

MESSAGE FROM THE HOUSE

At 10:04 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 3. An act to prohibit taxpayer funded abortions and to provide for conscience protection, and for other purposes.

H.R. 1214. An act to repeal mandatory funding for school-based health center construction.

MEASURES REFERRED

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

H.R. 1214. An act to repeal mandatory funding for school-based health center construction; to the Committee on Health, Education, Labor, and Pensions.

MEASURES PLACED ON THE CALENDAR

The following bill was read the second time, and placed on the calendar:

H.R. 1213. An act to repeal mandatory funding provided to States in the Patient Protection and Affordable Care Act to establish American Health Benefit Exchanges.

MEASURES READ THE FIRST TIME

The following bill was read the first time:

H.R. 3. An act to prohibit taxpayer funded abortions and to provide for conscience protections, and for other purposes.

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-1473. 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 Es' Hail Satellite Program in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-1474. 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 to Japan for the support, maintenance, overhaul and assembly, inspection and test of F110-GE-129 gas turbine engines for use in F-2 fighter aircraft in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-1475. A communication from the Assistant Secretary of Legislative Affairs, U.S. Department of State, transmitting, pursuant to law, a report relative to certifications granted in relation to the incidental capture of sea turtles in commercial shrimping operations; to the Committee on Foreign Relations.

EC-1476. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, status reports relative to Iraq for the period of December 21, 2010 through February 20, 2011; to the Committee on Foreign Relations.

EC-1477. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a proposed amendment to parts 120 and 124 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-1478. A communication from the Chairman of the Broadcasting Board of Governors, transmitting, pursuant to law, a report relative to U.S.-funded international broadcasting efforts in Iran; to the Committee on Foreign Relations.

EC-1479. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Definition of Multiple-Award Contract" ((RIN0750-AH12)(DFARS Case 2011-D016)) received during adjournment of the Senate in the Office of the President of the Senate on April 22, 2011; to the Committee on Armed Services.

EC-1480. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement: Accelerate Small Business Payments" ((RIN0750-AH19)(DFARS Case 2011-D008)) received during adjournment of the Senate in the Office of the President of the Senate on April 22, 2011; to the Committee on Armed Services.

EC-1481. A communication from the Assistant Secretary of Defense (Nuclear and Chemical and Biological Defense Programs) transmitting, pursuant to law, the Department of Defense Chemical and Biological Defense Program Annual Report to Congress for 2011; to the Committee on Armed Services.

EC-1482. A communication from the Director of the Policy Issuances Division, Food Safety and Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "New Formulas for Calculating the Basetime, Overtime, Holiday, and Laboratory Services Rates; Rate Changes Based on the Formulas; and Increased Fees for the Accredited Laboratory Program" (RIN0583-AD40) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1483. 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 May 3, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1484. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Regulation M—Consumer Leasing" (Docket No. R-1400) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1485. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Regulation Z—Truth in Lending" (Docket No. R-1399)

received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1486. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Implementation of the Understandings Reached at the 2010 Australia Group (AG) Plenary Meeting and Other AG-Related Clarifications and Corrections to the Export Administration Regulations (EAR)" (RIN0694-AF04) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1487. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Editorial Corrections to the Export Administration Regulations" (RIN0694-AE96) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-1488. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program: Energy Conservation Standards for Residential Clothes Dryers and Room Air Conditioners" (RIN1904-AA89) received during adjournment of the Senate in the Office of the President of the Senate on April 21, 2011; to the Committee on Energy and Natural Resources.

EC-1489. A communication from the Chief, Endangered Species Program, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; 44 Marine and Anadromous Taxa: Adding 10 Taxa, Delisting 1 Taxon, Reclassifying 1 Taxon, and Updating 32 Taxa on the List of Endangered and Threatened Wildlife" (RIN1018-AW09) received during adjournment of the Senate in the Office of the President of the Senate on April 25, 2011; to the Committee on Environment and Public Works.

EC-1490. A communication from the Deputy Director for Operations, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Paying Benefits" (29 CFR Part 4022) received in the Office of the President of the Senate on May 3, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1491. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Wah Chang facility in Albany, Oregon, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1492. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Grand Junction Operations Office, Grand Junction, Colorado, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1493. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Vitro Manufacturing site in Canonsburg, Pennsylvania, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1494. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Norton Co. (or a subsequent owner) in Worcester, Massachusetts, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1495. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Linde Ceramics Plant in Tonawanda, New York, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-1496. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Obstetrical and Gynecological Devices; Classification of the Hemorrhoid Prevention Pressure Wedge" ((21 CFR Part 884)(Docket No. FDA-2011-N-0118)) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1497. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Revision of the Requirements for Constituent Materials" ((21 CFR Part 610)(Docket No. FDA-2010-N-0099)) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1498. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Irradiation in the Production, Processing, and Handling of Food" ((21 CFR Part 179)(Docket No. FDA-1998-F-0072)) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1499. A communication from the Deputy Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; General and Plastic Surgery Devices; Classification of the Low Level Laser System for Aesthetic Use" ((21 CFR Part 878)(Docket No. FDA-2011-N-0188)) received during adjournment of the Senate in the Office of the President of the Senate on April 27, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-1500. A communication from the Chief of the Border Securities Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Technical Amendments to List of CBP Preclearance Offices in Foreign Countries: Addition of Dublin, Ireland" (CBP Dec. 11-08) received during adjournment of the Senate in the Office of the President of the Senate on April 19, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1501. A communication from the Acting Associate General Counsel for General Law, Office of the General Counsel, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the Department of Homeland Security in the position of Under Secretary for Management, received during adjournment of the Senate

in the Office of the President of the Senate on April 28, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-1502. A communication from the Director, Public Affairs and Government Relations, U.S. Postal Regulatory Commission, transmitting, pursuant to law, the commission'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.

EC-1503. A communication from the Equal Employment Opportunity Director, Farm Credit System Insurance Corporation, transmitting, pursuant to law, the Farm Credit System Insurance Corporation'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.

EC-1504. A communication from the Chairman of the Federal Energy Regulatory Commission, transmitting, pursuant to law, the commission's calendar year 2010 Sunshine Act compliance report; to the Committee on Homeland Security and Governmental Affairs.

EC-1505. A communication from the Chief Executive Officer, Corporation for National and Community Service, the Corporation for National and Community Service'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.

EC-1506. A communication from the Deputy Secretary, American Battle Monuments Commission, transmitting, pursuant to law, the commission'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.

EC-1507. A communication from the Director, Equal Employment Opportunities and Diversity Programs, National Archives, transmitting, pursuant to law, the National Archive'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.

EC-1508. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled "Sufficiency Review of the District of Columbia Water and Sewer Authority's (DC Water) Fiscal Year 2011 Revenue Estimate in Support of the Issuance of \$300,000,000 in Public Utility Subordinate Lien Revenue Bonds (Series 2010A and 2010B)"; to the Committee on Homeland Security and Governmental Affairs.

EC-1509. A communication from the District of Columbia Auditor, transmitting, pursuant to law, a report entitled "Review of the Office of Risk Management's Fiscal Year 2009 Performance Accountability Report"; to the Committee on Homeland Security and Governmental Affairs.

EC-1510. A communication from the Chief, Planning and Regulatory Affairs Branch, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Food Distribution Program on Indian Reservations: Amendments Related to the Food, Conservation, and Energy Act of 2008" (RIN0584-AD95) received during adjournment of the Senate in the Office of the President of the Senate on April 20, 2011; to the Committee on Indian Affairs.

EC-1511. A communication from the Chairman, Dwight D. Eisenhower Memorial Commission, transmitting, pursuant to law, a report relative to the memorial construction;

to the Committee on Rules and Administration.

EXECUTIVE REPORTS OF COMMITTEE

The following executive reports of nominations were submitted:

By Mr. ROCKEFELLER for the Committee on Commerce, Science, and Transportation.

*Scott C. Doney, of Massachusetts, to be Chief Scientist of the National Oceanic and Atmospheric Administration.

Mr. ROCKEFELLER. Mr. President, for the Committee on Commerce, Science, and Transportation 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.

*Coast Guard nomination of William G. Dwyer, to be Lieutenant Commander.

*Coast Guard nominations beginning with Jessica L. Bohn and ending with Jeremy A. Weiss, which nominations were received by the Senate and appeared in the Congressional Record on April 8, 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.

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 Mrs. MURRAY (for herself and Ms. CANTWELL):

S. 888. A bill to amend the Wild and Scenic Rivers Act to designate a segment of Illabot Creek in Skagit County, Washington, as a component of the National Wild and Scenic Rivers System; to the Committee on Energy and Natural Resources.

By Mr. ROCKEFELLER (for himself, Mr. MANCHIN, Mr. COCHRAN, Mr. WHITEHOUSE, and Ms. STABENOW):

S. 889. A bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Mother's Day; to the Committee on Banking, Housing, and Urban Affairs.

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

S. 890. A bill to establish the supplemental fraud fighting account, and for other purposes; to the Committee on the Judiciary.

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

S. 891. A bill to amend title XVIII of the Social Security Act to provide for the recognition of attending physician assistants as attending physicians to serve hospice patients; to the Committee on Finance.

By Mr. BURR (for himself, Mr. DEMINT, Mr. ENZI, Mr. THUNE, Mr. MCCAIN, Mr. COATS, Mr. SHELBY, Mr. BARRASSO, Mr. BLUNT, Mr. BOOZMAN, Mr. COCHRAN, Mrs. HUTCHISON, Mr. VITTER, Mr. HATCH, Mr. JOHNSON of Wisconsin, and Mr. LEE):