

SWANSIGER, which nominations were received by the Senate and appeared in the Congressional Record of October 31, 2011.

PN1098 ARMY nomination of Serafina Saula, which was received by the Senate and appeared in the Congressional Record of November 1, 2011.

PN1099 ARMY nominations (2) beginning TERRY L. CLARK, and ending DARRON T. SMITH, which nominations were received by the Senate and appeared in the Congressional Record of November 1, 2011.

PN1100 ARMY nominations (3) beginning DAVID BUTLER, and ending TIMOTHY W. SMITH, which nominations were received by the Senate and appeared in the Congressional Record of November 1, 2011.

PN1101 ARMY nominations (3) beginning RANDALL D. ISOM, and ending MICHAEL A. MITCHELL, which nominations were received by the Senate and appeared in the Congressional Record of November 1, 2011.

PN1102 ARMY nominations (5) beginning JOSEPH C. BARKER, and ending JAMES W. RING, which nominations were received by the Senate and appeared in the Congressional Record of November 1, 2011.

IN THE NAVY

PN996 NAVY nomination of Paul E. Ware, which was received by the Senate and appeared in the Congressional Record of September 26, 2011.

PN997 NAVY nomination of Stephen A. Tankersley, which was received by the Senate and appeared in the Congressional Record of September 26, 2011.

PN1016 NAVY nomination of William B. Carter, which was received by the Senate and appeared in the Congressional Record of October 5, 2011.

PN1017 NAVY nomination of Judith A. Ciesla, which was received by the Senate and appeared in the Congressional Record of October 5, 2011.

PN1035 NAVY nominations (2) beginning Ben D. Ramaley, and ending Bernhard Zunkeler, which nominations were received by the Senate and appeared in the Congressional Record of October 11, 2011.

PN1045 NAVY nomination of David S. Fuchs, Jr., which was received by the Senate and appeared in the Congressional Record of October 12, 2011.

PN1046 NAVY nominations (3) beginning DANIEL J. TRAUB, and ending WILLIAM N. SOLOMON, which nominations were received by the Senate and appeared in the Congressional Record of October 12, 2011.

PN1103 NAVY nomination of Matthew J. Powers, which was received by the Senate and appeared in the Congressional Record of November 1, 2011.

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now return to legislative session.

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Ms. CANTWELL. Mr. President, I ask unanimous consent that on Tuesday, November 15, 2011, at 11 a.m., the Senate proceed to executive session to consider the following nominations: Calendar No. 354 and Calendar No. 355; that there be 1 hour for debate equally divided in the usual form; that upon the use or yielding back of time the Senate proceed to vote without intervening action or debate on the nominations in the order listed; that the mo-

tions to reconsider be considered made and laid upon the table, with no intervening action or debate; that no further motions be in order to any of the nominations; that any statements related to the nominations be printed in the Record; that the President be immediately notified of the Senate's action and the Senate then resume legislative session.

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

AUTHORIZING CONVEYANCE OF NOAA PROPERTY TO CITY OF PASCAGOULA, MISSISSIPPI

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 226, S. 363.

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

The legislative clerk read as follows:

A bill (S. 363) to authorize the Secretary of Commerce to convey property of the National Oceanic and Atmospheric Administration to the City of Pascagoula, Mississippi, and for other purposes.

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

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Wicker amendment at the desk be agreed to; the bill, as amended, be read a third time and passed, the motion to reconsider be laid upon the table, and any statements related to the bill be printed in the RECORD.

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

The amendment (No. 942) was agreed to, as follows:

Beginning on page 4, strike line 6, after "able", through line 11 and insert the following: "to the Secretary, subject to appropriation, for activities related to the operations of, or capital improvements to, property of the Administration."

The bill (S. 363), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 363

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. EXCHANGE OF NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION PROPERTY IN PASCAGOULA, MISSISSIPPI.

(a) IN GENERAL.—Notwithstanding any other provision of law, if the Secretary of Commerce determines that it is in the best interest of the National Oceanic and Atmospheric Administration and the Federal Government to do so, the Secretary may convey to the City of Pascagoula, Mississippi, by standard quitclaim deed, real property consisting of parcels, or portions of parcels, under the administrative jurisdiction of the Under Secretary for Oceans and Atmosphere, including land and improvements thereon, within a tract roughly bounded by—

- (1) Delmas Avenue to the south;
- (2) Pascagoula River to the west;
- (3) Pol Street to the north; and
- (4) real property owned by the City of Pascagoula to the east.

(b) CONSIDERATION.—

(1) IN GENERAL.—For a conveyance under subsection (a), the Secretary shall require

that the United States receive consideration of not less than the fair market value of the property or rights conveyed.

(2) FORM.—Consideration under this subsection may include any combination of—

(A) property (either real or personal), including tracts of real property and buildings, owned by the City of Pascagoula, that are located in such city south of Delmas Avenue, as well as a contiguous portion of the street known as Delmas Avenue adjacent to real property under the administrative jurisdiction of the Under Secretary for Oceans and Atmosphere;

(B) cash or cash equivalents; and

(C) consideration in-kind, including—

(i) provision of space, goods, or services of benefit, including construction, repair, remodeling, or other physical improvements;

(ii) maintenance of property;

(iii) provision of office, storage, or other useable space; or

(iv) relocation services associated with conveyance of property under this section.

(3) DETERMINATION OF FAIR MARKET VALUE.—The Secretary shall determine fair market value for purposes of paragraph (1) based on a highest- and best-use appraisal of the properties conveyed under subsection (a) conducted in conformance with the Uniform Appraisal Standards for Professional Appraisal Practice.

(c) USE OF PROCEEDS.—Any amounts received under subsection (b)(2)(A) by the United States as proceeds of any conveyance under this section shall be available to the Secretary, subject to appropriation, for activities related to the operations of, or capital improvements to, property of the Administration.

(d) ADDITIONAL TERMS AND CONDITIONS.—

(1) IN GENERAL.—The Secretary may require such additional terms and conditions with the exchange of property by the United States under subsection (a) as the Secretary considers appropriate to protect the interest of the United States.

(2) EASEMENTS OR RIGHTS OF WAY.—The Secretary may grant or convey to the City of Pascagoula a right of way or easement if the Secretary determines such grant or conveyance is in the best interest of the Administration and the Federal Government.

AMENDING THE IMMIGRATION AND NATIONALITY ACT

Ms. CANTWELL. I ask unanimous consent that the Judiciary Committee be discharged from the further consideration of H.R. 398, 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. 398) to amend the Immigration and Nationality Act to toll, during active-duty service abroad in the Armed Forces, the periods of time to file a petition and appear for an interview to remove the conditional basis for permanent resident status, and for other purposes.

Ms. CANTWELL. I ask unanimous consent that the bill be read a third time and the Senate now proceed to a vote on the passage of the bill.

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

The question is on third reading and passage of the bill.

The bill (H.R. 398) was read the third time and passed.

Ms. CANTWELL. Mr. President, I ask unanimous consent the motion to reconsider be laid on the table, with no

intervening action or debate, and any statements related to the bill be placed in the RECORD at the appropriate place as if read.

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

SMALL BUSINESS SATURDAY

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 320 submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 320) designating November 26, 2011, as "Small Business Saturday" and supporting efforts to increase awareness of the value of locally owned small businesses.

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

Ms. CANTWELL. Mr. President, I ask unanimous consent the resolution be agreed to, the preamble be agreed to, the motions 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. 320) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 320

Whereas small businesses represent 99.7 percent of all businesses having employees (commonly referred to as "employer firms") in the United States;

Whereas small businesses employ ½ of the employees in the private sector in the United States;

Whereas small businesses pay 44 percent of the total payroll of the employees in the private sector in the United States;

Whereas small businesses are responsible for more than 50 percent of the private, non-farm product of the gross domestic product;

Whereas small businesses generated 65 percent of net new jobs during the last 17 years;

Whereas small businesses generate 60 to 80 percent of all new jobs annually;

Whereas small businesses focus on 2 key strategies: deepening relationships with customers and creating value for customers;

Whereas, for every \$100 spent with locally owned, independent stores, \$68 returns to the community through local taxes, payroll, and other expenditures;

Whereas 92 percent of consumers in the United States agree that the success of small businesses is critical to the overall economic health of the United States;

Whereas 93 percent of consumers in the United States agree that small businesses contribute positively to the local community by supplying jobs and generating tax revenue;

Whereas 91 percent of consumers in the United States have small businesses in their community that the consumers would miss if the small businesses closed;

Whereas 99 percent of consumers in the United States agree that it is important to support the small businesses in their community; and

Whereas 90 percent of consumers in the United States are willing to pledge support

for a "buy local" movement: Now, therefore, be it

Resolved, That the Senate—

(1) designates November 26, 2011, as "Small Business Saturday"; and

(2) supports efforts—

(A) to encourage consumers to shop locally; and

(B) to increase awareness of the value of locally owned small businesses and the impact of locally owned small businesses on the economy of the United States.

COMMEMORATING THE 50TH ANNIVERSARY OF THE FEDERAL EXECUTIVE BOARDS

Ms. CANTWELL. Mr. President, I ask unanimous consent the Senate proceed to the immediate consideration of S. Res. 321, 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. 321) commemorating the 50th anniversary of the Federal Executive Boards.

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

Mr. AKAKA. Mr. President, today I rise in support of a resolution commemorating the 50th anniversary of the Federal Executive Boards.

Federal Executive Boards were established on November 10, 1961, by President John F. Kennedy through a presidential directive to strengthen the coordination of government activities outside of Washington, DC. Today, there are 28 Federal Executive Boards across the country, where more than 80 percent of all Federal employees work.

Federal Executive Boards have improved the efficiency of Federal government activities and leveraged resources. According to the Federal Executive Board Annual Report, in Fiscal Year 2010, Federal Executive Boards saved the Federal government an estimated total of nearly \$33 million. Federal Executive Boards coordinated Alternative Dispute Resolution services by providing mediators to agencies at low or no cost, which saved the Federal government more than \$25.2 million. Furthermore, Federal Executive Boards provided training to more than 28,000 employees and saved the Federal government \$7.7 million in training costs by providing instructors and conference space to deliver group training sessions, which reduced travel and lodging expenditures.

As we commemorate this anniversary, it is fitting to recognize the contributions of Federal Executive Boards on our communities nationwide. Federal Executive Boards supported and raised more than \$78 million in Fiscal Year 2010 for the Combined Federal Campaign, the largest workplace charity campaign, supporting 20,000 nonprofit, charitable organizations that provide health and human service benefits in the United States and around the world. Last year, Federal Executive Boards supported the government-

wide initiative Feds Feed Families food drive and collected over 65,000 pounds of food. Additionally, Federal Executive Boards volunteer in their communities to mentor students and contribute to holiday toy, blood, and clothing drives.

Federal Executive Boards have also played an important role in emergency support. During the collapse of the I-35W Bridge in Minneapolis in August 2007 and the massive flooding in the southeastern area of the state just two weeks later, the Minnesota Federal Executive Board passed critical information from local and state sources to more than 100 Federal agencies to provide status updates of recovery operations and potential workforce impacts. Following the 1995 bombing of the Alfred P. Murrah Federal Building in Oklahoma, the Oklahoma Federal Executive Board brought together officials to discuss how Federal Executive Boards can best support first responders during an emergency.

During Hurricane Katrina, the Executive Director of the New Orleans Federal Executive Board coordinated with the Office of Personnel Management and the Federal Emergency Management Agency to obtain and disseminate guidance, as well as communicate issues of concern from Federal agencies in the area. In addition, Federal Executive Boards initiated several activities to prepare Federal employees for a pandemic. For instance, a number of Federal Executive Boards held pandemic influenza tabletop exercises, which included nonprofit organizations, the private sector, and other levels of government.

Federal Executive Boards are vital to confronting today's challenges and helping agencies meet their workforce needs and missions. They are uniquely positioned to bring together the Federal family. Again, I want to say mahalo, thank you, to the Federal Executive Boards for their valuable work and congratulate them on their success on this 50th anniversary.

Ms. CANTWELL. Mr. President, I ask further that the resolution be agreed to, the preamble be agreed to, the motions 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. 321) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 321

Whereas the Federal Executive Boards were established through a presidential directive signed by President John F. Kennedy in 1961;

Whereas, the Federal Executive Boards increase effectiveness and economy of Federal agencies through coordination of local approaches to national programs and shared management needs;

Whereas, the Federal Executive Boards serve over 780,000 Federal civilian employees in 28 locations across the Nation;