

actions against companies for negligent data security practices as violations of the FTC Act's broad prohibition against "unfair or deceptive acts or practices." Indeed, the Commission is currently embroiled in numerous data breach cases. The FTC's new data security rules mandated by our bill will finally provide more explicit detail to industry regarding the rules of the road. Importantly, the bill will create one set of Federal rules; it will preempt State laws with regard to data security and breach notification so that companies no longer have to operate under a patchwork of differing state laws.

Notwithstanding my frustration over Congress's decade-long failure to pass meaningful data security legislation, I remain hopeful that this year will be different. The American public is demanding that we do something about a problem that is only getting worse. As I noted earlier in my remarks, there will be more data breaches in the future—it is inevitable. And the consequences are not trivial. Not only do these data breaches impose potentially devastating financial consequences on consumers who are victimized by identity theft and other financial fraud, these breaches also threaten basic consumer privacy. Companies continue to collect, aggregate, and house an unfathomable amount of personal information about all of us. These same companies must guard that information with the highest of security standards. While I am not naive to think our bill will prevent all data breaches of the future, I am confident that it will go a long way towards pushing companies to do more—much more. And it will finally provide consumers with peace of mind that—when a breach does occur—they will be notified as soon as possible so they may take the necessary steps to protect themselves.

I thank Senators FEINSTEIN, PRYOR, and NELSON for helping me on this important bill.

#### SUBMITTED RESOLUTIONS

##### SENATE RESOLUTION 342—DESIGNATING FEBRUARY 3 THROUGH 7, 2014, AS "NATIONAL SCHOOL COUNSELING WEEK"

Mrs. MURRAY (for herself, Ms. COLLINS, Mr. LEVIN, Mr. CORNYN, Ms. KLOBUCHAR, Mr. CARDIN, Ms. LANDRIEU, Mr. COCHRAN, and Mr. DURBIN) submitted the following resolution; which was considered and agreed to:—

S. RES. 342

Whereas the American School Counselor Association has designated February 3 through 7, 2014, as "National School Counseling Week";

Whereas the importance of school counseling has been recognized through the inclusion of elementary and secondary school counseling programs in amendments to the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.);

Whereas school counselors have long advocated for equal opportunities for all students;

Whereas school counselors help develop well-rounded students by guiding students through academic, personal, social, and career development;

Whereas personal and social growth results in increased academic achievement;

Whereas school counselors play a vital role in ensuring that students are ready for college and careers;

Whereas school counselors play a vital role in making students aware of opportunities for financial aid and college scholarships;

Whereas school counselors assist with and coordinate efforts to foster a positive school climate, resulting in a safer learning environment for all students;

Whereas school counselors have been instrumental in helping students, teachers, and parents deal with personal trauma as well as tragedies in their communities and the United States;

Whereas students face myriad challenges every day, including peer pressure, bullying, depression, the deployment of family members to serve in conflicts overseas, and school violence;

Whereas a school counselor is one of the few professionals in a school building who is trained in both education and mental health matters;

Whereas the roles and responsibilities of school counselors are often misunderstood;

Whereas the school counselor position is often among the first to be eliminated to meet budgetary constraints;

Whereas the national average ratio of students to school counselors is 471 to 1, almost twice the 250 to 1 ratio recommended by the American School Counselor Association, the National Association for College Admission Counseling, and other organizations; and

Whereas the celebration of National School Counseling Week will increase awareness of the important and necessary role school counselors play in the lives of students in the United States: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates February 3 through 7, 2014, as "National School Counseling Week"; and

(2) encourages the people of the United States to observe National School Counseling Week with appropriate ceremonies and activities that promote awareness of the role school counselors play in schools and the community at large in preparing students for fulfilling lives as contributing members of society.

#### NOTICES OF HEARINGS

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. WYDEN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Senate Committee on Energy and Natural Resources on Tuesday, February 4, 2014, at 10 a.m., in Room SD-366 of the Dirksen Senate Office Building in Washington, DC.

The purpose of the hearing is to receive testimony on the nominations of Ms. Rhea S. Suh, to be Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, and Ms. Janice M. Schneider to be Assistant Secretary for Land and Minerals Management, Department of the Interior.

Because of the limited time available for the business meeting, witnesses may testify by invitation only. However, those wishing to submit written

testimony for the hearing record should send it to the Committee on Energy and Natural Resources, U.S. Senate, 304 Dirksen Senate Office Building, Washington, DC, 20510-6150, or by email to [ian\\_nicholson@energy.senate.gov](mailto:ian_nicholson@energy.senate.gov).

For further information, please contact Sam Fowler at (202) 224-7571 or Ian Nicholson at (202) 224-7143.

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. WYDEN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Senate Committee on Energy and Natural Resources. The hearing will be held on Thursday, February 6, 2014, at 9:30 a.m., in room SD-366 of the Dirksen Senate Office Building.

The purpose of this hearing is to receive testimony on S. 1784, the Oregon and California Land Grant Act of 2013, and S. 1966, the National Forest Jobs and Management Act of 2014.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record may do so by sending it to the Committee on Energy and Natural Resources, U.S. Senate, Washington, DC 20510-6150, or by e-mail to [John\\_Assini@energy.senate.gov](mailto:John_Assini@energy.senate.gov).

For further information, please contact Michele Miranda at (202) 224-7556 or John Assini at (202) 224-9313.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to hold a meeting during the session of the Senate on Thursday, January 30, 2014, at 10 a.m. in room 253 of the Russell Senate Office Building. The committee will hold a hearing entitled "West Coast and Western Pacific Perspectives on Magnuson-Stevens Act Reauthorization."

The PRESIDING OFFICER. Without objection it is so ordered.

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Senate Committee on Energy and Natural Resources be authorized to meet during the session of the Senate to conduct a hearing on Thursday, January 30, 2014, at 9:30 a.m., in room 366 of the Dirksen Senate Office Building. The purpose of this oversight hearing is to explore opportunities and challenges associated with lifting the ban on U.S. crude oil exports. For further information, please contact Todd Wooten at (202) 224-3907, Abigail Campbell at (202) 224-4905, or Lauren Goldschmidt at (202) 224-5488.

The PRESIDING OFFICER. Without objection it is so ordered.

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS AND SUBCOMMITTEE ON CLEAN AIR AND NUCLEAR SAFETY

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works and the Subcommittee on Clean Air and Nuclear Safety be authorized to meet during the session of the Senate on January 30, at 9:30 a.m., in room 406 of the Dirksen Senate Office Building to conduct a joint hearing entitled "Oversight Hearing: NRC's Implementation of the Fukushima Near-Term Task Force Recommendations and other Actions to Enhance and Maintain Nuclear Safety."

The PRESIDING OFFICER. Without objection it is so ordered.

COMMITTEE ON FINANCE

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Thursday, January 30, 2014, at 10 a.m., in 215 Dirksen Senate Office Building.

The PRESIDING OFFICER. Without objection it is so ordered.

COMMITTEE ON FOREIGN RELATIONS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, January 30, 2014, at 9:30 a.m., to hold a hearing entitled "Section 123: Civilian Nuclear Cooperation Agreements."

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

COMMITTEE ON THE JUDICIARY

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on January 30, 2014, at 10 a.m., in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

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

SUBCOMMITTEE ON EMERGENCY MANAGEMENT, INTERGOVERNMENTAL RELATIONS, AND THE DISTRICT OF COLUMBIA

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Subcommittee on Emergency Management, Intergovernmental Relations, and the District of Columbia of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on Thursday, January 30, 2014, at 2:30 p.m., to conduct a hearing entitled "Shutdown: Examining Federal Government Closure Impacts on the District of Columbia."

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

NATIONAL SCHOOL COUNSELING WEEK

Mr. REID. Madam President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 342.

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

The assistant legislative clerk read as follows:

A resolution (S. Res. 342) designating February 3 through 7, 2014, as "National School Counseling Week."

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

Mr. REID. Madam President, I ask unanimous consent 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.

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

The resolution (S. Res. 342) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

SIGNING AUTHORITY

Mr. REID. Madam President, I ask unanimous consent that during the adjournment or recess of the Senate from Thursday, January 30, through Monday, February 3, the majority leader and Senators Warner and Rockefeller be authorized to sign duly enrolled bills or joint resolutions.

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

MEASURE READ THE FIRST TIME—S. 1977

Mr. REID. Mr. President, I understand there is a bill at the desk, and I ask for its first reading.

The PRESIDING OFFICER. The clerk will read the bill by title for the first time.

The assistant legislative clerk read as follows:

A bill (S. 1977) to repeal section 403 of the Bipartisan Budget Act of 2013, relating to an annual adjustment of retired pay for members of the Armed Forces under the age of 62, and to provide an offset.

Mr. REID. I now ask for a second reading, and in order to place the bill on the calendar under the provisions of rule XIV, I object to my own request.

The PRESIDING OFFICER. Objection is heard.

The bill will be read for the second time on the next legislative day.

ORDERS FOR MONDAY, FEBRUARY 3, 2014

Mr. REID. I ask unanimous consent that when the Senate completes its business today, it adjourn until 2 p.m. on Monday, February 3, 2014; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, and the time for the two leaders be reserved for their use later in the day; that following any leader remarks, the Senate resume consider-

ation of the conference report to accompany H.R. 2642, the farm bill, with the time until 5:30 p.m. equally divided and controlled between the two leaders or their designees.

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

PROGRAM

Mr. REID. The next rollcall vote will be 5:30 p.m. on the motion to invoke cloture on the conference report to accompany the farm bill.

ADJOURNMENT UNTIL MONDAY, FEBRUARY 3, 2014, AT 2 P.M.

Mr. REID. 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 5:57 p.m., adjourned until Monday, February 3, 2014, at 2 p.m.

NOMINATIONS

Executive nominations received by the Senate:

DEPARTMENT OF DEFENSE

MIRANDA A. A. BALLENTINE, OF THE DISTRICT OF COLUMBIA, TO BE AN ASSISTANT SECRETARY OF THE AIR FORCE, VICE TERRY A. YONKERS, RESIGNED.

MICHAEL J. MCCORD, OF OHIO, TO BE UNDER SECRETARY OF DEFENSE (COMPTROLLER), VICE ROBERT F. HALE.

BRIAN P. MCKEON, OF NEW YORK, TO BE A PRINCIPAL DEPUTY UNDER SECRETARY OF DEFENSE, VICE KATHLEEN H. HICKS, RESIGNED.

CHRISTINE E. WORMUTH, OF VIRGINIA, TO BE UNDER SECRETARY OF DEFENSE FOR POLICY, VICE JAMES N. MILLER, JR., RESIGNED.

FEDERAL MARITIME COMMISSION

WILLIAM P. DOYLE, OF PENNSYLVANIA, TO BE A FEDERAL MARITIME COMMISSIONER FOR A TERM EXPIRING JUNE 30, 2018. (REAPPOINTMENT)

FEDERAL ENERGY REGULATORY COMMISSION

NORMAN C. BAY, OF NEW MEXICO, TO BE A MEMBER OF THE FEDERAL ENERGY REGULATORY COMMISSION FOR THE TERM EXPIRING JUNE 30, 2018, VICE JON WELLINGHOFF, RESIGNED.

ENVIRONMENTAL PROTECTION AGENCY

ANN ELIZABETH DUNKIN, OF CALIFORNIA, TO BE AN ASSISTANT ADMINISTRATOR OF THE ENVIRONMENTAL PROTECTION AGENCY, VICE MALCOLM D. JACKSON.

CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

MANUEL H. EHRLICH, JR., OF NEW JERSEY, TO BE A MEMBER OF THE CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD FOR A TERM OF FIVE YEARS, VICE JOHN S. BRESLAND, RESIGNED.

INTER-AMERICAN DEVELOPMENT BANK

MILEYDI GUILARTE, OF THE DISTRICT OF COLUMBIA, TO BE UNITED STATES ALTERNATE EXECUTIVE DIRECTOR OF THE INTER-AMERICAN DEVELOPMENT BANK, VICE JAN E. BOYER, RESIGNED.

DEPARTMENT OF STATE

SUZAN G. LEVINE, OF WASHINGTON, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE SWISS CONFEDERATION AND TO SERVE CONCURRENTLY AND WITHOUT ADDITIONAL COMPENSATION AS AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE PRINCIPALITY OF LIECHTENSTEIN.

DEPARTMENT OF HOMELAND SECURITY

L. REGINALD BROTHERS, JR., OF MASSACHUSETTS, TO BE UNDER SECRETARY FOR SCIENCE AND TECHNOLOGY, DEPARTMENT OF HOMELAND SECURITY, VICE TARA JEANNE O'TOOLE, RESIGNED.

FOREIGN SERVICE

THE FOLLOWING NAMED PERSONS OF THE DEPARTMENT OF AGRICULTURE TO BE CONSULAR OFFICERS AND SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

CHRISTOPHER DAVID FREDERICK, OF MINNESOTA  
JULIE ANNE MORIN, OF VIRGINIA