

grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. David S. Fadok

IN THE ARMY

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be general*

Lt. Gen. David M. Rodriguez

The following named officers for appointment in the United States Army to the grade indicated under title 10, U.S.C., sections 624 and 3064:

*To be brigadier general*

Colonel Norvell V. Coots

Colonel Dennis D. Doyle

Colonel Brian C. Lein

EXECUTIVE OFFICE OF THE PRESIDENT

Katharine G. Abraham, of Iowa, to be a Member of the Council of Economic Advisers, vice Christina Duckworth Romer.

Carl Shapiro, of California, to be a Member of the Council of Economic Advisers.

NOMINATIONS PLACED ON THE SECRETARY'S DESK

IN THE AIR FORCE

PN365 AIR FORCE nominations (52) beginning TRAVIS R. ADAMS, and ending ILAINA M. WINGLER, which nominations were received by the Senate and appeared in the Congressional Record of March 30, 2011.

PN366 AIR FORCE nominations (109) beginning FREDERICK C. ABAN, and ending CATHERINE L. WYNN, which nominations were received by the Senate and appeared in the Congressional Record of March 30, 2011.

PN381 AIR FORCE nominations (2) beginning ALLAN K. DOAN, and ending ANDREW L. WRIGHT, which nominations were received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN382 AIR FORCE nominations (4) beginning BUDI R. BAHUREKSA, and ending MUHAMMAD A. SHEIKH, which nominations were received by the Senate and appeared in the Congressional Record of March 31, 2011.

IN THE ARMY

PN353 ARMY nomination of Michael K. Pyle, which was received by the Senate and appeared in the Congressional Record of March 16, 2011.

PN354 ARMY nomination of Janet Manning, which was received by the Senate and appeared in the Congressional Record of March 16, 2011.

PN355 ARMY nominations (58) beginning JOHN H. BARKEMEYER, and ending D010566, which nominations were received by the Senate and appeared in the Congressional Record of March 16, 2011.

PN368 ARMY nominations (3) beginning MICHAEL G. POND, and ending WILLIAM M. STEPHENS, which nominations were received by the Senate and appeared in the Congressional Record of March 30, 2011.

PN383 ARMY nomination of Juan J. Derojas, which was received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN384 ARMY nomination of David S. Goins, which was received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN385 ARMY nomination of Kimberly A. Speck, which was received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN386 ARMY nomination of Lyndall J. Soule, which was received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN387 ARMY nominations (2) beginning JAMES J. HOULIHAN, and ending JASON S. KIM, which nominations were received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN388 ARMY nominations (3) beginning JOSHUA P. STAUFFER, and ending BRIDGET C. WOLFE, which nominations were received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN389 ARMY nominations (3) beginning EDWIN ROBINS, and ending JEFFREY M. TIEDE, which nominations were received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN390 ARMY nominations (4) beginning RICHARD J. SCHOONMAKER, and ending EDWARD W. LUMPKINS, which nominations were received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN391 ARMY nominations (4) beginning JOHN H. BORDES, and ending EDNA J. SMITH, which nominations were received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN392 ARMY nominations (13) beginning RICHARD R. JORDAN, and ending APRIL B. TURNER, which nominations were received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN424 ARMY nominations (5) beginning CARLSON A. BRADLEY, and ending SYLVESTER E. WALLER, which nominations were received by the Senate and appeared in the Congressional Record of April 8, 2011.

IN THE MARINE CORPS

PN194 MARINE CORPS nominations (2) beginning Peter G. Bailiff, and ending Timothy D. Sechrest, which nominations were received by the Senate and appeared in the Congressional Record of February 2, 2011.

PN266 MARINE CORPS nominations (139) beginning JOE H. ADKINS, JR., and ending JAMES B. ZIENTEK, which nominations were received by the Senate and appeared in the Congressional Record of February 16, 2011.

IN THE NAVY

PN371 NAVY nomination of Medrina B. Gilliam, which was received by the Senate and appeared in the Congressional Record of March 30, 2011.

PN393 NAVY nomination of David S. Plurad, which was received by the Senate and appeared in the Congressional Record of March 31, 2011.

PN394 NAVY nominations (3) beginning JAMES P. KITZMILLER, and ending JONATHAN D. SZCZESNY, which nominations were received by the Senate and appeared in the Congressional Record of March 31, 2011.

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will resume legislative session.

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that on Monday, May 2, 2011, at 4:30 p.m., the Senate proceed to executive session to consider the following nominations: Calendar Nos. 74 and 76; that there be 1 hour of debate equally divided in the usual form; that upon the use or yielding back of time, Calendar No. 74 be confirmed and the Senate proceed to vote without intervening action or debate on Calendar No. 76; that the motions to reconsider be considered made and laid upon the

table with no intervening action or debate; that no further motions be in order to any of the nominations; that any statements related to the nominations be printed in the RECORD; that the President be immediately notified of the Senate's action, and the Senate then resume legislative session.

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

CONDITIONAL ADJOURNMENT OF THE HOUSE OF REPRESENTATIVES AND CONDITIONAL RECESS OR ADJOURNMENT OF THE SENATE

Mr. REID. I ask unanimous consent that the Senate proceed to H. Con. Res. 43.

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

The assistant legislative clerk read as follows:

A concurrent resolution (H. Con. Res. 43) providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

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

Mr. REID. I ask unanimous consent that the concurrent resolution be agreed to, the motion to reconsider be laid upon the table, with no intervening action or debate, and any statements related to this measure be printed in the RECORD.

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

The concurrent resolution (H. Con. Res. 43) was agreed to, as follows:

H. CON. RES. 43

*Resolved by the House of Representatives (the Senate concurring).* That when the House adjourns on the legislative day of Friday, April 15, 2011, or Saturday, April 16, 2011, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Monday, May 2, 2011, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Thursday, April 14, 2011, through Friday, April 29, 2011, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, May 2, 2011, or such other time on that day as may be specified in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

AMENDING THE RONALD REAGAN CENTENNIAL COMMISSION ACT

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of H.R. 1308.

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

The assistant legislative clerk read as follows:

A bill (H.R. 1308) to amend the Ronald Reagan Centennial Commission Act to extend the termination date for the Commission, and for other purposes.

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

Mr. REID. Mr. President, I ask unanimous consent that the bill be read three times and passed, the motion to reconsider be laid upon the table, there be no intervening action or debate, and that any statements related to this bill be printed in the RECORD.

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

The bill (H.R. 1308) was ordered to a third reading, was read the third time, and passed.

#### FOOD SAFETY ACCOUNTABILITY ACT OF 2011

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 21, S. 216.

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

The assistant legislative clerk read as follows:

A bill (S. 216) to increase criminal penalties for certain knowing and intentional violations relating to food that is misbranded or adulterated.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on the Judiciary, with an amendment to strike all after the enacting clause and insert in lieu thereof the following:

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

*This Act may be cited as the "Food Safety Accountability Act of 2011".*

#### SEC. 2. CRIMINAL PENALTIES.

*Section 303(a) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 333(a)) is amended—*

*(1) in paragraph (1), by striking "Any" and inserting "Except as provided in paragraph (2) or (3), any";*

*(2) in paragraph (2), by striking "Notwithstanding the provisions of paragraph (1) of this section, if" and inserting "If"; and*

*(3) by adding at the end the following:*

*"(3) Any person who violates subsection (a), (b), (c), or (k) of section 301 with respect to any food—*

*"(A) knowingly and intentionally to defraud or mislead; and*

*"(B) with conscious or reckless disregard of a risk of death or serious bodily injury,*

*shall be fined under title 18, United States Code, imprisoned for not more than 10 years, or both."*

Mr. LEAHY. Mr. President, today, the Senate will pass the Food Safety Accountability Act, an important bill to hold criminals who poison our food supply accountable for their crimes. I would like to thank Senators KLOBUCHAR, FRANKEN, DURBIN, FEINSTEIN, KOHL, and BLUMENTHAL for their support. Senators HATCH, SESSIONS, COBURN, and GRASSLEY had concerns

about the breadth of the bill, and we were able to work together to address those concerns. The bill received unanimous, bipartisan support when it was reported out of the Judiciary Committee, and I am pleased that it has now received similar support from the Senate. I urge the House to quickly take up the Senate bill and join us in taking this important step toward protecting our food supply.

The Food Safety Accountability Act increases the sentences that prosecutors can seek for people who violate our food safety laws in those cases where there is conscious or reckless disregard of a risk of death or serious bodily injury. Last summer, a salmonella outbreak caused hundreds of people to fall ill and triggered a national egg recall. The cause of the outbreak is still under investigation, but salmonella poisoning is all too common and sometimes results from inexcusable knowing conduct like that carefully targeted by the Food Safety Accountability Act.

In the last Congress, a mother from Vermont, Gabrielle Meunier, testified before the Senate Agriculture Committee about her 7-year-old son, Christopher, who became severely ill and was hospitalized for 6 days after he developed salmonella poisoning from peanut crackers 2 years ago. Thankfully, Christopher recovered, but Mrs. Meunier's story highlighted improvements that are needed in our food safety system. No parent should have to go through what Mrs. Meunier experienced. The American people should be confident that the food they buy for their families is safe.

Current statutes do not provide sufficient criminal sanctions for those who knowingly violate our food safety laws. Knowingly distributing adulterated food is already illegal, but it is merely a misdemeanor right now, and the Sentencing Commission has found that it generally does not result in jail time. The fines and recalls that usually result from criminal violations under current law fall short in protecting the public from harmful products. Too often, those who are willing to endanger our children in pursuit of profits view such fines or recalls as merely the cost of doing business.

The company responsible for the eggs at the root of the last summer's salmonella crisis has a long history of environmental, immigration, labor, and food safety violations. It is clear that fines are not enough to protect the public and effectively deter this unacceptable conduct. We need to make sure that those who knowingly poison the food supply will go to jail. This bill will help to do that. This bill significantly increases the chances that those who commit food safety crimes will face jail time, rather than a slap on the wrist, for their criminal conduct.

Food safety received considerable attention last year, and I was pleased that Congress finally passed comprehensive food safety reforms. But our

work is not done. On behalf of the hundreds of individuals sickened by recent salmonella outbreaks, I urge the House to quickly pass the Food Safety Accountability Act and join the Senate in continuing to improve our food safety system.

Mr. REID. Mr. President, I ask unanimous consent that the committee substitute amendment be agreed to, the bill, as amended, be read a third time and passed, the motions to reconsider be laid upon the table, with no intervening action or debate, and any statements related to the bill be printed in the RECORD.

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

The committee amendment in the nature of a substitute was agreed to.

The bill was ordered to be engrossed for a third reading and was read the third time.

The bill (S. 216), as amended, was passed.

#### HONORING AND SUPPORTING WOMEN IN NORTH AFRICA AND THE MIDDLE EAST

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 33, S. Res. 109.

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

The assistant legislative clerk read as follows:

A resolution (S. Res. 109) honoring and supporting women in North Africa and the Middle East whose bravery, compassion, and commitment to putting the wellbeing of others before their own have proven that courage can be contagious.

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

Mr. REID. Mr. President, I ask unanimous consent that the amendments at the desk be agreed to, the resolution, as amended, be agreed to, the preamble, as amended, be agreed to, and the motions to reconsider be laid upon the table.

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

The amendments (Nos. 301 and 302) were agreed to, as follows:

#### AMENDMENT NO. 301

(Purpose: To amend the resolution)

On page 4, beginning on line 12, strike "and supports" and all that follows through "these rights" on line 14.

#### AMENDMENT NO. 302

(Purpose: To amend the preamble)

In the ninth whereas clause of the preamble, strike "the United Nations Security Council and".

The resolution (S. Res. 109), as amended, was agreed to.

The preamble, as amended, was agreed to.

The resolution, as amended, with its preamble, as amended, reads as follows:

#### S. RES. 109

Whereas, in the course of peaceful protests in countries throughout North Africa and