

needs of our people and our communities.

I know there's been a lot of skepticism about whether the politics of the moment will allow us to pass this jobs plan—or any jobs plan. Already, we're seeing the same old press releases and tweets flying back and forth. Already, the media has proclaimed that it's impossible to bridge our differences. And maybe some of you have decided that those differences are so great that we can only resolve them at the ballot box.

But know this: the next election is fourteen months away. And the people who sent us here—the people who hired us to work for them—they don't have the luxury of waiting fourteen months. Some of them are living week to week; paycheck to paycheck; even day to day. They need help, and they need it now.

I don't pretend that this plan will solve all our problems. It shouldn't be, nor will it be, the last plan of action we propose. What's guided us from the start of this crisis hasn't been the search for a silver bullet. It's been a commitment to stay at it—to be persistent—to keep trying every new idea that works, and listen to every good proposal, no matter which party comes up with it.

Regardless of the arguments we've had in the past, regardless of the arguments we'll have in the future, this plan is the right thing to do right now. You should pass it. And I intend to take that message to every corner of this country. I also ask every American who agrees to lift your voice and tell the people who are gathered here tonight that you want action now. Tell Washington that doing nothing is not an option. Remind us that if we act as one nation, and one people, we have it within our power to meet this challenge.

President Kennedy once said, "Our problems are man-made—therefore they can be solved by man. And man can be as big as he wants."

These are difficult years for our country. But we are Americans. We are tougher than the times that we live in, and we are bigger than our politics have been. So let's meet the moment. Let's get to work, and show the world once again why the United States of America remains the greatest nation on Earth. Thank you, God bless you, and may God bless the United States of America.

BARACK OBAMA.

THE WHITE HOUSE, *September 8, 2011.*

#### MESSAGE FROM THE HOUSE

At 11:52 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 bill, in which it requests the concurrence of the Senate:

H.R. 2832. An act to extend the Generalized System of Preferences, and for other purposes.

The message also announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 67. Concurrent resolution authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run.

#### MEASURES PLACED ON THE CALENDAR

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

S.J. Res. 26. Joint resolution expressing the sense of Congress that Secretary of the Treasury Timothy Geithner no longer holds the confidence of Congress or of the people of the United States.

#### 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-2996. A communication from the Director of the Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the OMB Sequestration Update Report for Fiscal Year 2012, referred jointly, pursuant to the order of January 30, 1975 as modified by the order of April 11, 1986; to the Special Committee on Aging; Agriculture, Nutrition, and Forestry; Appropriations; Armed Services; Banking, Housing, and Urban Affairs; the Budget; Commerce, Science, and Transportation; Energy and Natural Resources; Environment and Public Works; Select Committee on Ethics; Finance; Foreign Relations; Health, Education, Labor, and Pensions; Homeland Security and Governmental Affairs; Indian Affairs; Select Committee on Intelligence; the Judiciary; Rules and Administration; Small Business and Entrepreneurship; and Veterans' Affairs.

EC-2997. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Peppers from Panama" (RIN0579-AD16) (Docket No. APHIS-2010-0002) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2998. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Asian Longhorned Beetle; Quarantined Areas and Regulated Articles" (Docket No. APHIS-2010-0128) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2999. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "European Larch Canker; Expansion of Regulated Areas" (Docket No. APHIS-2011-0029) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3000. A communication from the Director of the Regulatory Management Division,

Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "2-Propenoic acid, polymer with ethenylbenzene and (1-methylethenyl) benzene sodium acid; Tolerance Exemption" (FRL No. 8888-5) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3001. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pseudomonas fluorescens strain CL145A; Exemption from the Requirement of a Tolerance" (FRL No. 8884-6) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3002. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Horses from Contagious Equine Metritis-Affected Countries" (RIN0579-AD31) (Docket No. APHIS-2008-0112) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3003. A communication from the Director of the Regulatory Management Division, Office of Policy, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Tebuconazole; Pesticide Tolerances" (FRL No. 8885-4) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3004. A communication from the Commission on Wartime Contracting in Iraq and Afghanistan, transmitting, pursuant to law, a report entitled "Transforming Wartime Contracting: Controlling Cost, Reducing Risk"; to the Committee on Armed Services.

EC-3005. A communication from the Secretary of Energy, transmitting, a legislative proposal relative to allowing the Department of Energy to restore certain information to the Restricted Data category; to the Committee on Armed Services.

EC-3006. A communication from the Director of Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Increase the Use of Fixed-Price Incentive (Firm Target) Contracts" (RIN0750-AH15) (DFARS Case 2011-D010) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Armed Services.

EC-3007. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Export Administration Regulations: Netherlands Antilles, Curacao, Sint Maarten and Timor-Leste" (RIN0694-AF18) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3008. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Implementation of a Decision Adopted under the Australia Group (AG) Intersessional Silent Approval Procedures in 2010 and Related Editorial Amendments" (RIN0694-AF14) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-3009. A communication from the Director, Office of Management and Budget, Executive Office of the President, transmitting,

pursuant to law, the notification of the President's intent to exempt all military personnel accounts from sequester for fiscal year 2012, if a sequester is necessary; to the Committee on the Budget.

EC-3010. A communication from the Secretary of Energy, transmitting, pursuant to law, a report entitled "2011 Annual Plan: Ultra-Deepwater and Unconventional Natural Gas and Other Petroleum Resources Research and Development Program"; to the Committee on Energy and Natural Resources.

EC-3011. A communication from the Director, Office of Natural Resources Revenue, Department of the Interior, transmitting, pursuant to law, a report entitled "Report to Congress: The Office of Natural Resources Revenue, Royalty in Kind Program" for fiscal year 2010; to the Committee on Energy and Natural Resources.

EC-3012. A communication from the Secretary of Energy, transmitting, pursuant to law, a report entitled "Department of Energy Activities Relating to the Defense Nuclear Facilities Safety Board Fiscal Year 2010"; to the Committee on Energy and Natural Resources.

EC-3013. A communication from the Senior Advisor, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Requiring Use of Electronic Services" (RIN0960-AH31) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Finance.

EC-3014. 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 2011-0130-2011-0144); to the Committee on Foreign Relations.

EC-3015. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, status reports relative to Iraq for the period of April 21, 2011 through June 20, 2011; to the Committee on Foreign Relations.

EC-3016. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the manufacture of significant military equipment abroad and the export of defense articles, including, technical data, and defense services to Norway for the design, development and manufacture of the M72 Lightweight Anti-Armor Weapon system for several United States allies in Europe and Asia in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3017. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to support the Missile Firing Unit and Stunner Interceptor Subsystems of the David's Sling Weapon System for end-use by the Government of Israel in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3018. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, certification for the export of defense articles, to include technical data related to the export of 5.56 mm rifles and accessories to the Critical National Infrastructure Security Force of the United Arab Emirates in the amount of \$1,000,000 or more; to the Committee on Foreign Relations.

EC-3019. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to U.S. military personnel and U.S. civilian contractors involved in the anti-narcotics campaign in Colombia (DCN OSS 2011-1395); to the Committee on Foreign Relations.

EC-3020. A communication from the Department of State, transmitting, pursuant to law, a report relative to a GAO Report entitled "Nuclear Nonproliferation: US Agencies Have Limited Ability to Account for, Monitor, and Evaluate the Security of US Nuclear Material Overseas" (DCN OSS 2011-1394); to the Committee on Foreign Relations.

EC-3021. A communication from the Department of Defense, transmitting, pursuant to law, a report relative to providing certain support to aid the government of Uzbekistan in its counter-terrorism activities in fiscal year 2011 (DCN OSS 2011-1396); to the Committee on Foreign Relations.

EC-3022. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to the United Kingdom in support of the sale of Hellfire II missiles in the amount of \$25,000,000 or more; to the Committee on Foreign Relations.

EC-3023. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services relative to the export of 5.56 mm rifles to the Ministry of Interior, General Directorate of Security, Turkish National Police in the amount of \$1,000,000 or more; to the Committee on Foreign Relations.

EC-3024. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to Singapore for the maintenance, repair, and overhaul of the F100 engines in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3025. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to Italy, Switzerland, and the United Kingdom for the support of mechanical, avionics, environmental and lighting systems for the Joint Cargo Aircraft C-27J and industrial baseline variants in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3026. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of defense articles, including, technical data, and defense services to support the design, manufacturing and delivery phases of the MEXSAT-3 Commercial Communications Satellite Program in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3027. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant

to the Arms Export Control Act, the certification of a proposed amendment to a technical assistance agreement for the export of defense articles, including, technical data, and defense services to the Republic of Korea for the sale of four C-130J-30 aircraft, related spares, and logistics support services in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3028. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to the United Kingdom and Singapore for the manufacture of and repair of Display Assembly Kits, Display Monitors, Display Unit Subassemblies and Control Panel Assemblies; to the Committee on Foreign Relations.

EC-3029. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to the support the manufacture of Communication and Navigation Equipment for end use by the Saudi Arabian Ministry of Defense and Aviation, Royal Saudi Air Force in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-3030. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Italy for the design, development and manufacture of F135 engine parts and components for the Joint Strike Fighter Aircraft in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3031. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including, technical data, and defense services to Canada for the design, development and manufacture of the M72A5 Light Anti-Armor Weapon (LAW) system in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3032. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed amendment to a manufacturing license agreement for the export of defense articles, including, technical data, and defense services to South Korea for the manufacture, assembly and maintenance support of the XTG411 Series Transmission in the amount of \$100,000,000 or more; to the Committee on Foreign Relations.

EC-3033. A communication from the Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to a proposed amendments to part 126 of the International Traffic in Arms Regulations (ITAR); to the Committee on Foreign Relations.

EC-3034. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the Annual Report to Congress on the President's Emergency Plan for AIDS Relief; to the Committee on Foreign Relations.

EC-3035. 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 2011-0121-2011-0129); to the Committee on Foreign Relations.

EC-3036. A communication from the Board Members, Railroad Retirement Board, transmitting, pursuant to law, the Board's 2011 report for the fiscal year ended September 30, 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-3037. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Food and Drug Administration's report relative to the Second Review of the Backlog of Postmarketing Requirements and Postmarketing Commitments; to the Committee on Health, Education, Labor, and Pensions.

EC-3038. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from the Sandia National Laboratories in Albuquerque, New Mexico, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3039. A communication from the Chairman, National Endowment for the Arts, transmitting, pursuant to law, a report relative to the Arts Endowment's inventory of commercial activities for fiscal year 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3040. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Performance Report of the Food and Drug Administration's Office of Combination Products for fiscal year 2010; to the Committee on Health, Education, Labor, and Pensions.

EC-3041. A communication from the Deputy Director for Operations, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Part 4022) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3042. A communication from the Deputy Director for Policy, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Disclosure to Participants" (RIN1212-AB12) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3043. A communication from the Deputy Director for Policy, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Part 4022) received during recess of the Senate in the Office of the President of the Senate on August 31, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3044. A communication from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Group Health Plans and Health Insurance Issuers Relating to Coverage of Preventive Services Under the Patient Protection and Affordable Care Act" (RIN1210-AB44) received during recess of the Senate in the Office of the President of the Senate on August 5, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3045. A communication from the Assistant Secretary for the Employment and

Training Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Wage Methodology for the Temporary Non-Agricultural Employment H-2B Program; Amendment of Effective Date" (RIN1205-AB61) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3046. A communication from the Program Manager, National Institutes of Health, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Responsibility of Applicants for Promoting Objectivity in Research for which Public Health Service Funding is Sought and Responsible Prospective Contractors" (RIN0925-AA53) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3047. A communication from the Assistant General Counsel for Regulatory Services, Office of Special Education and Rehabilitative Services, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Office of Special Education and Rehabilitative Services—Special Demonstration Programs—National Technical Assistance Projects to Improve Employment Outcomes for Individuals with Disabilities—Final Priority" (CFDA No. 84.235M) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3048. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; General and Plastic Surgery Devices; Classification of the Focused Ultrasound Stimulator System for Aesthetic Use" (Docket No. FDA-2011-N-0499) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3049. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Cardiovascular Devices; Classification of Electrocardiograph Electrodes" (Docket No. FDA-2007-N-0092) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3050. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Labeling for Bronchodilators to Treat Asthma; Cold, Cough, Allergy, Bronchodilator, and Antiasthmatic Drug Products for Over-the-Counter Human Use" (Docket No. FDA-1995-N-0031) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3051. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Neurological Devices; Classification of Repetitive Transcranial Magnetic Stimulation System" (Docket No. FDA-2011-N-0466) received during recess of the Senate in the Office of the President of the Senate on August 8, 2011; to

the Committee on Health, Education, Labor, and Pensions.

EC-3052. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Immunology and Microbiology Devices; Reclassification of the Herpes Simplex Virus Serological Assay Device" (Docket No. FDA-2010-N-0429) received during recess of the Senate in the Office of the President of the Senate on August 17, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3053. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Effective Date of Requirement for Premarket Approval for Three Class III Preamendments Devices" (Docket No. FDA-2010-N-0412) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3054. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Rate Increase Disclosure and Review: Definitions of 'Individual Market' and 'Small Group Market'" (RIN0938-AR26) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3055. A communication from the Director of Regulations and Policy Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Advisory Committee; Medical Imaging Drugs Advisory Committee; Re-establishment" (Docket No. FDA-2010-N-0002) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Health, Education, Labor, and Pensions.

EC-3056. A communication from the Director, Office of Government Relations, Corporation for National and Community Service, transmitting, pursuant to law, the final report by the Office of the Inspector General on the Evaluation of the 2010 Social Innovation Fund Grant Application Review Process; to the Committee on Health, Education, Labor, and Pensions.

EC-3057. A communication from the Associate General Counsel for General Law, Office of General Counsel, Department of Homeland Security, transmitting, pursuant to law, a report relative to a vacancy in the position of Inspector General, Department of Homeland Security, received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3058. A communication from the Acting Executive Director, Commodity Futures Trading Commission, transmitting, pursuant to law, the Commission's fiscal year 2011 FAIR Act inventory; to the Committee on Homeland Security and Governmental Affairs.

EC-3059. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-152 "Healthy Schools Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3060. A communication from the Chairman of the National Transportation Safety Board, transmitting, pursuant to law, a report relative to the activities performed by

the agency that are not inherently governmental functions; to the Committee on Homeland Security and Governmental Affairs.

EC-3061. A communication from the Chairman of the National Transportation Safety Board, transmitting, pursuant to law, the Board's Fiscal Year 2010 Annual Report on The Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Homeland Security and Governmental Affairs.

EC-3062. A communication from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Major System Acquisition; Earned Value Management" (RIN2700-AD29) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3063. A communication from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "NASA Implementation of Federal Acquisition Regulation (FAR) Award Fee Language Revision" (RIN2700-AD69) received during recess of the Senate in the Office of the President of the Senate on August 4, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3064. A communication from the Director, Employee Services, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Prevailing Rate Systems: Redefinition of the Northeastern Arizona and Southern Colorado Appropriated Fund Federal Wage System Wage Areas" (RIN3206-AM33) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3065. A communication from the Executive Secretary, National Labor Relations Board, transmitting, pursuant to law, the report of a rule entitled "Notification of Employee Rights under the National Labor Relations Act" (RIN3142-AA07) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3066. A communication from the General Counsel, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the report of a rule entitled "Cost Accounting Standards: Change to the CAS Applicability Threshold for the Inflation Adjustment to the Truth in Negotiations Act Threshold" (48 CFR Parts 9901 and 9903) received during recess of the Senate in the Office of the President of the Senate on August 29, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3067. A communication from the General Counsel, Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the report of a rule entitled "Elimination of the Exemption from Cost Accounting Standards for Contracts and Subcontracts Executed and Performed Entirely Outside the United States, Its Territories, and Possessions" (48 CFR part 9903) received during recess of the Senate in the Office of the President of the Senate on August 29, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3068. A communication from the Acting District of Columbia Auditor, transmitting, pursuant to law, a report entitled "Audit of Funding Agreements Including Contracts, Loans, Grants, and Sub-grants Issued By the

District of Columbia to Peaceholics, Inc. From Fiscal Year (FY) 2006 to FY 2010"; to the Committee on Homeland Security and Governmental Affairs.

EC-3069. A communication from the Deputy General Counsel, Office of the General Counsel, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Boards and Committees" (RIN2700-AD50) received during recess of the Senate in the Office of the President of the Senate on August 5, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3070. A communication from the Director of Regulations and Disclosure Law, Customs and Border Protection, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Courtesy Notice of Liquidation" (RIN1515-AD67) received during recess of the Senate in the Office of the President of the Senate on August 12, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3071. A communication from the Senior Procurement Analyst, Office of the Secretary, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Acquisition Regulation Rewrite" (RIN1093-AA11) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3072. A communication from the Senior Procurement Analyst, Office of the Secretary, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Acquisition Regulation Miscellaneous Changes" (RIN1093-AA13) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Homeland Security and Governmental Affairs.

EC-3073. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-99 "Athletic Concussion Protection Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3074. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-100 "Southeast Federal Center/Yards Non-Discriminatory Grocery Store Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3075. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-101 "Closing of Streets and Alleys in and adjacent to Squares 4533, 4534, and 4535, S.O. 09-10850, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3076. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-102 "Brewery Manufacturer's Tasting Permit Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3077. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-103 "Closing of a Public Alley in Square 514, S.O. 09-9099, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3078. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-104 "Closing of a Public Alley in Square 451, S.O. 11-03672, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3079. A communication from the Chairman of the Council of the District of Colum-

bia, transmitting, pursuant to law, a report on D.C. Act 19-105 "Closing of a Portion of Bryant Street, N.E., and a Portion of 22nd Street, N.E., S.O. 06-1262 Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3080. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-106 "Closing of a Portion of the Public Alley in Square 5148, S.O. 10-01784, Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3081. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-107 "Arthur Capper/Carrollsburg Public Improvements Revenue Bonds Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3082. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-108 "Heights on Georgia Avenue Development Extension Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3083. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-109 "KIPP DC—Shaw Campus Property Tax Exemption Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3084. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-111 "District Department of Transportation Capital Project Review and Reconciliation Temporary Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3085. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-119 "Heat Wave Safety Temporary Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3086. A communication from the Chairman of the Council of the District of Columbia, transmitting, pursuant to law, a report on D.C. Act 19-151 "Distributed Generation Amendment Act of 2011"; to the Committee on Homeland Security and Governmental Affairs.

EC-3087. A communication from the Director, Congressional Affairs, Federal Election Commission, transmitting, pursuant to law, a report relative to revisions of two disclosure forms used by political committees to report campaign finance activity; to the Committee on Rules and Administration.

EC-3088. A communication from the Management and Program Analyst, Citizenship and Immigration Services, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Immigration Benefits Business Transformation, Increment I" (RIN1615-AB83) received during recess of the Senate in the Office of the President of the Senate on August 29, 2011; to the Committee on the Judiciary.

EC-3089. A communication from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Time for Payment of Certain Excise Taxes, and Quarterly Excise Tax Payments for Small Alcohol Excise Taxpayers" (RIN1513-AB43) received in the Office of the President of the Senate on September 6, 2011; to the Committee on the Judiciary.

EC-3090. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to

law, a report entitled "Report of the Proceedings of the Judicial Conference of the United States" for the March 2011 session; to the Committee on the Judiciary.

EC-3091. A communication from the Staff Director, United States Commission on Civil Rights, transmitting, pursuant to law, the report of the appointment of members to the Oklahoma Advisory Committee; to the Committee on the Judiciary.

EC-3092. A communication from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, a report entitled "Report of the Attorney General to the Congress of the United States on the Administration of the Foreign Agents Registration Act of 1938, as amended for the six months ending December 31, 2010"; to the Committee on the Judiciary.

EC-3093. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Per Diem Payments for the Care Provided to Eligible Veterans Evacuated from a State Home as a Result of an Emergency" (RIN2900-AN63) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Veterans' Affairs.

EC-3094. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Health Care for Homeless Veterans Program" (RIN2900-AN73) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Veterans' Affairs.

EC-3095. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Expansion of State Home Care for Parents of a Child Who Died While Serving in the Armed Forces" (RIN2900-AN96) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Veterans' Affairs.

EC-3096. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Technical Revisions to Conform to the Caregivers and Veterans Omnibus Health Services Act of 2010" (RIN2900-AN85) received during recess of the Senate in the Office of the President of the Senate on August 19, 2011; to the Committee on Veterans' Affairs.

EC-3097. A communication from the Director of the Regulation Policy and Management Office, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Rules Governing Hearings Before the Agency of Original Jurisdiction and the Board of Veterans' Appeals; Clarification" (RIN2900-AO06) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Veterans' Affairs.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. INOUE, from the Committee on Appropriations:

Special Report entitled "Allocation to Subcommittees of Budget Totals for Fiscal Year 2012" (Rept. No. 112-76).

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 657. A bill to encourage, enhance, and integrate Blue Alert plans throughout the United States in order to disseminate information when a law enforcement officer is seriously injured or killed in the line of duty.

By Mrs. BOXER, from the Committee on Environment and Public Works, without amendment:

S. 1525. An original bill to extend the authority of Federal-aid highway programs.

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. JOHNSON of South Dakota, for the Committee on Banking, Housing, and Urban Affairs.

\*Anthony Frank D'Agostino, of Maryland, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2011.

\*Anthony Frank D'Agostino, of Maryland, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2014.

\*Gregory Karawan, of Virginia, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2013.

\*Luis A. Aguilar, of Georgia, to be a Member of the Securities and Exchange Commission for a term expiring June 5, 2015.

\*Daniel M. Gallagher, Jr., of Maryland, to be a Member of the Securities and Exchange Commission for a term expiring June 5, 2016.

\*S. Roy Woodall, Jr., of Kentucky, to be a Member of the Financial Stability Oversight Council for a term of six years.

\*Martin J. Gruenberg, of Maryland, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for a term expiring December 27, 2018.

\*Martin J. Gruenberg, of Maryland, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation for a term of five years.

\*Thomas J. Curry, of Massachusetts, to be Comptroller of the Currency for a term of five years.

By Mr. LEAHY for the Committee on the Judiciary.

Morgan Christen, of Alaska, to be United States Circuit Judge for the Ninth Circuit.

S. Amanda Marshall, of Oregon, to be United States Attorney for the District of Oregon for the term of four years.

John Malcolm Bales, of Texas, to be United States Attorney for the Eastern District of Texas for the term of four years.

Kenneth Magidson, of Texas, to be United States Attorney for the Southern District of Texas for the term of four years.

Robert Lee Pitman, of Texas, to be United States Attorney for the Western District of Texas for the term of four years.

Sarah Ruth Saldana, of Texas, to be United States Attorney for the Northern District of Texas for the term of four years.

Edward M. Spooner, of Florida, to be United States Marshal for the Northern District of Florida for the term of four years.

Scott Wesley Skavdahl, of Wyoming, to be United States District Judge for the District of Wyoming.

Sharon L. Gleason, of Alaska, to be United States District Judge for the District of Alaska.

Yvonne Gonzalez Rogers, of California, to be United States District Judge for the Northern District of California.

Richard G. Andrews, of Delaware, to be United States District Judge for the District of Delaware.

Jennifer Guerin Zipps, of Arizona, to be United States District Judge for the District of Arizona.

\*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

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

By Mr. GRAHAM:

S. 1523. A bill to prohibit the National Labor Relations Board from ordering any employers to close, relocate, or transfer employment under any circumstance; to the Committee on Health, Education, Labor, and Pensions.

By Mr. HATCH:

S. 1524. A bill to authorize Western States to make selections of public land within their borders in lieu of receiving 5 percent of the proceeds of the sale of public land lying within said States as provided by their respective enabling Acts; to the Committee on Energy and Natural Resources.

By Mrs. BOXER:

S. 1525. An original bill to extend the authority of Federal-aid highway programs; from the Committee on Environment and Public Works; placed on the calendar.

By Mrs. GILLIBRAND (for herself and Mr. JOHANNIS):

S. 1526. A bill to amend the Internal Revenue Code of 1986 to provide a tax incentive for the installation and maintenance of mechanical insulation property; to the Committee on Finance.

By Mrs. HAGAN (for herself, Mr. BURR, Mr. BLUMENTHAL, Mr. ROBERTS, Mr. SCHUMER, Mr. LIEBERMAN, Mrs. FEINSTEIN, Mrs. MCCASKILL, Mr. UDALL of Colorado, Ms. LANDRIEU, Mr. BROWN of Ohio, Mr. NELSON of Florida, Mrs. BOXER, and Mr. GRAHAM):

S. 1527. A bill to authorize the award of a Congressional gold medal to the Montford Point Marines of World War II; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. JOHANNIS (for himself, Mr. GRASSLEY, Mr. LUGAR, Mr. BOOZMAN, Mr. ROBERTS, Mr. VITTER, Mr. KIRK, Mr. INHOFE, Mr. PAUL, Mr. JOHNSON of Wisconsin, Mr. SESSIONS, Mr. THUNE, Mr. ENZI, Mr. MORAN, Mr. ISAKSON, Mr. BLUNT, Mr. HOEVEN, Mr. CHAMBLISS, Mr. NELSON of Nebraska, and Mrs. MCCASKILL):

S. 1528. A bill to amend the Clean Air Act to limit Federal regulation of nuisance dust in areas in which that dust is regulated under State, tribal, or local law, to establish a temporary prohibition against revising any national ambient air quality standard applicable to coarse particulate matter, and for other purposes; to the Committee on Environment and Public Works.

By Mrs. GILLIBRAND:

S. 1529. A bill to require the Secretary of Agriculture to protect against foodborne illnesses, provide enhanced notification of recalled meat, poultry, eggs, and related food products, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.