence exhibited by public school system employees providing services to students in pre-kindergarten through higher education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CHAMBLISS (for himself, Mr. GRAHAM, Ms. AYOTTE, Mr. MCCAIN, and Mr. BURR):

S. 548. A bill to provide for the effective interrogation of unprivileged enemy belligerents and for other purposes; to the Select Committee on Intelligence.

By Mr. ENSIGN (for himself, Mr. BARRASSO, Mr. MCCAIN, Mr. VITTER, Mr. ENZI, Mr. CRAPO, and Mr. MORAN):

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; to the Committee on the Judiciary.

By Mr. LIEBERMAN (for himself, Ms. COLLINS, Mr. CARPER, and Mr. BROWN of Massachusetts):

S. 550. A bill to improve the provision of assistance to fire departments, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. MCCAIN (for himself, Mr. GRAHAM, Mr. LIEBERMAN, Mr. CHAMBLISS, Ms. AYOTTE, and Mr. BROWN of Massachusetts):

S. 551. A bill to improve procedures for the detention and review of status of detainees of the United States in connection with the continuing armed conflict with al Qaeda, the Taliban, and affiliated groups; to the Committee on Armed Services.

By Mr. SANDERS (for himself and Ms. MIKULSKI):

S. 552. A bill to reduce the Federal budget deficit by creating a surtax on high income individuals and eliminating big oil and gas company tax loopholes; to the Committee on Finance.

By Mr. GRAHAM (for himself, Mr. CHAMBLISS, Mr. MCCAIN, Ms. AYOTTE, and Mr. BURR):

S. 553. A bill to provide for the review of challenges to the detention of unprivileged enemy belligerents and for other purposes; to the Committee on the Judiciary.

By Mr. GRAHAM (for himself, Mr. MCCAIN, Mr. CHAMBLISS, Ms. AYOTTE,

Mr. GRASSLEY, Mr. RUBIO, Mr. BURR, Mr. ENSIGN, Mr. ALEXANDER, Mr. JOHANNIS, Mr. LIEBERMAN, and Mr. BROWN of Massachusetts):

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; to the Committee on the Judiciary.

By Mr. FRANKEN (for himself, Mr. HARKIN, Mr. KERRY, Mrs. MURRAY, Ms. KLOBUCHAR, Mr. MERKLEY, Mr. DURBIN, Mr. LAUTENBERG, Mr. BENNET, Mr. BLUMENTHAL, Mr. UDALL of Colorado, Ms. MIKULSKI, Mr. LEAHY, Mr. SANDERS, Mr. BINGAMAN, Mr. WHITEHOUSE, Mr. CARDIN, Mrs. BOXER, Mrs. GILLIBRAND, Mr. MENENDEZ, Mr. AKAKA, Mr. SCHUMER, Mr. WYDEN, Mr. BEGICH, Mr. CASEY, Ms. CANTWELL, Mr. BROWN of Ohio, Mrs. SHAHEEN, Mr. REED, and Mr. COONS):

S. 555. A bill to end discrimination based on actual or perceived sexual orientation or gender identity in public schools, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

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

S. 556. A bill to amend the securities laws to establish certain thresholds for shareholder registration, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. SCHUMER (for himself, Ms. SNOWE, Mr. BURR, Mr. KERRY, Mr. BROWN of Ohio, Mr. LEVIN, Mr. JOHNSON of South Dakota, Mr. PRYOR, Mr. LEAHY, and Mrs. GILLIBRAND):

S. 557. A bill to amend the Internal Revenue Code of 1986 to expand tax-free distributions from individual retirement accounts for charitable purposes; to the Committee on Finance.

By Mrs. FEINSTEIN (for herself, Mr. LEAHY, Mr. BINGAMAN, Mrs. BOXER, Mr. BROWN of Ohio, Ms. CANTWELL, Mr. CARDIN, Mr. CASEY, Mr. DURBIN, Mr. FRANKEN, Mr. HARKIN, Mr. JOHNSON of South Dakota, Ms. KLOBUCHAR, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Mrs. MURRAY, Mr. ROCKEFELLER, Mr. SANDERS, Mr. UDALL of New Mexico, Mr. WHITEHOUSE, and Mr. WYDEN):

S. 558. A bill to limit the use of cluster munitions; to the Committee on Foreign Relations.

By Ms. KLOBUCHAR:

S. 559. A bill to promote the production and use of renewable energy, and for other purposes; to the Committee on Finance.

By Mr. DURBIN (for himself, Mr. BROWN of Ohio, and Mr. AKAKA):

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; to the Committee on Finance.

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

S. 561. A bill for the relief of Ashley Ross Fuller; to the Committee on the Judiciary.

By Ms. MIKULSKI (for herself, Mr. CARDIN, Mrs. MURRAY, Mr. WARNER, and Mr. WEBB):

S. 562. A bill to authorize the Secretary of Transportation to establish national safety standards for transit agencies operating heavy rail on fixed guideway; to the Committee on Commerce, Science, and Transportation.

By Mrs. BOXER:

S. 563. A bill to provide for equal access to COBRA continuation coverage; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico):

S. 564. A bill to designate the Valles Caldera National Preserve as a unit of the National Park System, and for other purposes; to the Committee on Energy and Natural Resources.

## SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mr. KOHL (for himself, Mr. DURBIN, Mr. SCHUMER, Mr. HARKIN, Mrs. GILLIBRAND, and Mr. BROWN of Ohio):

S. Res. 98. A resolution to express the sense of the Senate regarding the school breakfast program; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. DEMINT (for himself, Mr. BARRASSO, Mr. BURR, Mr. BLUNT, Mr. BOOZMAN, Mr. CHAMBLISS, Mr. COBURN, Mr. CORNYN, Mr. CRAPO, Mr. ENSIGN, Mr. ENZI, Mr. GRAHAM, Mr. GRASSLEY, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. ISAKSON, Mr. JOHANNIS, Mr. JOHNSON of Wisconsin, Mr. KYL, Mr. LEE, Mr. MCCAIN, Mr. MORAN, Mr. PAUL, Mr. RICH, Mr. RUBIO, Mr. SESSIONS, Mr. VITTER, and Mr. WICKER):

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; to the Committee on Foreign Relations.

By Mr. BENNET (for himself, Mrs. MURRAY, and Mr. MERKLEY):

S. Res. 100. A resolution designating March 11, 2011, as "World Plumbing Day"; to the Committee on the Judiciary.

## ADDITIONAL COSPONSORS

S. 101

At the request of Mr. ENSIGN, the name of the Senator from Georgia (Mr. ISAKSON) was added as a cosponsor of S. 101, a bill to amend the Internal Revenue Code of 1986 to improve the operation of employee stock ownership plans, and for other purposes.

S. 164

At the request of Mr. BROWN of Massachusetts, the names of the Senator from Maine (Ms. COLLINS) and the Senator from South Dakota (Mr. THUNE) were added as cosponsors of S. 164, a bill to repeal the imposition of withholding on certain payments made to vendors by government entities.

S. 185

At the request of Mrs. BOXER, the name of the Senator from New Jersey (Mr. MENENDEZ) was added as a cosponsor of S. 185, a bill to provide United