

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays were ordered.

#### CLOTURE MOTION

Mr. REID. I have a cloture motion at the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The assistant legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the Reid motion to concur in the House amendment to S. 3187, the FDA Safety and Innovation Act.

Harry Reid, Tom Harkin, Sheldon Whitehouse, Kent Conrad, Jack Reed, Christopher A. Coons, Mark Begich, John F. Kerry, Charles E. Schumer, Barbara A. Mikulski, Benjamin L. Cardin, Robert Menendez, Joseph I. Lieberman, Mary L. Landrieu, Richard Blumenthal, Patty Murray, Tom Carper.

#### AMENDMENT NO. 2461

Mr. REID. I move to concur in the House amendment to S. 3187 with an amendment.

The PRESIDING OFFICER. The clerk will report the amendment.

The assistant legislative clerk read as follows:

The Senator from Nevada [Mr. REID] moves to concur in the House amendment to S. 3187 with an amendment numbered 2461.

The amendment is as follows:

At the end, add the following new section:  
**SEC. \_\_\_\_.**

This Act shall become effective 5 days after enactment.

Mr. REID. I now ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second?

The yeas and nays were ordered.

#### AMENDMENT NO. 2462 TO AMENDMENT NO. 2461

Mr. REID. I now have a second-degree amendment at the desk I wish to be reported.

The PRESIDING OFFICER. The clerk will report the amendment.

The assistant legislative clerk read as follows:

The Senator from Nevada [Mr. REID] proposes an amendment numbered 2462 to amendment No. 2461.

The amendment is as follows:

In the amendment, strike "5 days" and insert "4 days".

#### MOTION TO REFER WITH AMENDMENT NO. 2463

Mr. REID. I have a motion to refer the House message to the Health, Education, Labor, and Pensions Committee with instructions to report back forthwith, with an amendment.

The PRESIDING OFFICER. The clerk will report the motion.

The assistant legislative clerk read as follows:

The Senator from Nevada [Mr. REID] moves to refer the House message to the Senate

Committee on Health, Education, Labor, and Pensions with instructions to report back forthwith with an amendment numbered 2463.

The amendment is as follows:

At the end, add the following new section:  
**SEC. \_\_\_\_.**

This Act shall become effective 3 days after enactment.

Mr. REID. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays were ordered.

#### AMENDMENT NO. 2464

Mr. REID. I have an amendment to my instructions that is also at the desk.

The PRESIDING OFFICER. The clerk will report the amendment.

The assistant legislative clerk read as follows:

The Senator from Nevada [Mr. REID] proposes an amendment numbered 2464 to the instructions of the motion to refer.

The amendment is as follows:

In the amendment, strike "3 days" and insert "2 days".

Mr. REID. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays were ordered.

#### AMENDMENT NO. 2465 TO AMENDMENT NO. 2464

Mr. REID. I have a second-degree amendment to my instructions that are at the desk.

The PRESIDING OFFICER. The clerk will report the amendment.

The assistant legislative clerk read as follows:

The Senator from Nevada [Mr. REID] proposes an amendment numbered 2465 to amendment No. 2464.

The amendment is as follows:

In the amendment, strike "2 days" and insert "1 day".

Mr. REID. Mr. President, I now ask unanimous consent that the mandatory quorum under rule XXII be waived with respect to the cloture motion that has just been filed.

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

### MORNING BUSINESS

Mr. REID. Mr. President, I ask unanimous consent that the Senate now proceed to a period of morning business and that Senators be allowed to speak for up to 10 minutes each.

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

### JUNETEENTH INDEPENDENCE DAY

Mr. LEVIN. Mr. President, today is the culmination of several days of activities across the Nation in recognition of the oldest known observance of the ending of slavery—"Juneteenth Independence Day".

It was in June of 1865, that the Union soldiers landed in Galveston, TX, with the news that the war had ended and that slavery finally had come to an end in the United States. This was 2½ years after President Lincoln signed the Emancipation Proclamation, which was issued on January 1, 1863, and months after the conclusion of the Civil War.

This week and specifically on June 19, when slaves in the Southwest finally learned of the end of slavery, the descendants of slaves have observed this anniversary of emancipation as a remembrance of one of the most tragic periods of our Nation's history. The suffering, degradation and brutality of slavery cannot be repaired, but the memory can serve to ensure that no such inhumanity is ever perpetrated again on American soil.

I was very pleased that on June 19 of this week the Senate unanimously adopted a resolution, S. Res. 496, recognizing the historical significance of Juneteenth Independence Day to the Nation. The resolution, which I sponsored along with Senators HUTCHISON, CARDIN, LANDRIEU, CORNYN, SHERROD BROWN, BOXER, STABENOW, HARKIN, BEGICH, DURBIN, WICKER, LEAHY, BILL NELSON, CASEY, WARNER, AKAKA, WEBB, LAUTENBERG, GILLIBRAND, and SCHUMER expresses support for the observance of Juneteenth Independence Day, and recognizes the faith and strength of character demonstrated by former slaves, that remains an example for all people of the United States, regardless of background or race.

All across America we also celebrate the many important achievements of former slaves and their descendants. We do so because in 1926, Dr. Carter G. Woodson, son of former slaves, proposed such a recognition as a way of preserving the history of African Americans and recognizing the enormous contributions of a people of great strength, dignity, faith, and conviction—a people who rendered their achievements for the betterment and advancement of a Nation once lacking in humanity towards them. Every February, nationwide, we celebrate African American History Month. And, every year on June 19, we celebrate "Juneteenth Independence Day."

Lerone Bennett, Jr., writer, scholar, lecturer, and acclaimed Executive Editor for several decades at Ebony Magazine, has reflected on the life and times of Dr. Woodson. Bennett tells us that one of the most inspiring and instructive stories in African American history is the story of Woodson's struggle and rise from the coal mines of West Virginia to the summit of academic achievement:

At 17, the young man who was called by history to reveal Black history was an untutored coal miner. At 19, after teaching himself the fundamentals of English and arithmetic, he entered high school and mastered the four-year curriculum in less than two years. At 22, after two-thirds of a year at Berea College [in Kentucky], he returned to the coal mines and studied Latin and Greek

between trips to the mine shafts. He then went on to the University of Chicago, where he received his bachelor's and master's degrees, and Harvard University, where he became the second Black to receive a doctorate in history. The rest is history—Black history.

In keeping with the spirit and the vision of Dr. Carter G. Woodson, I would like to pay tribute to two courageous women, claimed by my home State of Michigan, who played significant roles in addressing American injustice and inequality. These are two women of different times who would change the course of history.

The contributions of Sojourner Truth, who helped lead our country out of the dark days of slavery, and Rosa Parks whose dignified leadership sparked the Montgomery Bus Boycott and the start of the civil rights movement are indelibly etched in the chronicle of the history of this Nation. Moreover, they are viewed with distinction and admiration throughout the world.

Sojourner Truth, though unable to read or write, was considered one of the most eloquent and noted spokespersons of her day on the inhumanity and immorality of slavery. She was a leader in the abolitionist movement, and a ground breaking speaker on behalf of equality for women. Michigan has honored her with the dedication of the Sojourner Truth Memorial Monument, which was unveiled in Battle Creek, MI, on September 25, 1999. In April 2009, Sojourner Truth became the first African American woman to be memorialized with a bust in the U.S. Capitol. The ceremony to unveil Truth's likeness was appropriately held in Emancipation Hall at the Capitol Visitor's Center. I was pleased to cosponsor the legislation to make this fitting tribute possible. Sojourner Truth lived in Washington, DC for several years, helping slaves who had fled from the South and appearing at women's suffrage gatherings. She returned to Battle Creek in 1875, and remained there until her death in 1883. Sojourner Truth spoke from her heart about the most troubling issues of her time. A testament to Truth's convictions is that her words continue to speak to us today.

On May 4, 1999, legislation was enacted which authorized the President of the United States to award the Congressional Gold Medal to Rosa Parks. I was pleased to coauthor this tribute to Rosa Parks—the gentle warrior who decided that she would no longer tolerate the humiliation and demoralization of racial segregation on a bus. I was also pleased to be a part of the effort to direct the Architect of the Capitol to commission a statue of Rosa Parks, which will soon be placed in the U.S. Capitol, making her the second African American woman to receive such an honor.

Her personal bravery and self-sacrifice are remembered with reverence and respect by us all. Over 55 years ago, in Montgomery, AL, the modern civil rights movement began when Rosa Parks refused to give up her seat

and move to the back of the bus. The strength and spirit of this courageous woman captured the consciousness of not only the American people, but the entire world. The boycott which Rosa Parks began was the start of an American revolution that elevated the status of African Americans nationwide and introduced to the world a young leader who would one day have a national holiday declared in his honor, the Reverend Martin Luther King, Jr. In addition, the overwhelming majority of my colleagues in the Senate joined me in sponsoring legislation authorizing the Congressional Gold Medal to be presented to Dr. King, posthumously, and Coretta Scott King in recognition of their contributions to the Nation. Companion legislation was led in the House by Representative JOHN LEWIS.

We have come a long way toward achieving justice and equality for all. We still however have work to do. In the names of Rosa Parks, Sojourner Truth, Dr. Carter G. Woodson, Dr. Martin Luther King, Jr., and many others, let us rededicate ourselves to continuing the struggle of civil rights and human rights.

Mr. President, I was also pleased to join Senator HUTCHISON and other Members of the Senate this week, in sponsoring another measure introduced on June 19th in recognition of Juneteenth Independence Day, which will require further action in the Senate. It is a Joint Resolution, S.J. Res. 45, requesting the President to issue a proclamation each year designating Juneteenth Independence Day as a National Day of Observance, encouraging Americans of all races, creeds, and ethnic backgrounds to celebrate freedom and the end of slavery in the United States.

In closing, I would like to commend the Juneteenth directors and event coordinators throughout my State of Michigan. They have worked tirelessly in the planning of intergenerational activities in observance of Juneteenth, heading up a wide range of activities over several days in Detroit, Flint, Holland, Lansing, Saginaw, and other areas around the State.

#### EPA EMISSION STANDARDS RULE

Ms. COLLINS. Mr. President, on December 21, 2011, the Environmental Protection Agency, EPA, finalized the mercury and air toxics standards, MATS, rule for powerplants. These standards, which will be fully in effect in 2016, will require coal-fired powerplants to install pollution controls for mercury and toxic air pollution. When fully implemented, the MATS for powerplants will reduce mercury emissions from powerplants by 90 percent, acid gases by 88 percent, and particulate emissions, including nonmercury toxic metals, by 41 percent. Senator INHOFE's S.J. Res. 37 would disapprove and nullify this rule and, more importantly, make it impossible for the EPA to im-

plement substantially similar rules in the future.

The State of Maine, located at the end of our Nation's "air pollution tailpipe," is on the receiving end of pollution emissions from coal-fired powerplants operating in other States. The pollution reductions required under the rule will improve public health and improve the environment in our State. That is why I will vote to uphold the clean air rule that requires coal-fired powerplants to install pollution controls.

While legitimate concerns have been raised that additional compliance time and more cost-effective options are needed, I have significant concerns with overturning this rule and permanently barring the EPA from issuing any standards in the future that are substantially similar. I will push the EPA to work with utilities to develop reasonable implementation schedules.

Reductions in air pollutants from other States will reduce air pollution in Maine, which has one of the highest asthma rates in the Nation, affecting 1 in 10 adults and over 25,000 children. The EPA estimates that the MATS will prevent 130,000 cases of childhood asthma symptoms.

Every State in the country has issued mercury advisories for human fish consumption because of high levels of mercury in our Nation's streams, lakes, and rivers, and half of U.S. manmade mercury comes from coal-fired powerplants. Mercury is one of the most persistent and dangerous pollutants, particularly harmful to children and pregnant women, and it threatens our health and environment today. Under the new rule, 90 percent of this mercury would be removed. I am a longtime supporter of efforts to reduce mercury pollution and have sponsored legislation to establish a nationwide mercury monitoring system to accurately measure mercury levels.

The rule also includes standards for 186 other hazardous pollutants, including arsenic, acid gases, and toxic metals. Additionally, the equipment installed to control these pollutants will not only reduce these hazardous air pollutants but also capture fine particles, which are linked to cardiovascular and respiratory diseases.

I am a longtime supporter of Clean Air Act protections. This landmark legislation, authored by Maine's own Senator Ed Muskie more than 40 years ago, has helped protect and improve our Nation's air quality and public health for decades.

I also support sensible regulatory reforms and have introduced legislation that calls for Federal agencies to analyze the cost and benefits of proposed regulations, including the impact on job creation and consumer prices. This will help cut the tangle of redtape that is holding businesses back from expanding and adding jobs. But when it comes to the air we breathe, I reject the false choice of pitting the environment against the economy because we