

reaching the pinnacle of his career serving as chairman of the board.

Throughout his tenure, Tasso has upheld an unflinching devotion to the friendship between the sister States of Espirito Santo and West Virginia. From the shores and peaks of Espirito Santo to the mountains, valleys, and rivers of the Mountain State, our friendship grew out of a common bond of respect to strengthening the relationship between our sister States. I cannot thank Tasso enough for cultivating that respect through a lifetime of unwavering service and dedication.

West Virginians will continue to advance in many endeavors based on the new relationships and contacts that Tasso has formed, and our State will continue to benefit from his promotion of cultural, economic, and educational development between North and South America.

I join my fellow West Virginians in sending our warmest regards to Tasso and his family for a happy and healthy retirement. We are deeply grateful for his loving and carefree spirit that he has dedicated to a lifetime of public service.●

TRIBUTE TO EDITH MESSINA

● Mrs. McCASKILL. Madam President, today I congratulate Judge Edith Messina on her retirement from the 16th Circuit Judicial Court of Jackson County and to thank her for her many years of leadership and service. For over 30 years, Judge Messina demonstrated exceptional litigation skills, judicial integrity, and professionalism while serving the State of Missouri. I am pleased to recognize her outstanding career today.

Judge Messina, a native of Kansas City, MO, received her bachelor's degree in English Literature and her master of science in counseling psychology from Avila University. Upon graduation, Judge Messina served in the Peace Corps in northern Nigeria where she taught and worked to advance community development. She returned to Kansas City and obtained her juris doctor degree from the University of Missouri-Kansas City in 1974.

Prior to her appointment by Governor Bond in 1984, Judge Messina worked in private practice and as an assistant public defender. She became the first female circuit judge in Jackson County, and in January 1998 the first woman to serve as the 16th Circuit Court's presiding judge. As an administrative judge for the Criminal Court and Family Court, she played an instrumental role in establishing the Family Court Division, which remains in place today.

In 2008, Judge Messina was honored by the Kansas City Metropolitan Bar Association, KCMB, with the "Dean of the Trial Bar" award for her long-standing commitment to law, legal knowledge and professionalism. She is well-known and admired for guiding and helping young lawyers develop

their skills and pursue their passions which has made a positive impact in the legal community. Beyond the courtroom, Judge Messina is an adjunct instructor for Avila University's MBA program.

Judge Messina's dedication to Missouri's judiciary for over 30 years has helped improve the way our courts function today. Judge Messina is a much-loved member of the Kansas City community and has left a lasting legacy of public service.

I ask that the Senate join me in congratulating and honoring Judge Edith Messina.●

MESSAGE FROM THE HOUSE

At 10:30 a.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 2678. An act to designate the facility of the United States Postal Service located at 10360 Southwest 186th Street in Miami, Florida, as the "Larcenia J. Bullard Post Office Building".

H.R. 4751. An act to make technical corrections to Public Law 110-229 to reflect the renaming of the Bainbridge Island Japanese American Exclusion Memorial, and for other purposes.

MEASURES REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2678. An act to designate the facility of the United States Postal Service located at 10360 Southwest 186th Street in Miami, Florida, as the "Larcenia J. Bullard Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

MEASURES PLACED ON THE CALENDAR

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

H.R. 5078. An act to preserve existing rights and responsibilities with respect to waters of the United States, and for other purposes.

ENROLLED BILL PRESENTED ON SEPTEMBER 10, 2014

The Secretary of the Senate reported that on September 10, 2014, she had presented to the President of the United States the following enrolled bill:

S. 231. An act to reauthorize the Multi-national Species Conservation Funds Semipostal Stamp.

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-6890. A communication from the Acting Commissioner, Social Security Administration, transmitting, pursuant to law, the Ad-

ministration's 2014 Annual Report of the Supplemental Security Income Program; to the Committee on Finance.

EC-6891. A communication from the Inspector General, Department of Health and Human Services, transmitting, pursuant to law, a report entitled "Review of Medicare Contractor Information Security Program Evaluations for Fiscal Year 2012"; to the Committee on Finance.

EC-6892. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Report to Congress on the Administration, Cost, and Impact of the Quality Improvement Organization (QIO) Program for Medicare Beneficiaries for Fiscal Year (FY) 2010"; to the Committee on Finance.

EC-6893. A communication from the Director, Office of Regulations and Reports Clearance, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Extension of the Expiration Date for State Disability Examiner Authority to Make Fully Favorable Quick Disability Determinations and Compassionate Allowances" (RIN0960-AH69) received in the Office of the President of the Senate on September 8, 2014; to the Committee on Finance.

EC-6894. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Guidance Regarding Dispositions of Tangible Depreciable Property" ((RIN1545-BL52) (TD 9689)) received during adjournment of the Senate in the Office of the President of the Senate on August 20, 2014; to the Committee on Finance.

EC-6895. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Procedures for Automatic Change in Method of Accounting under the Retail Inventory Method" (Rev. Proc. 2014-48) received during adjournment of the Senate in the Office of the President of the Senate on August 20, 2014; to the Committee on Finance.

EC-6896. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Health Insurance Providers Fee" (Notice 2014-47) received during adjournment of the Senate in the Office of the President of the Senate on August 20, 2014; to the Committee on Finance.

EC-6897. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Retail Inventory Method" ((RIN1545-BJ64) (TD 9688)) received during adjournment of the Senate in the Office of the President of the Senate on August 20, 2014; to the Committee on Finance.

EC-6898. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Debt That Is a Position in Personal Property That Is Part of a Straddle" ((RIN1545-BL24) (TD 9691)) received during adjournment of the Senate in the Office of the President of the Senate on August 28, 2014; to the Committee on Finance.

EC-6899. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates—September 2014" (Rev. Rul. 2014-22) received during adjournment of the Senate in the Office of the President of the Senate

on August 27, 2014; to the Committee on Finance.

EC-6900. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Automatic Disaster Relief under Section 142(d)" (Rev. Proc. 2014-50) received during adjournment of the Senate in the Office of the President of the Senate on August 27, 2014; to the Committee on Finance.

EC-6901. 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 "Medicare Program; FY 2015 Hospice Wage Index and Payment Rate Update; Hospice Quality Reporting Requirements and Process and Appeals for Part D Payment for Drugs for Beneficiaries Enrolled in Hospice" ((RIN0938-AS10) (CMS-1609-F)) received during adjournment of the Senate in the Office of the President of the Senate on August 11, 2014; to the Committee on Finance.

EC-6902. 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 "Medicare and Medicaid Programs; Modifications to the Medicare and Medicaid Electronic Health Record (EHR) Incentive Program for 2014 and Other Changes to the EHR Incentive Program; and Health Information Technology: Revisions to the Certified EHR Technology Definition and EHR Certification Changes Related to Standards" ((RIN0991-AB89 and RIN0991-AB97) (CMS-0046-F and CMS-0052-F)) received in the Office of the President of the Senate on September 8, 2014; to the Committee on Finance.

EC-6903. 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 "Medicare Program; Hospital Inpatient Prospective Payment System for Acute Care Hospitals and the Long-Term Care Hospital Prospective Payment System and Fiscal Year 2015 Rates; Quality Reporting Requirements for Specific Providers; Reasonable Compensation Equivalents for Physician Services in Excluded Hospitals and Certain Teaching Hospitals; Provider Administrative Appeals and Judicial Review; Enforcement Provisions for Organ Transplant Centers; and Electronic Health Record (EHR) Incentive Program" ((RIN0938-AS11; RIN0938-AR12; RIN0938-AR53) (CMS-1607-F and CMS-1599-F3)) received during adjournment of the Senate in the Office of the President of the Senate on August 11, 2014; to the Committee on Finance.

EC-6904. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a section of the Arms Export Control Act (RSAT 14-3948); to the Committee on Foreign Relations.

EC-6905. 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 14-072); to the Committee on Foreign Relations.

EC-6906. 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 14-065); to the Committee on Foreign Relations.

EC-6907. 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 14-032); to the Committee on Foreign Relations.

EC-6908. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to activities under the Enterprise for the Americas Initiative and the Tropical Forest Conservation Act of 1998; to the Committee on Foreign Relations.

EC-6909. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the interdiction of aircraft engaged in illicit drug trafficking; to the Committee on Foreign Relations.

EC-6910. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to law, the text of an agreement between the American Institute in Taiwan and the Taipei Economic and Cultural Representative Office; to the Committee on Foreign Relations.

EC-6911. 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: Corrections, Clarifications, and Movement of Definitions" (RIN1400-AD64) received during adjournment of the Senate in the Office of the President of the Senate on August 27, 2014; to the Committee on Foreign Relations.

EC-6912. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to section 36(d) of the Arms Export Control Act (DDTC 14-073); to the Committee on Foreign Relations.

EC-6913. A communication from the Acting Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (P.L. 107-243) and the Authorization for the Use of Force Against Iraq Resolution (P.L. 102-1) for the April 16, 2014–June 14, 2014 reporting period; to the Committee on Foreign Relations.

EC-6914. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report prepared by the Department of State on progress toward a negotiated solution of the Cyprus question covering the period April 1, 2014 through May 31, 2014; to the Committee on Foreign Relations.

EC-6915. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2014-0095-2014-0112); to the Committee on Foreign Relations.

EC-6916. A communication from the Railroad Retirement Board, transmitting, pursuant to law, the Board's 2014 Annual Report for fiscal year 2013; to the Committee on Health, Education, Labor, and Pensions.

EC-6917. A communication from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Coverage of Certain Preventive Services Under the Affordable Care Act" (RIN1210-AB67) received during adjournment of the Senate in the Office of the President of the Senate on August 28, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6918. 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 "Coverage of Certain Preventive Services Under the Af-

fordable Care Act" ((RIN0938-AR42) (CMS-9939-IFC)) received during adjournment of the Senate in the Office of the President of the Senate on August 28, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6919. 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 "Acquisition Regulations" (RIN0991-AB87) received during adjournment of the Senate in the Office of the President of the Senate on August 19, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6920. A communication from the Deputy Director, Centers for Disease Control and Prevention, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Specifications for Medical Examinations of Coal Miners" (RIN0920-AA57) received during adjournment of the Senate in the Office of the President of the Senate on August 11, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6921. A communication from the Director of Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Technical Amendment" (Docket No. FDA-2014-N-0011) received during adjournment of the Senate in the Office of the President of the Senate on August 27, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6922. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Coverage of Certain Preventive Services Under the Affordable Care Act" ((RIN1545-BM38) (TD 9690)) received during adjournment of the Senate in the Office of the President of the Senate on August 28, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6923. A communication from the Acting Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Final priorities. Rehabilitation Services Administration—Capacity Building Program for Traditionally Underserved Populations—Vocational Rehabilitation Training Institute for the Preparation of Personnel in American Indian Vocational Rehabilitation Services Projects" (CFDA No. 84.315C.) received during adjournment of the Senate in the Office of the President of the Senate on August 20, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6924. A communication from the Acting Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Final priority. Technical Assistance on State Data Collection—Idea Fiscal Data Center" (CFDA No. 84.373F.) received during adjournment of the Senate in the Office of the President of the Senate on August 20, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6925. A communication from the Acting Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Final priority. Rehabilitation Services Administration—Assistive Technology Alternative Financing Program" (CFDA No. 84.224D.) received during adjournment of the Senate in the Office of the President of the Senate on August 20, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6926. A communication from the Acting Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Final priority. Rehabilitation Training: Job-Driven Vocational Rehabilitation Technical Assistance Center" (CFDA No. 84.264A.) received during adjournment of the Senate in the Office of the President of the Senate on August 27, 2014; to the Committee on Health, Education, Labor, and Pensions.

EC-6927. A communication from the President of the United States, transmitting, pursuant to law, a report relative to an alternative plan for pay increases for civilian Federal employees covered by the General Schedule and certain other pay systems in January 2015; to the Committee on Homeland Security and Governmental Affairs.

EC-6928. A communication from the General Manager and Director of Equal Employment Opportunity, Defense Nuclear Facilities Safety Board, transmitting, pursuant to law, the Board's Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 report for fiscal year 2013; to the Committee on Homeland Security and Governmental Affairs.

EC-6929. A communication from the Acting Secretary of the Federal Trade Commission, transmitting, pursuant to law, the Commission's fiscal years 2012 and 2013 annual reports relative to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-6930. A communication from the Deputy Assistant Administrator, Drug Enforcement Agency, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Scheduling of Controlled Substances: Rescheduling of Hydrocodone Combination Products From Schedule III to Schedule II" (Docket No. DEA-389) received during adjournment of the Senate in the Office of the President of the Senate on August 22, 2014; to the Committee on the Judiciary.

EC-6931. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, an annual report relative to the activities and operations of the Public Integrity Section, Criminal Division, and the nationwide federal law enforcement effort against public corruption; to the Committee on the Judiciary.

EC-6932. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report on the activities of the Community Relations Service for Fiscal Year 2013; to the Committee on the Judiciary.

EC-6933. A communication from the 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 "Substitution in Case of Death of Claimant" (RIN2900-AN91) received during adjournment of the Senate in the Office of the President of the Senate on September 3, 2014; to the Committee on Veterans' Affairs.

EC-6934. 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 the Central African Republic, received during adjournment of the Senate on September 11, 2014; to the Committee on Foreign Relations.

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-321. A resolution adopted by the Senate of the State of West Virginia urging the United States Congress to begin the process of amending the United States Constitution to provide that corporations are not entitled to the entirety of protections or rights of natural persons, specifically so that the expenditure of corporate money to influence the electoral process is no longer a form of constitutionally protected speech; to the Committee on the Judiciary.

SENATE RESOLUTION NO. 24

Whereas, In 2010 the United States Supreme Court issued its decision in *Citizens United v. Federal Election Commission*, holding that independent spending on elections by corporations and other groups could not be limited by government regulations; and

Whereas, This decision rolled back the legal restrictions on corporate spending in the electoral process, allowing for the unlimited corporate spending to influence elections, candidate selection and policy decisions; and

Whereas, In reaching this decision, a narrow majority of the Supreme Court, relying on and expanding prior decisions, interpreted the First Amendment of the Constitution to afford corporations the same free speech protections as natural persons; and

Whereas, The Supreme Court relied on other prior decisions which afforded the spending, of money to influence elections the full protection of the First Amendment and disregarded the distorting and corrupting effects of unlimited money in elections; and

Whereas, In his eloquent dissent, Justice John Paul Stevens rightly recognized that, "corporations have no consciences, no beliefs, no feelings, no thoughts, no desires. Corporations help structure and facilitate the activities of human beings, to be sure, and their 'personhood' often observes as a useful legal fiction; But they are not themselves members of 'We the People' by whom and for whom our Constitution was established"; and

Whereas, The court's decision in *Citizens United* severely hampers the ability of federal, state and local governments to enact reasonable campaign finance reforms and regulations regarding corporate political activity; and

Whereas, Corporations should not be afforded the entirety of protections or rights of natural persons, such that the expenditure of corporate money to influence the electoral process is a form of constitutionally protected speech; and

Whereas, In 2012 the same narrow majority of the Supreme Court voted to strike down longstanding campaign finance laws in the State of Montana without hearing any evidence or argument on that state's own history and experience with corporate spending and corruption; and

Whereas, Several proposed amendments to the Constitution have been introduced in Congress that would allow government to regulate the raising and spending of Money by corporations to influence elections; and

Whereas, On Election Day, 2012, over six million voters across the United States, including the states of Colorado and Montana, had the opportunity to vote on state and local ballot measures, calling for a constitutional amendment to limit money in politics, and all proposed initiatives passed overwhelmingly, averaging, seventy-five percent support: Now, therefore, be it

Resolved by the Senate, That the Senate opposes the United States Supreme Court is interpretation of the Constitution in *Citizens United v. Federal Election Commission* regarding the constitutional rights of corporations; supports an amendment to the Constitution to provide that corporations are not entitled to the entirety of protections or rights of natural persons, specifically so that the expenditure of corporate money to influence the electoral process is no longer a form of constitutionally protected speech; and calls on Congress to begin the process of amending the Constitution; and be it further

Resolved, That the Senate respectfully opposes the United States Supreme Court's interpretation of the Constitution in *Citizens United v. Federal Election Commission* and related cases allowing unlimited corporate election spending; and be it further

Resolved, That the Senate supports an amendment to the United States Constitution to establish that corporations are not entitled to the same rights and protection as natural persons under the Constitution; and be it further

Resolved, That such an amendment should assure the power of the federal, state and local governments to limit, regulate and require disclosure of sources of all Money spent to influence elections; and be it further

Resolved, That the Senate charges the West Virginia Congressional Delegation with the duty to support such an amendment, to work diligently towards its passage and to vote at all stages to advance such legislation in the Congress; and be it further

Resolved, That the Senate declares its intention to ratify such an amendment if and when the Congress shall submit it to the states; and be it further

Resolved, That the Clerk is hereby directed to deliver a copy of this resolution to the Vice President of the United States and the President pro tempore of the United States Senate, to the Speaker of the House of Representatives, to the Majority and Minority Leaders of both houses of Congress and to each United States Senator and Member of the House of Representatives from West Virginia.

COMMITTEE SUBSTITUTE FOR SENATE RESOLUTION NO. 24

(By Senators Snyder, Kessler (Mr. President), Beach, Cann, Edgell, Fitzsimmons, Green, Laird, McCabe, Miller, Tucker, Unger, Wells, Yost, Plymale, Palumbo and Williams)

[Originating in the Committee on the Judiciary]

Whereas, In 2010, the United States Supreme Court issued its ruling in *Citizens United v. Federal Election Commission* that enabled corporations and unions, to spend unlimited amounts of money in support of or in opposition to candidates for election; and Whereas, The people of West Virginia and all other states should have the power to limit by law the extent to which money can be spent in their political systems: Now, therefore, be it

Resolved by the Senate, That the Senate hereby calls upon the United States Congress to propose a constitutional amendment addressing the Supreme Court decision in *Citizens United v. Federal Elections Commission*; and be it further

Resolved, That the West Virginia Senate supports an amendment to the United States Constitution to establish that corporations and unions are not entitled to the same rights and protections as natural persons under the Constitution; and be it further

Resolved, That such an amendment should assure the power of the federal, state and local governments to limit, regulate and require disclosure of sources of all money