

the consideration of legislation and what was done during the development of this legislation. Senator COONS worked with the AO, which made recommendations, and with bankruptcy judges in a variety of districts to determine where need was greatest. To codify an unenforceable mandate nominally imposed on future Congresses is unnecessary and unwise.

Once again I take the opportunity to thank and congratulate Senator COONS for his hard work and attention to this issue. This would not be passing again without his diligence, focus, and legislative skill. He has now done twice what has seemed impossible to do once.

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

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

The bill (H.R. 4967) was ordered to a third reading, was read the third time, and passed.

#### HONORING FEDERAL, STATE, AND LOCAL LAW ENFORCEMENT OFFICERS

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Senate proceed to S. Res. 456, submitted earlier today.

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

The assistant legislative clerk read as follows:

A resolution (S. Res. 456) commemorating and acknowledging the dedication and sacrifice made by the Federal, State, and local law enforcement officers who have been killed or injured in the line of duty.

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

Mr. LEAHY. Mr. President, I commend the Senate for agreeing to this resolution to honor the men and women who serve in law enforcement and to officially recognize May 15 as National Peace Officers Memorial Day.

Despite the progress that has been made in improving officer safety, there is much work to be done. The year 2011 was an especially tragic one for the law enforcement community. Last year, 163 State and Federal law enforcement officers lost their lives in the line of duty. This is an increase from 2010 and a grim reminder of the sacrifices far too many individuals make serving their communities and fellow citizens. The Senate should continue to do all it can to support officer safety.

To recognize these sacrifices, as they do every year, law enforcement officers and their families from across the United States will come to Washington to pay tribute and honor the men and women who have lost their lives. And as I do each year, I will stand with them.

In 1962, President Kennedy designated May 15 as National Peace Offi-

cers Memorial Day. Once again I am proud to have introduced a resolution officially recognizing that designation and honoring these men and women, and all of those that came before them. I am glad we passed this official recognition today.

The safety of law enforcement officers across the United States should be something on which we can all agree. I hope the quick passage of this resolution will foreshadow future bipartisan work on behalf of the men and women who work day after day to protect all of us.

Mr. WHITEHOUSE. Mr. President, I will take a moment to recognize the significance of that measure. I know the Presiding Officer, in his many years as attorney general of the State of Connecticut, became keenly aware of the sacrifices our law enforcement officers are too often called upon to make to protect our communities. In the State of Rhode Island, we recently lost a Providence police officer who was killed in the line of duty. So it is a somber and important act that we take.

I ask unanimous consent that this resolution be agreed to, the preamble be agreed to, that the motions to reconsider be laid upon the table, with no intervening action or debate, and that any statements be printed in the RECORD.

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

The resolution (S. Res. 456) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 456

(Commemorating and acknowledging the dedication and sacrifice made by the Federal, State, and local law enforcement officers who have been killed or injured in the line of duty)

Whereas the well-being of all citizens of the United States is preserved and enhanced as a direct result of the vigilance and dedication of law enforcement personnel;

Whereas more than 900,000 men and women, at great risk to their personal safety, presently serve their fellow citizens as guardians of the peace;

Whereas peace officers are on the front lines in protecting the schools and schoolchildren of the United States;

Whereas in 2011, 163 peace officers across the United States were killed in the line of duty;

Whereas Congress should strongly support initiatives to reduce violent crime and to increase the factors that contribute to the safety of law enforcement officers;

Whereas there are more than 19,000 Federal, State, and local law enforcement officers who lost their lives in the line of duty while protecting their fellow citizens, and whose names are engraved upon the National Law Enforcement Officers Memorial in Washington, District of Columbia;

Whereas in 1962, President John F. Kennedy designated May 15 as National Peace Officers Memorial Day; and

Whereas on May 15, 2012, more than 20,000 peace officers are expected to gather in Washington, District of Columbia, to join with the families of their recently fallen comrades to honor those comrades and all

others who went before them: Now, therefore, be it

*Resolved*, That the Senate—

(1) commemorates and acknowledges the dedication and sacrifices made by the Federal, State, and local law enforcement officers who have been killed or injured in the line of duty;

(2) recognizes May 15, 2012, as “National Peace Officers Memorial Day”; and

(3) calls on the people of the United States to observe that day with appropriate ceremony, solemnity, appreciation, and respect.

#### COMMEMORATING THE SESQUICENTENNIAL OF THE FOUNDING OF THE DEPARTMENT OF AGRICULTURE

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Senate now proceed to the consideration of S. Res. 458, which was submitted earlier today.

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

The assistant legislative clerk read as follows:

A resolution (S. Res. 458) commemorating May 15, 2012, as the sesquicentennial of the founding of the Department of Agriculture.

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

Mr. WHITEHOUSE. 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. 458) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 458

Whereas, on May 15, 1862, President Abraham Lincoln signed into law an Act that established a Department of Agriculture (12 Stat. 387, chapter 72);

Whereas President Lincoln gave the Department of Agriculture general authority to acquire and spread useful information on agricultural subjects and to assist in the development and use of new and valuable seeds and plants;

Whereas, in 1862, President Lincoln also signed into law the Act entitled “An Act to secure homesteads to actual settlers on the public domain” (commonly known as the “Homestead Act of 1862”; 12 Stat. 392, chapter 75) and the Act of July 2, 1862 (commonly known as the “First Morrill Act”; 12 Stat. 503, chapter 130), which, along with the creation of the Department of Agriculture, lay the foundation for Federal agricultural policy;

Whereas, in the 1850s, there was 1 farmer for every 2 people in the United States, while today the average farmer in the United States feeds more than 150 people;

Whereas the United States is now the second largest producer and the largest exporter of agricultural products in the world;

Whereas the role of the Department of Agriculture has expanded to include functions impacting nearly every aspect of the rural United States and beyond;

Whereas the Department of Agriculture helps to ensure the safety of the food supply of the United States, provides conservation assistance, collects market data, provides

nutrition assistance, protects the health of plants and animals, supports rural communities, conducts agricultural research, maintains risk management tools for producers, and promotes agricultural exports; and

Whereas the professionalism, dedication, and work ethic of the public servants at the Department of Agriculture provide a shining example of why President Lincoln called the Department of Agriculture the "People's Department": Now, therefore, be it

*Resolved*, That the Senate—

(1) congratulates the men and women of the Department of Agriculture on the occasion of the 150th anniversary of the Department;

(2) celebrates the growth and success of agriculture in the United States and

(3) honors the farmers and ranchers of the United States, whose ingenuity, adaptability, and skill have created the safest and most abundant food supply in the history of mankind.

#### UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that on Monday, May 14, 2012, at 4:30 p.m., the Senate proceed to executive session to consider the following nominations: Calendar Nos. 570 and 571; that there be 60 minutes 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; 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.

#### ORDERS FOR MONDAY, MAY 14, 2012

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 2 p.m., on Monday, May 14; 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 until later in the day; and that the majority leader be recognized; further, that when the Senate resumes legislative session following the votes on the Russell and Tharp nominations, the Senate vote on the motion to invoke cloture on the motion to proceed to H.R. 2072.

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

#### PROGRAM

Mr. WHITEHOUSE. Mr. President, I am informed that it is the majority leader's intention to resume consideration of the motion to proceed to H.R. 2072, the Export-Import Bank reauthorization bill on Monday.

At 4:30 p.m., there will be an hour of debate on the Russell and Tharp nominations.

At 5:30 p.m., there will be up to three roll call votes on confirmation of the Russell nomination, confirmation of the Tharp nomination, and the motion to invoke cloture on the motion to proceed to H.R. 2072, the Export-Import Bank bill.

#### ADJOURNMENT UNTIL MONDAY, MAY 14, 2012, AT 2 P.M.

Mr. WHITEHOUSE. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it adjourn under the previous order.

There being no objection, the Senate, at 6:11 p.m., adjourned until Monday, May 14, 2012, at 2 p.m.

#### NOMINATIONS

Executive nominations received by the Senate:

##### IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT AS CHIEF OF STAFF, UNITED STATES AIR FORCE, AND APPOINTMENT TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTIONS 8033 AND 601:

##### *To be general*

GEN. MARK A. WELSH III

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### *To be general*

GEN. PHILIP M. BREEDLOVE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT AS THE VICE CHIEF OF STAFF, UNITED STATES AIR FORCE, AND APPOINTMENT TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTIONS 8034 AND 601:

##### *To be general*

LT. GEN. LARRY O. SPENCER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

##### *To be lieutenant general*

MAJ. GEN. NOEL T. JONES

THE FOLLOWING AIR NATIONAL GUARD OF THE UNITED STATES OFFICER FOR APPOINTMENT IN THE RESERVE OF THE AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12212:

##### *To be brigadier general*

COL. WAYNE A. ZIMMET

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE AIR FORCE UNDER TITLE 10, U.S.C., SECTION 12203:

##### *To be colonel*

ROBERT M. AGUE

THE FOLLOWING NAMED INDIVIDUALS FOR APPOINTMENT TO THE GRADES INDICATED IN THE REGULAR AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531:

##### *To be lieutenant colonel*

LESLIE A. WOOD

##### *To be major*

DAVID B. FRANKLIN  
ANTHONY R. IANNUCCILLO  
JOSHUA M. MCCONKEY  
MATTHEW L. SMITH

THE FOLLOWING NAMED AIR NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE AIR FORCE UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12212:

##### *To be colonel*

NATHAN BARRY ALHOLINNA  
CARL R. ALVAREZ  
SHAWN MICHAEL ANDERSON  
MATTHEW P. ANDREWS

TIMOTHY W. AZBILL  
SANDRA L. BEST  
EDWARD E. BLACK  
JAMES M. BRUHL  
PHILLIP C. BUNTON  
JOHNIE A. BURTON, JR.  
JEFFREY L. BUTLER  
DARREN DENNIS WADE CHESTER  
DAVID ANTHONY CLARK  
LARRY K. CLARK  
DAVID V. COCHRAN  
CHRIS S. COLLINS  
MARSHALL C. COLLINS  
STEVEN EDWARD CONEY  
MITCHELL D. CULP  
SUSAN M. DICKENS  
DAVID A. DIXON  
BRADFORD RUSSELL EVERMAN  
CHRISTOPHER E. FINERTY  
MATTHEW GAGE  
MARK ANDREW GREEN  
PATRICK MARTIN GUINEE  
TERRY E. HALL  
ANTHONY W. HAMEL  
ROBERT E. HARGENS  
JODIE A. HARVEY  
THOMAS J. HESS  
JEREMY C. HORN  
QUINCY N. HUNEYCUTT III  
BRIAN KURT JOHNSON  
NATHAN H. JORGENSEN  
SEAN R. KELLEY  
DAVID J. KEMPSON  
LAWRENCE JAMES KLEIN  
JENNIFER R. KONDAL  
JOHN S. LADNER  
JOHN A. LEBLANC  
MATTHEW WALTER LECLAIR  
MICHAEL KEVIN LOVE  
TIMOTHY JOSEPH MADDEN  
DAVID V. MCNULTY  
TAMARA DAWN MIELKE  
TODD A. MITTON  
MICHAEL H. MORGAN  
KELLY JAMES PARKINSON  
JOHN EVAN PATTERSON  
SHAUN J. PERKOWSKI  
KATHRYN C. PFEIFER  
JOHN J. PTAK, JR.  
THOMAS WILLIAM RYAN  
GREGORY M. SCRIVNER  
THOMAS R. SERRANO  
KEITH B. SNYDER  
MICHAEL S. SPENCER  
JOHN G. TUGWELL  
EDWARD L. VAUGHAN IV  
RALPH C. WALSH, JR.  
DAVID A. WEISHAAR  
TIMOTHY LEE WILKINSON  
DOUGLAS ALLAN WILLIAMS  
JOHN P. YORK  
CRAIG M. ZIEMBA

##### IN THE ARMY

THE FOLLOWING NAMED INDIVIDUALS FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY NURSE CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

##### *To be major*

RHANDA J. BROCKINGTON  
VICKIE M. SCHNACKEL

THE FOLLOWING NAMED INDIVIDUALS FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL SERVICE CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

##### *To be major*

RICHARD A. DANIELS  
DANIEL J. HOLDWICK

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL CORPS UNDER TITLE 10, U.S.C., SECTIONS 624 AND 3064:

##### *To be major*

ANDREW C. GALLO  
CHRISTA M. LEWIS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL CORPS UNDER TITLE 10, U.S.C., SECTIONS 624 AND 3064:

##### *To be major*

JOHN C. MOFFITT

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203:

##### *To be colonel*

MIMMS J. MABEE

THE FOLLOWING NAMED INDIVIDUAL FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL SERVICE CORPS UNDER TITLE 10, U.S.C., SECTIONS 531, AND 3064:

##### *To be major*

JONELLE J. KNAPP

THE FOLLOWING NAMED INDIVIDUAL FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY DENTAL CORPS UNDER TITLE 10, U.S.C., SECTIONS 531, AND 3064: