

MEASURES REFERRED

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

H.R. 1217. An act to repeal the Prevention and Public Health Fund; to the Committee on Health, Education, Labor, and Pensions.

MEASURES DISCHARGED

The following bill was discharged from the Committee on Agriculture, Nutrition, and Forestry, and referred as indicated:

S. 375. A bill to authorize the Secretary of Agriculture and the Secretary of the Interior to enter into cooperative agreements with State foresters authorizing State foresters to provide certain forest, rangeland, and watershed restoration and protection services; to the Committee on Energy and Natural Resources.

ENROLLED BILL AND JOINT RESOLUTION PRESENTED

The Secretary of the Senate reported that on today, April 14, 2011, she had presented to the President of the United States the following enrolled bill and joint resolution:

S. 307. An act to designate the Federal building and United States courthouse located at 217 West King Street, Martinsburg, West Virginia, as the "W. Craig Broadwater Federal Building and United States Courthouse".

S.J. Res. 8. Joint resolution providing for the appointment of Stephen M. Case as a citizen regent of the Board of Regents of the Smithsonian Institution.

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-1355. A communication from the Assistant Secretary of Defense (Legislative Affairs) transmitting seven legislative proposals; to the Committee on Armed Services.

EC-1356. A communication from the Assistant Administrator for Fisheries, Office of International Affairs, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "High Seas Driftnet Fishing Moratorium Protection Act; Identification and Certification Procedures to Address Illegal, Unreported, and Unregulated Fishing Activities and Bycatch of Protected Living Marine Resources" (RIN0648-AV51) received in the Office of the President of the Senate on April 13, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1357. 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 "Examination of Returns and Claims for Refund, Credit or Abatement; Determination of Correct Tax Liability" (Rev. Proc. 2011-29) received in the Office of the President of the Senate on April 13, 2011; to the Committee on Finance.

EC-1358. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Medicare Ambulatory Surgical Center Value-Based Purchasing Implementation Plan"; to the Committee on Finance.

EC-1359. A communication from the Acting Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the Millennium Challenge Corporation's activities during fiscal year 2010; to the Committee on Foreign Relations.

EC-1360. A communication from the Senior Vice President, Diversity and Labor Relations, Tennessee Valley Authority, transmitting, pursuant to law, the fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-1361. A communication from the Deputy Director, Court Services and Offender Supervision Agency for the District of Columbia, transmitting, pursuant to law, the Agency's fiscal year 2010 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment and with a preamble:

S. Res. 128. A resolution expressing the sense of the Senate that public servants should be commended for their dedication and continued service to the Nation during Public Service Recognition Week, May 1 through 7, 2011.

EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. LEVIN for the Committee on Armed Services.

Air Force nomination of Maj. Gen. David L. Goldfein, to be Lieutenant General.

Army nomination of Lt. Gen. Robert W. Cone, to be General.

Air Force nomination of Maj. Gen. David S. Fadok, to be Lieutenant General.

Army nomination of Lt. Gen. David M. Rodriguez, to be General.

Army nominations beginning with Colonel Norvell V. Coots and ending with Colonel Brian C. Lein, which nominations were received by the Senate and appeared in the Congressional Record on April 8, 2011.

Mr. LEVIN. Mr. President, for the Committee on Armed Services 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.

Air Force nominations beginning with Travis R. Adams and ending with Ilaina M. Wingler, which nominations were received by the Senate and appeared in the Congressional Record on March 30, 2011.

Air Force nominations beginning with Frederick C. Aban and ending with Catherine L. Wynn, which nominations were received by the Senate and appeared in the Congressional Record on March 30, 2011.

Air Force nominations beginning with Allan K. Doan and ending with Andrew L.

Wright, which nominations were received by the Senate and appeared in the Congressional Record on March 31, 2011.

Air Force nominations beginning with Budi R. Bahureksa and ending with Muhammad A. Sheikh, which nominations were received by the Senate and appeared in the Congressional Record on March 31, 2011.

Army nomination of Michael K. Pyle, to be Colonel.

Army nomination of Janet Manning, to be Colonel.

Army nominations beginning with John H. Barkemeyer and ending with D010566, which nominations were received by the Senate and appeared in the Congressional Record on March 16, 2011.

Army nominations beginning with Michael G. Pond and ending with William M. Stephens, which nominations were received by the Senate and appeared in the Congressional Record on March 30, 2011.

Army nomination of Juan J. Derojas, to be Colonel.

Army nomination of David S. Goins, to be Major.

Army nomination of Kimberly A. Speck, to be Major.

Army nomination of Lyndall J. Soule, to be Major.

Army nominations beginning with James J. Houlihan and ending with Jason S. Kim, which nominations were received by the Senate and appeared in the Congressional Record on March 31, 2011.

Army nominations beginning with Joshua P. Stauffer and ending with Bridget C. Wolfe, which nominations were received by the Senate and appeared in the Congressional Record on March 31, 2011.

Army nominations beginning with Edwin Robins and ending with Jeffrey M. Tiede, which nominations were received by the Senate and appeared in the Congressional Record on March 31, 2011.

Army nominations beginning with Richard J. Schoonmaker and ending with Edward W. Lumpkins, which nominations were received by the Senate and appeared in the Congressional Record on March 31, 2011.

Army nominations beginning with John H. Bordes and ending with Edna J. Smith, which nominations were received by the Senate and appeared in the Congressional Record on March 31, 2011.

Army nominations beginning with Richard R. Jordan and ending with April B. Turner, which nominations were received by the Senate and appeared in the Congressional Record on March 31, 2011.

Army nominations beginning with Carlson A. Bradley and ending with Sylvester E. Waller, which nominations were received by the Senate and appeared in the Congressional Record on April 8, 2011.

Marine Corps nominations beginning with Peter G. Bailiff and ending with Timothy D. Sechrest, which nominations were received by the Senate and appeared in the Congressional Record on February 2, 2011.

Marine Corps nominations beginning with Joe H. Adkins, Jr. and ending with James B. Zientek, which nominations were received by the Senate and appeared in the Congressional Record on February 16, 2011.

Navy nomination of Medrina B. Gilliam, to be Lieutenant Commander.

Navy nomination of David S. Plurad, to be Captain.

Navy nominations beginning with James P. Kitzmiller and ending with Jonathan D. Szczesny, which nominations were received by the Senate and appeared in the Congressional Record on March 31, 2011.

By Mr. JOHNSON, of South Dakota, for the Committee on Banking, Housing, and Urban Affairs.

*Eric L. Hirschhorn, of Maryland, to be Under Secretary of Commerce for Export Administration.

*Katharine G. Abraham, of Iowa, to be a Member of the Council of Economic Advisers.

*Carl Shapiro, of California, to be a Member of the Council of Economic Advisers.

By Mr. BAUCUS for the Committee on Finance.

David S. Cohen, of Maryland, to be Under Secretary for Terrorism and Financial Crimes.

*Jenni Rane LeCompte, of the District of Columbia, to be an Assistant Secretary of the Treasury.

*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. BROWN of Ohio:

S. 816. A bill to facilitate nationwide availability of volunteer income tax assistance for low-income and underserved populations, and for other purposes; to the Committee on Finance.

By Mr. PORTMAN:

S. 817. A bill to provide for the inclusion of independent regulatory agencies in the application of the Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1501 et seq.); to the Committee on the Budget.

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

S. 818. A bill to amend title XVIII of the Social Security Act to count a period of receipt of outpatient observation services in a hospital toward satisfying the 3-day inpatient hospital requirement for coverage of skilled nursing facility services under Medicare; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. SCHUMER, Mrs. GILLIBRAND, and Mr. MENENDEZ):

S. 819. A bill to provide the spouses and children of aliens who perished in the September 11 terrorist attacks an opportunity to adjust their status to that of aliens lawfully admitted for permanent residence; to the Committee on the Judiciary.

By Mr. SHELBY:

S. 820. A bill to repeal the current Internal Revenue Code and replace it with a flat tax, thereby guaranteeing economic growth and greater fairness for all Americans; to the Committee on Finance.

By Mr. LEAHY (for himself, Mr. AKAKA, Mr. BLUMENTHAL, Mrs. BOXER, Mr. CARDIN, Mr. CASEY, Mr. COONS, Mr. DURBIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. HARKIN, Mr. KERRY, Mr. LAUTENBERG, Mr. MERKLEY, Mrs. MURRAY, Mr. SCHUMER, Mr. WHITEHOUSE, Mr. WYDEN, Mr. INOUE, and Mr. SANDERS):

S. 821. A bill to amend the Immigration and Nationality Act to eliminate discrimination in the immigration laws by permitting permanent partners of United States citizens and lawful permanent residents to obtain lawful permanent resident status in the same manner as spouses of citizens and lawful permanent residents and to penalize immigration fraud in connection with permanent partnerships; to the Committee on the Judiciary.

By Mr. COBURN (for himself and Mr. BENNET):

S. 822. A bill to amend the Internal Revenue Code of 1986 to require all wage withholding returns to be filed electronically; to the Committee on Finance.

By Mr. SCHUMER (for himself, Ms. COLLINS, Mr. KERRY, and Mr. LEAHY):

S. 823. A bill to permit aliens who lawfully enter the United States on valid visas as nonimmigrant elementary and secondary school students to attend public schools in the United States for longer than 1 year if such aliens reimburse the local educational agency that administers the school for the full, unsubsidized per capita cost of providing education at such school for the period of the alien's attendance; to the Committee on the Judiciary.

By Mr. BROWN of Ohio:

S. 824. A bill to provide for enhanced mortgage-backed and asset-backed security investor protections, to prevent foreclosure fraud, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. COONS:

S. 825. A bill to amend the Internal Revenue Code of 1986 to permanently extend and modify the research tax credit, and for other purposes; to the Committee on Finance.

By Mrs. FEINSTEIN:

S. 826. A bill to require the Secretary of the Treasury to establish a program to provide loans and loan guarantees to enable eligible public entities to acquire interests in real property that are in compliance with habitat conservation plans approved by the Secretary of the Interior under the Endangered Species Act of 1973, and for other purposes; to the Committee on Environment and Public Works.

By Mr. DEMINT (for himself, Mr. CORNYN, Mr. COBURN, Mr. GRAHAM, Mr. GRASSLEY, Mr. INHOFE, Mr. JOHNSON of Wisconsin, and Mr. VITTER):

S. 827. A bill to allow a State to combine certain funds and enter into a performance agreement with the Secretary of Education to improve the academic achievement of students; to the Committee on Health, Education, Labor, and Pensions.

By Mr. UDALL of Colorado (for himself and Ms. COLLINS):

S. 828. A bill to amend the Energy Policy and Conservation Act to establish the Office of Energy Efficiency and Renewable Energy as the lead Federal agency for coordinating Federal, State, and local assistance provided to promote the energy retrofitting of schools; to the Committee on Energy and Natural Resources.

By Mr. CARDIN (for himself, Ms. COLLINS, Mr. INOUE, Mr. BLUNT, Mr. LEAHY, Mr. JOHNSON of South Dakota, Mr. FRANKEN, Mr. AKAKA, Mr. REED, and Mr. GRAHAM):

S. 829. A bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps; to the Committee on Finance.

By Mrs. MURRAY:

S. 830. A bill to establish partnerships to create or enhance educational and skills development pathways to 21st century careers, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. FRANKEN (for himself, Mr. BROWN of Ohio, Mr. SCHUMER, Mrs. GILLIBRAND, and Mr. SANDERS):

S. 831. A bill to amend the Agricultural Marketing Act of 1946 to provide for country of origin labeling for dairy products; to the Committee on Agriculture, Nutrition, and Forestry.

By Ms. COLLINS (for herself and Mrs. MURRAY):

S. 832. A bill to reauthorize certain port security programs, and for other purposes; to

the Committee on Homeland Security and Governmental Affairs.

By Mr. WHITEHOUSE (for himself, Mr. REED, Mr. BROWN of Ohio, Mr. FRANKEN, and Mr. AKAKA):

S. 833. A bill to provide grants to States to ensure that all students in the middle grades are taught an academically rigorous curriculum with effective supports so that students complete the middle grades prepared for success in secondary school and postsecondary endeavors, to improve State and district policies and programs relating to the academic achievement of students in the middle grades, to develop and implement effective middle grades models for struggling students, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. CASEY (for himself and Mrs. MURRAY):

S. 834. A bill to amend the Higher Education Act of 1965 to improve education and prevention related to campus sexual violence, domestic violence, dating violence, and stalking; to the Committee on Health, Education, Labor, and Pensions.

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

S. 835. A bill to reform the Bureau of Alcohol, Tobacco, Firearms, and Explosives, modernize firearms laws and regulations, protect the community from criminals, and for other purposes; to the Committee on the Judiciary.

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

S. 836. A bill to amend the Internal Revenue Code of 1986 to provide special depreciation and amortization rules for highway and related property subject to long-term leases, and for other purposes; to the Committee on Finance.

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

S. 837. A bill to amend title 23, United States Code, to remove privatized highway miles as a factor in apportioning highway funding; to the Committee on Environment and Public Works.

By Mr. TESTER (for himself, Mr. THUNE, Mr. NELSON of Nebraska, Mr. BEGICH, and Mr. BOOZMAN):

S. 838. A bill to amend the Toxic Substances Control Act to clarify the jurisdiction of the Environmental Protection Agency with respect to certain sporting good articles, and to exempt those articles from a definition under that Act; to the Committee on Environment and Public Works.

By Ms. KLOBUCHAR (for herself and Mr. GRASSLEY):

S. 839. A bill to ban the sale of certain synthetic drugs; to the Committee on the Judiciary.

By Ms. STABENOW (for herself and Mr. LEVIN):

S. 840. A bill to establish customs user fees for commercial trucks transporting foreign municipal solid waste, and for other purposes; to the Committee on Environment and Public Works.

By Mr. UDALL of Colorado (for himself, Ms. STABENOW, and Mr. MERKLEY):

S. 841. A bill to provide cost-sharing assistance to improve access to the markets of foreign countries for energy efficiency products and renewable energy products exported by small- and medium-sized businesses in the United States, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. CASEY:

S. 842. A bill to require reports by the Comptroller General on Department of Defense military spouse employment programs, and for other purposes; to the Committee on Armed Services.