

In 2013, Mr. Schumacher received the James Beard Foundation's Leadership Award for "his lifelong efforts to improve access to fresh local food in underserved communities."

In Boston, the Globe wrote about a time several years ago when Mr. Schumacher, dining out at tony Hamersley's Bistro, sat down at a table, reached into a brown paper bag and pulled out a shiny, ripe red tomato. He asked for a serrated knife, olive oil and a plate, then proceeded to make himself a salad.

"Who's this guy who's making his own salad?" chef-owner Gordon Hamersley wanted to know. His own tomatoes came from California. Where had Mr. Schumacher's come from? "Twenty minutes from your doorstep," Mr. Schumacher said.

That scene, or a version of it, would play over and over again between 1984 and 1990 when Mr. Schumacher was agriculture chief for Massachusetts. He was always asking chefs whether they knew any farmers who could supply them food directly. He created market coupon programs for seniors and low-income families with children. He chastised breakfast diners for serving English jellies instead of American ones.

"Gus was instrumental in bringing two seemingly obvious groups together who never talked to each other—chefs and farmers," Hamersley told the Globe. "He's basically the architect of chefs featuring locally grown produce. As always, there was a team of people with him, but he was sitting in the chair."

The Washington Post reported on Mr. Schumacher's work with refugee and immigrant farmers all over the United States. He encouraged them to grow and market their native vegetables, such as amaranth. From New England, the New York Times reported, Mr. Schumacher made personal deliveries of Asian greens that included pea tendrils, Chinese chive blossoms and Cambodian spear-mint to the Washington restaurant TenPenh.

August Schumacher Jr. was born in Lincoln, Mass., on Dec. 4, 1939. He grew up on a farm in Lexington, and his father was one of the largest parsnip growers in Massachusetts. His grandfather and great-grandfather were farmers in New York City. They grew winter vegetables in glass-enclosed hot-houses.

Mr. Schumacher graduated from Harvard University in 1961 and attended the London School of Economics.

Over his career, he had a variety of consultancies, served as Massachusetts agriculture chief from 1984 to 1990 and was the USDA undersecretary of agriculture for farm and foreign agricultural services from 1997 to 2001.

Since 2008 he had served as founding board chairman of Wholesome Wave in Bridgeport, Conn., which seeks to increase access to affordable, locally grown fruits and vegetables.

His first marriage, to Barbara Kerstetter, ended in divorce. Survivors include his wife of 25 years, Susan Holaday Schumacher of Washington; a stepdaughter, Valarie Karasz of Brooklyn; and two grandchildren. A stepson, Andrew Karasz, died earlier this month.

(At the request of Mr. SCHUMER, the following statement was ordered to be printed in the RECORD.)

VOTE EXPLANATION

• Mr. MENENDEZ. Mr. President, I was unavailable for rollcall vote No. 210, the motion to invoke cloture on the nomination of Eric D. Hargan to be Deputy Secretary of Health and Human Services. Had I been present, I would have voted nay.

Mr. President, I was unavailable for rollcall vote No. 211, on the nomination of Eric D. Hargan to be Deputy Secretary of Health and Human Services. Had I been present, I would have voted nay.

Mr. President, I was unavailable for rollcall vote No. 212, on the motion to invoke cloture on the nomination of Randal Quarles to be a member of the Board of Governors of the Federal Reserve System. Had I been present, I would have voted nay.●

CONFIRMATION OF HALSEY FRANK

Ms. COLLINS. Mr. President, I wish to express my strong support for the confirmation of Halsey Frank to serve as the U.S. Attorney for the District of Maine. Mr. Frank has 30 years of experience working for the U.S. Department of Justice in Washington, DC, and in Maine, and he is highly qualified to assume this crucial law enforcement position. I thank the Senate for swiftly confirming him.

Mr. Frank is an intelligent, highly competent, experienced law enforcement professional. Mr. Frank has served as an Assistant U.S. Attorney for Maine for the past 17 years, during which he has shown an in-depth knowledge of our country's criminal justice system and significant experience in both criminal and civil law. In this role, he has prosecuted Federal crimes related to fraud, drugs, white-collar offense, violence, civil rights, and environmental violations. He has defended the United States in civil cases and handled numerous appeals. Prior to his current post, Mr. Frank was an Assistant U.S. Attorney for the District of Columbia, one of the country's largest offices, where he worked on a wide range of civil and criminal matters. He is presently a resident of Portland, ME, and a graduate of Wesleyan University and Boston University School of Law.

Based on his demonstrated proficiency and character, I have every confidence that Mr. Frank will successfully lead and coordinate local and Federal law enforcement activities in Maine to faithfully uphold our Nation's laws and ensure public safety and order. Throughout his long and distinguished career, Mr. Frank has shown a strong commitment to public service, and I am confident that he will serve the State of Maine and our Nation very well.

CONFIRMATION OF RALPH R. ERICKSON

Mr. VAN HOLLEN. Mr. President, I wish to support the confirmation of U.S. district judge Ralph Erickson to serve on the U.S. Court of Appeals for the Eighth Circuit.

Mr. Erickson received the support of both of his home State Senators, Democrat HEIDI HEITKAMP and Republican JOHN HOEVEN. Both HOEVEN and HEITKAMP submitted their blue slips for

Mr. Erickson, and the Senate Judiciary Committee unanimously voted to advance his nomination to the full Senate.

I hope Mr. Erickson's confirmation reinforces the importance of bipartisanship and the importance of maintaining the blue slip process. The Judiciary Committee has used the blue slip process since at least 1917, and the process is integral to maintaining the bipartisan nature of the Senate. Under both Presidents Obama and George W. Bush, even when a party had unified control of the Presidency and the Senate, if a home State Senator objected to a nominee, the nomination did not proceed. There have been recent discussions to suspend the blue slip tradition in order to force nominations through the Judiciary Committee. I encourage my colleagues to reject any such measures and to continue in the blue slip tradition.

MESSAGE FROM THE HOUSE

At 10:22 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, without amendment:

S. 178. An act to prevent elder abuse and exploitation and improve the justice system's response to victims in elder abuse and exploitation cases.

S. 652. An act to amend the Public Health Service Act to reauthorize a program for early detection, diagnosis, and treatment regarding deaf and hard-of-hearing newborns, infants, and young children.

The message further announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 36. An act to amend title 18, United States Code, to protect pain-capable unborn children, and for other purposes.

H.R. 1624. An act to require the appropriate Federal banking agencies to treat certain municipal obligations as no lower than level 2B liquid assets, and for other purposes.

H.R. 1918. An act to oppose loans at international financial institutions for the Government of Nicaragua unless the Government of Nicaragua is taking effective steps to hold free, fair, and transparent elections, and for other purposes.

H.R. 2408. An act to enhance the transparency, improve the coordination, and intensify the impact of assistance to support access to primary and secondary education for displaced children and persons, including women and girls, and for other purposes.

The message also announced that the House passed the following bill, with an amendment, in which it requests the concurrence of the Senate:

S. 782. An act to reauthorize the National Internet Crimes Against Children Task Force Program, and for other purposes.

MEASURES REFERRED

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

H.R. 36. An act to amend title 18, United States Code, to protect pain-capable unborn children, and for other purposes; to the Committee on the Judiciary.

H.R. 1624. An act to require the appropriate Federal banking agencies to treat certain municipal obligations as no lower than level 2B liquid assets, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

H.R. 1918. An act to oppose loans at international financial institutions for the Government of Nicaragua unless the Government of Nicaragua is taking effective steps to hold free, fair, and transparent elections, and for other purposes; to the Committee on Foreign Relations.

H.R. 2408. An act to enhance the transparency, improve the coordination, and intensify the impact of assistance to support access to primary and secondary education for displaced children and persons, including women and girls, and for other purposes; to the Committee on Foreign Relations.

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-2970. A communication from the Counsel, Legal Division, Bureau of Consumer Financial Protection, transmitting, pursuant to law, the report of a rule entitled "Equal Credit Opportunity Act (Regulation B) Ethnicity and Race Information Collection" ((RIN3170-AA65) (Docket No. CFPB-2017-0009)) received in the Office of the President of the Senate on October 2, 2017; to the Committee on Banking, Housing, and Urban Affairs.

EC-2971. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 13694 of April 1, 2015, with respect to significant malicious cyber-enabled activities; to the Committee on Banking, Housing, and Urban Affairs.

EC-2972. A communication from the Director of Congressional Affairs, Office of Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Emergency Planning for Research and Test Reactors and Other Non-Power Production and Utilization Facilities" ((Regulatory Guide 2.6, Revision 2) (NUREG-1537 and NUREG-0849)) received in the Office of the President of the Senate on October 2, 2017; to the Committee on Environment and Public Works.

EC-2973. A communication from the Director of Congressional Affairs, Office of Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Regulatory Guides: 'Conduct of Nuclear Material Physical Inventories' and 'Statistical Evaluation of Material Unaccounted For'" (NRC-2017-0196) received in the Office of the President of the Senate on October 2, 2017; to the Committee on Environment and Public Works.

EC-2974. A communication from the Director of Congressional Affairs, Office of Research, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Physical Inventories and Material Balances at Fuel Cycle Facilities" (Regulatory Guide 5.88, Revision 0) received in the Office of the President of the Senate on October 2, 2017; to the Committee on Environment and Public Works.

EC-2975. 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 "Treatment Under Section 956(c) of Certain Property Tempo-

rarily Stored in the United States Following Hurricane Irma or Hurricane Maria" (Notice 2017-55) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Finance.

EC-2976. 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 "2017-2018 Special Per Diem Rates" (Notice 2017-54) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Finance.

EC-2977. 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 "Revised Guidance Related to Obtaining and Reporting Taxpayer Identification Numbers and Dates of Birth by Financial Institutions" (Notice 2017-46) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Finance.

EC-2978. 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 "Extension of Replacement Period for Livestock Sold on Account of Drought" (Notice 2017-53) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Finance.

EC-2979. 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 "Extension of Replacement Period for Livestock Sold on Account of Drought" (Notice 2017-53) received in the Office of the President of the Senate on October 2, 2017; to the Committee on Finance.

EC-2980. 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 "2017-2018 Special Per Diem Rates" (Notice 2017-54) received in the Office of the President of the Senate on October 2, 2017; to the Committee on Finance.

EC-2981. A communication from the Executive Analyst (Political), Department of Health and Human Services, transmitting, pursuant to law, a report relative to a vacancy in the position of General Counsel, Department of Health and Human Services, received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2017; to the Committee on Health, Education, Labor, and Pensions.

EC-2982. A communication from the Executive Analyst (Political), Department of Health and Human Services, transmitting, pursuant to law, a report relative to a vacancy in the position of General Counsel, Department of Health and Human Services, received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2017; to the Committee on Health, Education, Labor, and Pensions.

EC-2983. A communication from the Executive Analyst (Political), Department of Health and Human Services, transmitting, pursuant to law, a report relative to a vacancy in the position of General Counsel, Department of Health and Human Services, received during adjournment of the Senate in the Office of the President of the Senate on September 29, 2017; to the Committee on Health, Education, Labor, and Pensions.

EC-2984. A communication from the Librarian of Congress, transmitting, pursuant to law, the Annual Report of the Librarian of Congress for fiscal year 2016; to the Committee on Rules and Administration.

EC-2985. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Electric-Powered Vehicles; Electrolyte Spillage and Electrical Shock Protection" (RIN2127-AL68) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Commerce, Science, and Transportation.

EC-2986. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Prohibition Against Certain Flights in the Damascus (OSTT) Flight Information Region (FIR)" (RIN2120-AL07) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Commerce, Science, and Transportation.

EC-2987. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Falls City, NE" ((RIN2120-AA66) (Docket No. FAA-2016-9593)) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Commerce, Science, and Transportation.

EC-2988. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Arkadelphia, AR" ((RIN2120-AA66) (Docket No. FAA-2017-0182)) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Commerce, Science, and Transportation.

EC-2989. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Mason, MI" ((RIN2120-AA66) (Docket No. FAA-2017-0722)) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Commerce, Science, and Transportation.

EC-2990. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Pauls Valley, OK" ((RIN2120-AA66) (Docket No. FAA-2017-0184)) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Commerce, Science, and Transportation.

EC-2991. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; West Plains, MO" ((RIN2120-AA66) (Docket No. FAA-2017-0165)) received in the Office of the President of the Senate on September 28, 2017; to the Committee on Commerce, Science, and Transportation.

EC-2992. A communication from the Management and Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures, and Take-off Minimums and Obstacle Departure Procedures; Miscellaneous Amendments (12); Amdt. No. 3764" (RIN2120-AA65) received in the Office of the President of the Senate on