

Whereas, in Beaufort, South Carolina, Joe Frazier discovered the passion for boxing that would ultimately lead him to greatness;

Whereas Joe Frazier left his childhood home and began to work in a meat packing company based in Philadelphia, Pennsylvania;

Whereas Joe Frazier trained in a Philadelphia Police Athletic League gymnasium to prepare for his first amateur fights;

Whereas, in 1964, Joe Frazier became the only United States athlete to win an Olympic gold medal for boxing during the Summer Olympic Games in Japan, despite breaking a thumb and fighting with a broken hand;

Whereas, upon becoming a professional boxer in 1965, Joe Frazier was known for having a powerful left hook, which led Frazier to defeat his first 11 opponents;

Whereas Joe Frazier defeated Jimmy Ellis, the World Boxing Association heavyweight champion, in 1970 and held the heavyweight title until 1973;

Whereas, on March 8, 1971 in Madison Square Garden, Joe Frazier became the first boxer to defeat Muhammad Ali, throwing a devastating left hook in the 15th round that ultimately led to a victory by decision;

Whereas, in 1971, Joe Frazier became the first African-American man since the Civil War to address the South Carolina State Legislature in Columbia, South Carolina;

Whereas, in 1975, arch-rivals Joe Frazier and Muhammad Ali met in the "Thrilla in Manila" for the third and final fight between the two men, and a battered, bruised, and nearly blind Frazier lost by technical knockout when his trainer pulled him from the fight in the 14th round;

Whereas, after retiring from boxing, Joe Frazier mentored youth boxers in Philadelphia and encouraged the boxers to lead productive lives and avoid violence;

Whereas Joe Frazier personified the fighting spirit of the city of Philadelphia;

Whereas Joe Frazier was inducted into the International Boxing Hall of Fame in 1990;

Whereas Joe Frazier finished his boxing career with 32 wins, of which 27 were knockouts, 4 losses, and 1 draw; and

Whereas "Smokin'" Joe Frazier epitomized 1 of the greatest eras in boxing, rising from humble origins on a South Carolina farm to become the heavyweight boxing world champion, and inspiring a generation of Americans: Now, therefore, be it

Resolved, That the Senate—

(1) mourns the loss of Joe Frazier;

(2) honors the life and accomplishments of Joe Frazier, an American champion and a world renowned boxing legend; and

(3) offers the deepest condolences of the Senate to the family of Joe Frazier.

AMENDMENTS SUBMITTED AND PROPOSED

SA 929. Mr. CASEY submitted an amendment intended to be proposed to amendment SA 927 proposed by Mr. REID (for Mr. TESTER (for himself, Mrs. MURRAY, Mr. BAUCUS, Ms. STABENOW, Mr. BROWN of Ohio, Mr. REID, Mr. AKAKA, Ms. CANTWELL, Mr. LEAHY, Mr. CASEY, Mr. COONS, Mr. MENENDEZ, Mr. KERRY, Mr. LAUTENBERG, Mr. MERKLEY, Mr. SANDERS, Mrs. SHAHEEN, Mr. BENNET, Mr. WEBB, Mr. BEGICH, Ms. LANDRIEU, Mr. SCHUMER, and Mr. BROWN of Massachusetts)) to the bill H.R. 674, to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 929. Mr. CASEY submitted an amendment intended to be proposed to amendment SA 927 proposed by Mr. REID (for Mr. TESTER (for himself, Mrs. MURRAY, Mr. BAUCUS, Ms. STABENOW, Mr. BROWN of Ohio, Mr. REID, Mr. AKAKA, Ms. CANTWELL, Mr. LEAHY, Mr. CASEY, Mr. COONS, Mr. MENENDEZ, Mr. KERRY, Mr. LAUTENBERG, Mr. MERKLEY, Mr. SANDERS, Mrs. SHAHEEN, Mr. BENNET, Mr. WEBB, Mr. BEGICH, Ms. LANDRIEU, Mr. SCHUMER, and Mr. BROWN, of Massachusetts)) to the bill H.R. 674, to amend the Internal Revenue Code of 1986 to repeal the imposition of 3 percent withholding on certain payments made to vendors by government entities, to modify the calculation of modified adjusted gross income for purposes of determining eligibility for certain healthcare-related programs, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. . VETERANS FRANCHISE FEE CREDIT.

(a) IN GENERAL.—Subpart D of part IV of subchapter A of chapter 1 of the Internal Revenue Code of 1986 is amended by adding at the end the following new section:

"SEC. 45S. VETERANS FRANCHISE FEE CREDIT.

"(a) VETERANS FRANCHISE FEE CREDIT.—

"(1) IN GENERAL.—For purposes of section 38, the veterans franchise fee credit determined under this section for the taxable year is an amount equal to 25 percent of the qualified franchise fees paid or incurred by a veteran during the taxable year.

"(2) LIMITATION.—The amount allowed as a credit under paragraph (1) with respect to the purchase of any franchise shall not exceed \$100,000.

"(b) REDUCTION WHERE FRANCHISE NOT 100 PERCENT VETERAN-OWNED.—In the case of any franchise in which veterans do not own 100 percent of the stock or of the capital or profits interests of the franchise, the credit under subsection (a) shall be the credit amount determined under such subsection, multiplied by the same ratio as—

"(1) the stock or capital or profits interests of the franchise held by veterans, bears

"(2) to the total stock or capital or profits interests of the franchise.

For purposes of this subsection, the spouse of a veteran shall be treated as a veteran.

"(c) QUALIFIED FRANCHISE FEE.—For purposes of this section, the term 'qualified franchise fee' means any one-time fee required by the franchisor when entering into a franchise agreement with a veteran as the franchisee.

"(d) OTHER DEFINITIONS.—For purposes of this section, the terms 'franchise', 'franchisee', 'franchisor', and 'franchise fee' have the meanings given such terms in part 436 of title 16, Code of Federal Regulations (as in effect on January 1, 2009).

"(e) VETERAN.—The term 'veteran' has the meaning given such term by section 101 of title 38, United States Code.

"(f) ELECTION.—This section shall not apply to a taxpayer for any taxable year if such taxpayer elects to have this section not apply for such taxable year."

(b) CREDIT TO BE PART OF GENERAL BUSINESS CREDIT.—Section 38(b) of the Internal Revenue Code of 1986 is amended by striking "plus" at the end of paragraph (35), by striking the period at the end of paragraph (36) and inserting ", plus", and by adding at the end the following new paragraph:

"(37) the veterans franchise fee credit determined under section 45S(a)."

(c) CLERICAL AMENDMENT.—The table of sections for subpart D of part IV of subchapter A of chapter 1 of the Internal Revenue Code of 1986 is amended by adding at the end the following new item:

"Sec. 45S. Veterans franchise fee credit."

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years ending after December 31, 2010.

(e) PUBLICATION OF INFORMATION BY DEPARTMENT OF VETERANS AFFAIRS AND SMALL BUSINESS ADMINISTRATION.—The Administrator of the Small Business Administration and the Secretary of Veterans Affairs shall publicize in mailings and brochures sent to veterans service organizations and veteran advocacy groups information regarding discounted franchise fees under section 45S of the Internal Revenue Code of 1986 and other information about the program established under amendments made by this Act.

NOTICE OF HEARING

COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. HARKIN. Mr. President, I wish to announce that the Committee on Health, Education, Labor, and Pensions will meet in open session on Tuesday, November 15, 2011, at 2:30 p.m. in SD-430 to conduct a hearing entitled "Medical Devices: Protecting Patients and Promoting Innovation."

For further information regarding this hearing, please contact the committee staff on (202) 224-7675.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. ROCKEFELLER. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on November 9, 2011, at 2:30 p.m. in room 253 of the Russell Senate Office Building.

The Committee will hold a hearing entitled, "Securing Our Nation's Transportation System: Oversight of Transportation Security Administration's Current Efforts."

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. ROCKEFELLER. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on November 9, 2011, at 10 a.m. in room SD-406 of the Dirksen Senate Office Building.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. ROCKEFELLER. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on November 9, 2011, at 10 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON NEAR EASTERN AND SOUTH AND CENTRAL ASIAN AFFAIRS

Mr. ROCKEFELLER. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on November 9, 2011, at 2:30 p.m., to hold a Near Eastern and South and Central Asian Affairs subcommittee hearing entitled, "U.S. Policy in Syria."

The PRESIDING OFFICER. Without objection, it is so ordered.

SUBCOMMITTEE ON PRIVACY, TECHNOLOGY, AND THE LAW

Mr. ROCKEFELLER. Mr. President, I ask unanimous consent that the Committee on the Judiciary, Subcommittee on Privacy, Technology, and the Law, be authorized to meet during the session of the Senate on November 9, 2011, at 2:30 p.m. in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled, "Your Health and Your Privacy: Protecting Health Information in a Digital World."

The PRESIDING OFFICER. Without objection, it is so ordered.

PRIVILEGES OF THE FLOOR

Mr. ROCKEFELLER. Mr. President, I ask unanimous consent that David Goldman, a detailee from the Federal Communications Commission to the Commerce Committee, be given floor privileges during the debate on Senate Joint Resolution 6.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mrs. MURRAY. Mr. President, I ask unanimous consent that an intern from Senator MERKLEY's office, Jeff Whitmore, be granted floor privileges for the remainder of the day.

The PRESIDING OFFICER. Without objection, it is so ordered.

GRANTING THE CONGRESSIONAL GOLD MEDAL

Mr. BENNET. Mr. President, I ask unanimous consent that the Banking Committee be discharged from further consideration of H.R. 2447 and the Senate proceed to its consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 2447) to grant the congressional gold medal to the Montford Point Marines.

There being no objection, the Senate proceeded to consider the bill.

Mr. BENNET. Mr. President, I ask unanimous consent that the bill be read a third time and passed, the motion to reconsider be laid upon the table, with no intervening action or debate, and any statements be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 2447) was ordered to a third reading, was read the third time, and passed.

AUTHORIZING PRINTING OF A REVISED SENATE RULES AND MANUAL

Mr. BENNET. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 318, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows: A resolution (S. Res. 318) to authorize a printing of a revised edition of the Senate Rules and Manual.

There being no objection, the Senate proceeded to consider the resolution.

Mr. BENNET. Mr. President, I further ask that the resolution be agreed to, the motion to reconsider be laid upon the table, with no intervening action or debate, and any statements be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 318) was agreed to, as follows:

S. RES. 318

Resolved, That—

(1) the Committee on Rules and Administration shall prepare a revised edition of the Senate Rules and Manual for the use of the 112th Congress;

(2) the manual shall be printed as a Senate document; and

(3) in addition to the usual number of copies, 1,500 copies of the manual shall be bound, of which—

(A) 500 paperbound copies shall be for the use of the Senate; and

(B) 1,000 copies shall be bound (550 paperbound; 250 nontabbed black skiver; 200 tabbed black skiver) and delivered as may be directed by the Committee on Rules and Administration.

HONORING THE LIFE AND LEGACY OF JOE FRAZIER

Mr. BENNET. Mr. President, I ask unanimous consent that the Senate now proceed to the consideration of S. Res. 319, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows: A resolution (S. Res. 319) honoring the life and legacy of Joe Frazier.

There being no objection, the Senate proceeded to consider the resolution.

Mr. BENNET. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 319) was agreed to.

The preamble was agreed to. The resolution, with its preamble, reads as follows:

S. RES. 319

Whereas boxing legend "Smokin'" Joe Frazier lost a battle with liver cancer on November 7, 2011;

Whereas, with the passing of Joe Frazier, the State of South Carolina and the United

States lost 1 of the greatest heavyweight boxing champions of the modern era;

Whereas Joe Frazier was born on January 12, 1944, to a farmer in Beaufort, South Carolina;

Whereas, in Beaufort, South Carolina, Joe Frazier discovered the passion for boxing that would ultimately lead him to greatness;

Whereas Joe Frazier left his childhood home and began to work in a meat packing company based in Philadelphia, Pennsylvania;

Whereas Joe Frazier trained in a Philadelphia Police Athletic League gymnasium to prepare for his first amateur fights;

Whereas, in 1964, Joe Frazier became the only United States athlete to win an Olympic gold medal for boxing during the Summer Olympic Games in Japan, despite breaking a thumb and fighting with a broken hand;

Whereas, upon becoming a professional boxer in 1965, Joe Frazier was known for having a powerful left hook, which led Frazier to defeat his first 11 opponents;

Whereas Joe Frazier defeated Jimmy Ellis, the World Boxing Association heavyweight champion, in 1970 and held the heavyweight title until 1973;

Whereas, on March 8, 1971 in Madison Square Garden, Joe Frazier became the first boxer to defeat Muhammad Ali, throwing a devastating left hook in the 15th round that ultimately led to a victory by decision;

Whereas, in 1971, Joe Frazier became the first African-American man since the Civil War to address the South Carolina State Legislature in Columbia, South Carolina;

Whereas, in 1975, arch-rivals Joe Frazier and Muhammad Ali met in the "Thrilla in Manila" for the third and final fight between the two men, and a battered, bruised, and nearly blind Frazier lost by technical knockout when his trainer pulled him from the fight in the 14th round;

Whereas, after retiring from boxing, Joe Frazier mentored youth boxers in Philadelphia and encouraged the boxers to lead productive lives and avoid violence;

Whereas Joe Frazier personified the fighting spirit of the city of Philadelphia;

Whereas Joe Frazier was inducted into the International Boxing Hall of Fame in 1990;

Whereas Joe Frazier finished his boxing career with 32 wins, of which 27 were knockouts, 4 losses, and 1 draw; and

Whereas "Smokin'" Joe Frazier epitomized 1 of the greatest eras in boxing, rising from humble origins on a South Carolina farm to become the heavyweight boxing world champion, and inspiring a generation of Americans: Now, therefore, be it

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ORDERS FOR THURSDAY, NOVEMBER 10, 2011

Mr. BENNET. I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m. on Thursday, November 10, 2011; that following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, and the time for the two leaders be reserved for their use later in the day; that following any leader remarks, the Senate be in a period of morning business until 10 a.m., with