

and would take great joy in telling her children of the day she and her friends skipped school to see Frank Sinatra perform.

After high school, she attended Boston Secretarial School and went to work at Submarine Signal Company located in Boston. By that time, she had already caught the eye of a young man in the neighborhood named Leo McLaughlin. In 1944 they were married.

Leo and Kay's first child, a girl, arrived in 1946 and there were more to come. In 1957, Kay and her family moved to Bedford, NH. By 1961, there were six girls and seven boys in the McLaughlin family. Included in this group were the children of Kay's deceased sister-in-law and brother-in-law.

At the age of 36, Kay was a mother of 13 with another child to come in the immediate future. With wisdom beyond her years, Kay arbitrated disputes between rival factions amongst her children. She provided what was needed to solve their problems and keep the family moving in the right direction.

Though Kay endured many losses—the death of a baby in childbirth, losing a talented daughter in the prime of her life, and losing her husband—they were not enough to stifle her spirit. As time passed and her children produced children of their own, she once again became a resource to her 16 grandchildren, keeping secrets and providing aid and comfort.

Should Kay somehow find a way to live forever, we are all sure she will provide the same aid and comfort to her 17 great-grandchildren. While she is with us today in person, she will always be with us in spirit.●

#### REMEMBERING ELLA KIRK, MICHAEL MAHL, ELLA MYERS, AND DR. PETER HOCHLA

● Mr. UDALL of New Mexico. Mr. President, with deep regret I wish to speak about a very tragic event that occurred recently in my State. On Friday afternoon, May 23, a plane crashed in Arenas Valley, just outside Silver City. It is with great sorrow that we say goodbye to four New Mexicans: Ella Kirk; 14, Michael Mahl, 16; Ella Myers, 16; all of Silver City, NM; and Dr. Peter Hochla, 67, of Albuquerque.

Ella Kirk, Michael Mahl, and Ella Myers were talented, gifted students. They had just finished their sophomore year at Aldo Leopold Charter School in Silver City. They were not only fellow classmates, they were close friends, and they were also dedicated to protecting the environment. Each served on the Youth Conservation Corps ecological monitoring crew, which won first place at the New Mexico EnviroThon competition earlier this year.

On Sunday, June 1, friends and families gathered at a memorial service in Silver City. Their recollections, as reported in the Silver City Sun-News, recall the three remarkable young people taken so suddenly from our midst.

Ella Kirk, despite her youth, was a passionate advocate for protecting the Gila River. Her tireless work to save the Gila from a diversion project resulted in a petition of over 6,400 signatures from New Mexico and around the world. She delivered that petition to the Governor and she testified before the New Mexico State Legislature. Ella played the fiddle, loved dance and music, and was talented in both. At the memorial service, Patrice Mutchnick paid tribute to her daughter, saying, "She thought every choice she made affected others, and that's the kind of caring individual she was."

Michael Mahl was an honor student. He also was a musician. Michael performed at his first open mic night at Diane's Parlor in Silver City just 1 month earlier. Michael's father, John Mahl, also performed that night. He recalled later to the Sun-News that his son was a tough act to follow. Michael was also a student leader, and was elected by his classmates to be their next student body president.

Like Michael, Ella Myers was an honor student. She was a prolific writer and an athlete. Ella was looking forward to attending the summer arts program at the School of the Art Institute of Chicago. At the memorial service, her father, Brian Myers, said simply, "She was a remarkable, gifted, talented artist. She had poise, grace, and elegance."

Jim McIntosh, a teacher at Aldo Leopold, noted the talents and distinction of these students. "Michael had a little bit of Elvis in him. Ella Jaz was polite and razor sharp. Ella Myers wanted to know what she was made of and proved that when she rode the 31-mile Tour of the Gila with a borrowed bike with me."

We remember these gifted young people, who left us far too soon. We honor who they were, and we mourn who they might have become and what they might have accomplished. But even in their tragically short time in this world, they touched many lives and inspired all who knew them.

We also remember Dr. Peter Hochla, and his legacy of service to our nation and our State. Dr. Hochla was born in Slovakia and immigrated to the United States as a child. He was a physician for the New Mexico Veterans Administration, and a retired Air Force colonel. As a psychiatrist with the Albuquerque VA hospital, he piloted his own plane to provide care to veterans throughout New Mexico. He leaves behind his wife of 35 years, Dr. Cheryl Greene Hochla, a son, and a daughter. Dr. Hochla dedicated his life to defending the freedoms that we hold dear and to caring for his fellow veterans.

The memory of those we have lost is ever with us, and so is the sorrow. We do not know why this tragedy occurred. We do not know why these lives were taken so suddenly. But what we do know is that in Silver City and in Albuquerque, there are families and friends whose hearts are breaking, who

are dealing with grief that is so hard to bear, and almost impossible to comprehend.

Words cannot alter, cannot change, this profound loss. My wife Jill and I wish to extend our deepest condolences. We share in your sorrow, and we pray that you will find comfort in memories of your loved ones and in the mercy of time and God's grace.●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Pate, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The messages received today are printed at the end of the Senate proceedings.)

#### MESSAGE FROM THE HOUSE RECEIVED DURING ADJOURNMENT

Under the order of the Senate of January 3, 2013, the Secretary of the Senate, on July 3, 2014, during the adjournment of the Senate, received a message from the House of Representatives announcing that the Speaker pro tempore (Mr. HARRIS of Maryland) had signed the following enrolled bill:

H.R. 2388. An act to take certain Federal lands located in El Dorado County, California, into trust for the benefit of the Shingie Springs Band of Miwok Indians, and for other purposes.

Under the authority of the order of the Senate of January 3, 2014, the enrolled bill was signed on July 3, 2014, during the adjournment of the Senate, by the Acting President pro tempore (Mr. CARPER).

#### MEASURES PLACED ON THE CALENDAR

The following bill was read the second time, and placed on the calendar:

S. 2562. A bill to provide an incentive to businesses to bring jobs back to America.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-6269. A communication from the Acting Under Secretary of Defense (Personnel and Readiness), transmitting, pursuant to law, a report entitled "National Defense Authorization Act for Fiscal Year 2013, Section 737 Study on Incidence of Breast Cancer Among Members of Armed Forces Serving on Active Duty"; to the Committee on Armed Services.

EC-6270. A communication from the President/Chief Executive Officer and the Senior

Vice President/Chief Financial Officer, Federal Home Loan Bank of New York, transmitting jointly, pursuant to law, the Bank's Statement on the System of Internal Controls, and a report on Audited Financial Statements; to the Committee on Banking, Housing, and Urban Affairs.

EC-6271. A communication from the Senior Vice President and Chief Financial Officer, Federal Home Loan Bank of New York, transmitting, pursuant to law, the Bank's 2013 Management Report; to the Committee on Banking, Housing, and Urban Affairs.

EC-6272. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to South Africa; to the Committee on Banking, Housing, and Urban Affairs.

EC-6273. A communication from the President/Chief Executive Officer and the Executive Vice President/Chief Financial Officer, Federal Home Loan Bank of Atlanta, transmitting jointly, pursuant to law, the Bank's Statement on the System of Internal Controls, and a report on Audited Financial Statements; to the Committee on Banking, Housing, and Urban Affairs.

EC-6274. A communication from the Senior Vice President, Controller and Chief Accounting Officer, Federal Home Loan Bank of Boston, transmitting, pursuant to law, the Bank's 2013 Management Report and statement of the system of internal control; to the Committee on Banking, Housing, and Urban Affairs.

EC-6275. A communication from the Executive Vice President and Chief Financial Officer, Federal Home Loan Bank of Atlanta, transmitting, pursuant to law, the Bank's 2013 Management Report; to the Committee on Banking, Housing, and Urban Affairs.

EC-6276. A communication from the Administrator of the General Services Administration, transmitting, pursuant to law, a prospectus that supports additional design for the Columbus, New Mexico, Land Port of Entry; to the Committee on Environment and Public Works.

EC-6277. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maine and New Hampshire; Ambient Air Quality Standards" (FRL No. 9912-51-Region 1) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6278. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Illinois; Revision to the Chicago 8-Hour Ozone Maintenance Plan" (FRL No. 9912-57-Region 5) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6279. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans for North Carolina: State Implementation Plan Miscellaneous Revisions" (FRL No. 9912-83-Region 4) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6280. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Wisconsin; Nitrogen Oxide

Combustion Turbine Alternative Control Requirements for the Milwaukee-Racine Former Nonattainment Area" (FRL No. 9912-56-Region 5) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6281. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Oil and Hazardous Substances Pollution Contingency Plan; Listing of Trustee Designations" (FRL No. 9739-9-OW) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6282. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Oklahoma: Incorporation by Reference of Approved State Hazardous Waste Management Program" (FRL No. 9911-76-Region 6) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6283. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District" (FRL No. 9912-64-Region 9) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6284. A communication from the Acting Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Proposed Revision 0 to Fitness-for-Duty—Construction" (NRC-2014-0099) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6285. A communication from the Acting Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Manual Operator Actions in Diversity and Defense-in-Depth Analyses" (NRC-2009-0515) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6286. A communication from the Acting Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Proposed Revision to Physical Security Early Site Permit and Reactor Siting Criteria" (NRC-2014-0101) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Environment and Public Works.

EC-6287. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to section 36(c) of the Arms Export Control Act (DDTC 14-005); to the Committee on Foreign Relations.

EC-6288. A communication from the Executive Analyst, Office of the Secretary, Department of Health and Human Services, transmitting, pursuant to law, a report relative to a vacancy in the position of Secretary of Health and Human Services; to the Committee on Finance.

EC-6289. A communication from the Regulations Officer, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Electronic Substitutions for SSA-538" (RIN0960-AH02) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Finance.

EC-6290. A communication from the Assistant Secretary, Legislative Affairs, Depart-

ment of State, transmitting, pursuant to law, a report relative to section 36(c) of the Arms Export Control Act (DDTC 14-053); to the Committee on Foreign Relations.

EC-6291. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Amendment to the International Traffic in Arms Regulations: Third Rule Implementing Export Control Reform; Correction" (RIN1400-AD46) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Foreign Relations.

EC-6292. A communication from the Deputy Director, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "CLIA Program and HIPAA Privacy Rule; Patients' Access to Test Reports" ((RIN0938-AQ38) (CMS-2319-F)) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6293. A communication from the Deputy Director, Center for Disease Control and Prevention, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Occupational Safety and Health Investigations of Places of Employment; Technical Amendments" (RIN0920-AA51) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6294. A communication from the Acting Chairman of the National Endowment for the Arts and a Member of the Federal Council on the Arts and the Humanities, transmitting, pursuant to law, the annual report on the Arts and Artifacts Indemnity Program for fiscal year 2013; to the Committee on Health, Education, Labor, and Pensions.

EC-6295. A communication from the Attorney-Advisor, Office of the General Counsel, National Endowment for the Humanities, transmitting, pursuant to law, the report of a rule entitled "Nondiscrimination on the Basis of Age in Federally Assisted Programs or Activities" (RIN3136-AA33) received in the Office of the President of the Senate on June 26, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6296. A communication from the President of the United States to the President Pro Tempore of the United States Senate, transmitting, consistent with the War Powers Act, a report relative to the deployment of certain U.S. forces to Iraq; to the Committee on Foreign Relations.

EC-6297. A communication from the Administrator, U.S. Energy Information Administration, Department of Energy, transmitting, pursuant to law, a report entitled "The Availability and Price of Petroleum and Petroleum Products Produced in Countries Other Than Iran"; to the Committee on Energy and Natural Resources.

EC-6298. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report entitled "2013 Wiretap Report"; to the Committee on the Judiciary.

EC-6299. A communication from the Deputy Director of the Regulation Policy and Management Office of the General Counsel, Veterans Benefits Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Grants for Adaptive Sports Programs for Disabled Veterans and Disabled Members of the Armed Forces" (RIN2900-AP07) received during adjournment of the Senate in the Office of the President of the Senate on June 27, 2014; to the Committee on Veterans' Affairs.

EC-6300. A communication from the Executive Director of the Office of Privacy and

Disclosure, Office of the General Counsel, Social Security Administration, transmitting, pursuant to law, a report entitled "Agency Biennial Computer Matching Report"; to the Committee on Finance.

EC-6301. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 20-357, "Special Event Waste Diversion Amendment Act of 2014"; to the Committee on Homeland Security and Governmental Affairs.

EC-6302. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 20-356, "Health Benefit Exchange Authority Financial Sustainability Temporary Amendment Act of 2014"; to the Committee on Homeland Security and Governmental Affairs.

EC-6303. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 20-355, "Educator Evaluation Data Collection Temporary Amendment Act of 2014"; to the Committee on Homeland Security and Governmental Affairs.

EC-6304. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 20-354, "Vending Regulations Temporary Amendment Act of 2014"; to the Committee on Homeland Security and Governmental Affairs.

EC-6305. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on Council Resolution 20-502, "Transfer of Jurisdiction Over Lot 802, Square 4325 within Fort Lincoln New Town Emergency Approval Resolution of 2014"; to the Committee on Homeland Security and Governmental Affairs.

EC-6306. A communication from the Director, Court Services and Offender Supervision Agency for the District of Columbia, transmitting, pursuant to law, the Agency's fiscal year 2013 annual report relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act); to the Committee on Homeland Security and Governmental Affairs.

EC-6307. A communication from the Acting Inspector General of the Federal Trade Commission, transmitting, pursuant to law, notification that the audit of the financial statements of the Federal Trade Commission for fiscal year 2014 has commenced; to the Committee on Commerce, Science, and Transportation.

EC-6308. A communication from the Chief of the Broadband Division, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions" ((GN Docket No. 12-268) (FCC 14-50)) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Commerce, Science, and Transportation.

EC-6309. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Final Specifications for the 2014-2015 Summer Flounder, Scup, and Black Sea Bass Fisheries" (RIN0648-XD094) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Commerce, Science, and Transportation.

EC-6310. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico,

and South Atlantic; Coastal Migratory Pelagic Resources in the Gulf of Mexico and Atlantic Region; Amendment 20A" (RIN0648-BD83) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Commerce, Science, and Transportation.

EC-6311. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Dolphin and Wahoo Fishery Off the Atlantic States; Amendment 5" (RIN0648-BD08) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Commerce, Science, and Transportation.

EC-6312. A communication from the Deputy Director, Office of National Marine Sanctuaries, National Oceanic and Atmospheric Administration, transmitting, pursuant to law, the report of a rule entitled "Re-establishing the Sanctuary Nomination Process" (RIN0648-BD20) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Commerce, Science, and Transportation.

EC-6313. A communication from the Chief of Staff, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of the Amateur Service Rules Governing Qualifying Examination Systems and Other Matters" ((WT Docket No. 12-283) (FCC 14-74)) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Commerce, Science, and Transportation.

EC-6314. A communication from the Chief of Staff, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Policies Regarding Mobile Spectrum Holdings; Expanding the Economic and Innovation Opportunities of Spectrum Through Incentive Auctions" ((WT Docket Nos. 12-268 and 12-269) (FCC 14-63)) received in the Office of the President of the Senate on June 25, 2014; to the Committee on Commerce, Science, and Transportation.

EC-6315. A communication from the Vice President, Government Affairs and Corporate Communications, National Railroad Passenger Corporation, Amtrak, transmitting, pursuant to law, a report relative to Amtrak's Executive Level 1 salary for 2013; to the Committee on Commerce, Science, and Transportation.

EC-6316. A communication from the Executive Analyst, Office of the Secretary, Department of Health and Human Services, transmitting, pursuant to law, a report relative to a vacancy in the position of Assistant Secretary for Planning and Evaluation, Department of Health and Human Services; to the Committee on Finance.

#### PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-267. A resolution adopted by the House of Representatives of the State of Illinois urging Congress and the President of the United States to reauthorize the Terrorism Risk Insurance Program; to the Committee on Banking, Housing, and Urban Affairs.

#### HOUSE RESOLUTION No. 1076

Whereas, Insurance protects the United States economy from the adverse effects of the risks inherent in economic growth and

development while also providing the resources necessary to rebuild physical and economic infrastructure, offer indemnification for business disruption, and provide coverage for medical and liability costs from injuries and loss of life in the event of catastrophic losses to persons or property; and

Whereas, The terrorist attack of September 11, 2001 produced insured losses larger than any natural or man-made event in history; claims paid by insurers to their policyholders eventually totaled some \$32.5 billion, making this the second most costly insurance event in United States history; and

Whereas, The sheer enormity of the terrorist-induced loss, combined with the possibility of haute attacks, produced financial shockwaves that shook insurance markets, causing insurers and reinsurers to exclude coverage arising from acts of terrorism from virtually all commercial property and liability policies; and

Whereas, The lack of terrorism risk insurance contributed to a paralysis in the economy, especially in construction, tourism, business travel, and real estate finance; and

Whereas, The United States Congress originally passed the Terrorism Risk Insurance Act of 2002, Pub. L. 107-297 (TRIA), in which the federal government agreed to provide terrorism reinsurance to insurers and reauthorized this arrangement via the Terrorism Risk Insurance Extension Act of 2005, Pub. L. 109-144, and the Terrorism Risk Insurance Program Reauthorization Act of 2007, Pub. L. 110-160 (TRIPRA); and

Whereas, Under TRIPRA, the federal government provides such reinsurance after industry-wide losses attributable to annual certified terrorism events exceed \$100 million; and

Whereas, Coverage under TRIPRA is provided to an individual insurer after the insurer has incurred losses related to terrorism equal to 20% of the insurer's previous year earned premium for property-casualty lines; and

Whereas, After an individual insurer has reached such a threshold, the insurer pays 15% of residual losses and the federal government pays the remaining 85%; and

Whereas, The Terrorism Risk Insurance Program has an annual cap of \$100 billion of aggregate insured losses, beyond which the federal program does not provide coverage; and

Whereas, TRIPRA requires the federal government to recoup 100% of the benefits provided under the program via policy holder surcharges to the extent the aggregate insured losses are less than \$27.5 billion and enables the government to recoup expenditures beyond that mandatory recoupment amount; and

Whereas, Without question, TRIA and its successors are the principal reason for the continued stability in the insurance and reinsurance market for terrorism insurance to the benefit of our overall economy; and

Whereas, The presence of a robust private/public partnership has provided stability and predictability and has allowed insurers to actively participate in the market in a meaningful way; and

Whereas, Without a program such as TRIPRA, many citizens who want and need terrorism coverage to operate their businesses all across the nation would be either unable to get insurance or unable to afford the limited coverage that would be available; and

Whereas, Without federally provided reinsurance, property and casualty insurers will face less availability of terrorism reinsurance and will therefore be severely restricted in their ability to provide sufficient coverage for acts of terrorism to support our economy; and