

of 2011; S. 1898, A bill to provide for the conveyance of certain property from the United States to the Maniilaq Association located in Kotzebue, Alaska; and H.R. 1560, A bill to amend the Ysleta del Sur Pueblo and Alabama and Coushatta Indian Tribes of Texas Restoration Act to allow the Ysleta del Sur Pueblo Tribe to determine blood quantum requirements for membership in that tribe.

Those wishing additional information may contact the Indian Affairs Committee at (202) 224-2251.

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 Thursday, March 29, 2012 at 10 a.m. in SD-430 Dirksen Senate Office Building to conduct a hearing entitled "FDA User Fee Agreements: Strengthening FDA and the Medical Products Industry for the Benefit of Patients."

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

AUTHORITY FOR COMMITTEES TO  
MEET

COMMITTEE ON FOREIGN RELATIONS

Mr. HARKIN. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on March 21, 2012, at 10 a.m.

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

COMMITTEE ON HOMELAND SECURITY AND  
GOVERNMENTAL AFFAIRS

Mr. HARKIN. 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 March 21, 2012, at 10 a.m. to conduct a hearing entitled "Retooling Government for the 21st Century: The President's Reorganization Plan and Reducing Duplication."

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

COMMITTEE ON HOMELAND SECURITY AND  
GOVERNMENTAL AFFAIRS

Mr. HARKIN. 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 March 21, 2012, at 2:30 p.m. to conduct a hearing entitled "The Homeland Security Department's Budget Submission for Fiscal Year 2013."

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

COMMITTEE ON THE JUDICIARY

Mr. HARKIN. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on March 21, 2012, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Justice for All: Convicting the Guilty and Exonerating the Innocent."

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

COMMITTEE ON VETERANS' AFFAIRS

Mr. HARKIN. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on March 21, 2012, in room G-50 of the Senate Dirksen Office Building, beginning at 10 a.m.

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

SUBCOMMITTEE ON ANTITRUST, COMPETITION  
POLICY, AND CONSUMER RIGHTS

Mr. HARKIN. Mr. President, I ask unanimous consent that the Committee on the Judiciary, Subcommittee on Antitrust, Competition Policy, and Consumer Rights, be authorized to meet during the session of the Senate, on March 21, 2012, at 2 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "The Verizon/Cable Deals: Harmless Collaboration or a Threat to Competition and Consumers?"

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

SUBCOMMITTEE ON READINESS AND  
MANAGEMENT SUPPORT

Mr. HARKIN. Mr. President, I ask unanimous consent that the Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on March 21, 2012, at 10 a.m.

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

SUBCOMMITTEE ON STRATEGIC FORCES

Mr. HARKIN. Mr. President, I ask unanimous consent that the Subcommittee on Strategic Forces of the Committee on Armed Services be authorized to meet during the session of the Senate on March 21, 2012, at 2:30 p.m.

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

UNANIMOUS CONSENT AGREE-  
MENT—EXECUTIVE CALENDAR

Mr. DURBIN. Mr. President, I ask unanimous consent that following disposition of the House message to accompany S. 2038, the STOCK Act, the Senate proceed to executive session to consider the following nominations en bloc: Calendar Nos. 441, 462 and 463; that there be 2 minutes of 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 Calendar Nos. 441, 462, and 463, in that order; the motions to reconsider be considered made and laid upon the table with no intervening action or debate; that no further motions be in order; that any related statements 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 SENATE LEGAL  
REPRESENTATION

Mr. DURBIN. Mr. President, I ask unanimous consent that the Senate proceed to S. Res. 403, submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 403) to authorize testimony, document production, and legal representation in United States v. Richard F. "Dickie" Scruggs.

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

Mr. REID. Mr. President, this resolution concerns testimony, document production, and representation in a criminal matter pending in the United States District Court for the Northern District of Mississippi. In this post-conviction proceeding, the defendant, Richard F. "Dickie" Scruggs, is seeking to have his honest-services fraud conviction vacated based on the Supreme Court's intervening decision in the case of United States v. Skilling.

The criminal conviction, which resulted from a guilty plea, involved the defendant's scheme to bribe a State judge by agreeing to ask Senator Lott to consider the State judge's application to fill a federal judicial vacancy. The defense is seeking testimony from a former staffer of Senator Lott about a brief phone conversation between the Senator and the State judge. Neither Senator Lott nor anyone on his staff was aware of the defendant's scheme.

The defense is also seeking testimony and document production from a staffer of Senator COCHRAN about contacts with Senator COCHRAN's office by or on behalf of the State judge in his efforts to obtain a federal judgeship.

Both Senators Lott and COCHRAN would like to assist by providing relevant evidence from their staff in this proceeding. This resolution would accordingly authorize Senator Lott's and COCHRAN's employees, and any other Senate employee from whom evidence may be necessary, to provide evidence in this action, with representation by the Senate Legal Counsel.

Mr. DURBIN. I ask unanimous consent 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. 403) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 403

Whereas, in the case of United States vs. Richard F. "Dickie" Scruggs, Case No. 3:09-CR-00002-GHD-SAA, pending in the United States District Court for the Northern District of Mississippi, the defense has served a subpoena for testimony on Hugh Gamble, a former employee of Senator Trent Lott, and

a subpoena for testimony and document production on Brad Davis, an employee of Senator Thad Cochran;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a) and 288c(a)(2), the Senate may direct its counsel to represent employees of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and Rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate;

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate: Now, therefore, be it

*Resolved*, That Hugh Gamble, Brad Davis, and any other employee from whom testimony may be necessary are authorized to testify, and Brad Davis is authorized to produce documents, in the case of *United States vs. Richard F. "Dickie" Scruggs*, except concerning matters for which a privilege should be asserted.

SEC. 2. The Senate Legal Counsel is authorized to represent Hugh Gamble, Brad Davis, and any other employee of the Senate from whom evidence may be sought, in connection with the testimony and document production authorized in section one of this resolution.

#### DISCHARGE AND REFERRAL—H.R. 306

Mr. DURBIN. Mr. President, I ask unanimous consent that H.R. 306 be discharged from the Committee on Energy and Natural Resources and referred to the Committee on Environment and Public Works.

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

#### ORDER FOR PRINTING OF TRIBUTES AND STATEMENTS

Mr. DURBIN. Mr. President, I ask unanimous consent there be printed as a Senate document a compilation of materials from the CONGRESSIONAL RECORD in tribute to Senator BARBARA MIKULSKI, and that Members have until Thursday, March 29, to submit such tributes.

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

#### ORDERS FOR THURSDAY, MARCH 22, 2012

Mr. DURBIN. I ask unanimous consent that when the Senate completes its business today, it stand adjourned until Thursday, March 22, at 9:30 a.m.; that following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, 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 for 1 hour, with Senators permitted to speak therein for up to 10

minutes each, with the time equally divided and controlled between the two leaders or their designees, with the majority controlling the first half and the Republicans controlling the final half; that following morning business, the Senate resume consideration of H.R. 3606, the IPO bill; further, that the filing deadline for second-degree amendments to the Reid motion to concur with respect to S. 2038, the STOCK Act, be 10:30 a.m. on Thursday.

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

#### PROGRAM

Mr. DURBIN. Mr. President, there will be a series of up to seven rollcall votes tomorrow, beginning at 2:30 p.m., including completion of the IPO bill, the STOCK Act, and confirmation of three judicial nominations.

#### ORDER FOR ADJOURNMENT

Mr. DURBIN. If there is no further business to come before the Senate, I ask unanimous consent it adjourn under the previous order following the remarks of Senators WYDEN and LANDRIEU.

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

Mr. WYDEN. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

#### TRIBUTE TO SENATOR BARBARA MIKULSKI

Mr. WYDEN. Mr. President, I have been able to listen a bit to the wonderful tributes over the last few hours to Senator MIKULSKI. We all know of her wonderful service all these years, the record that is being shattered—a very special record.

As I listened to some of the comments, I was struck that tributes usually come in the Senate when one of our colleagues is leaving office or sometimes one of our colleagues passes away. And what I am struck by this afternoon is how glad I am and colleagues on both sides of the aisle are that Senator MIKULSKI is very much alive, and next week and next month and in the years ahead she is going to continue to bring this kind of wellspring of conscience and energy and passion and expertise to the Senate.

I am going to have more to say in terms of a lengthier speech, but she and I have had a special relationship for almost three decades. We served together in the other body on the Energy and Commerce Committee. We would often show up at meetings together, and this is still a tradition that continues now because we both have the honor of serving on the Senate Select Committee on Intelligence. Senator MIKULSKI and I would walk in together,

and she would smile and say: Now the long and short of it are arriving. And I guess that is true in a literal sense, but while Senator MIKULSKI may be modest in stature, she has one very large record on behalf of the public interest, and I am especially grateful for all she has done for people without power and people without clout.

When we think about what has so angered the American people—and I have heard the Senator from Colorado, the Presiding Officer, talk about this—it is that people feel so disconnected from government; that you can have a community meeting in Oregon or Colorado or Maryland or some other part of the country, and somehow there is this sense what goes on in Washington really has nothing to do with people in their home community.

Senator MIKULSKI doesn't practice public service that way. Senator MIKULSKI has always felt, since the days when she was a community organizer and they were dealing with those community problems and where are you going to locate a freeway or something of that nature, that public service and community service were always about being connected to people. She understood right away what people may say at a townhall meeting now in Colorado or Oregon about government being removed from their lives, and for decades she has practiced a very different kind of public service. She did it when she was a community organizer, she did it in the House of Representatives, and she continues to do it today.

Very often when we take the subway to a vote and I ask her what she has done over the weekend, she will talk about families. She knows I was co-director of the Gray Panthers for many years before I was elected to Congress, so we will talk about aging issues. And everybody knows what she has done in the aging field and her interest in fighting Alzheimer's. So it always comes back to people, and that connection she brings to public service that is so lacking from what Americans see is the big problem in government today, that much of what goes on here is simply disconnected from their lives.

What I see in BARBARA MIKULSKI is the real measure of what we want in a public servant. We want someone who is conscientious, we want someone who is smart, we want someone who has good values and someone who always tries to be a coalition builder.

I have watched Senator MIKULSKI in lots of instances. We had one just recently where Senator MIKULSKI was trying to find a balance on a difficult and contentious issue between industry and the environment, and I watched how she was trying to listen to both sides. Maryland has some communities where they have older plants, and if she can't take steps to protect those plants and have the workers keep their jobs, a lot of people are going to hurt, and Senator MIKULSKI always tries to keep that from happening. She has also said clean air and the environmental