

keep the doors open, and the facility was forced to close last spring, leaving 55 employees without jobs. Yet just a few months later, investors Louise Jonaitis and Steve LaFreniere purchased the mill for \$450,000 at a foreclosure auction, and have begun the process of re-employing some of those who lost their jobs. In September, they reopened the factory's doors and began operating the rolling pin line, with seven employees. The owners are also looking at ways to make the plant more energy efficient as well as examine which products and processes will make the factory most successful for years to come. For instance, Saunders Brothers also makes a number of other wood products, including rolling pins sold by companies like Williams Sonoma, in hopes of becoming "the Rolling Pin Capital of New England."

Furthermore, Ms. Jonaitis and Mr. LaFreniere have purchased a number of mills across the State during these tough economic times, seeking to bring economic prosperity to Maine's struggling mill towns. Mr. LaFreniere has noted that "Our goal is to keep them from being torn down during these hard times so when the economy recovers, they can make a profit and be successful again." This unbridled optimism is a hallmark of America's entrepreneurial spirit, and I thank them for their actions.

The United States of America is a resilient nation. We know there will always be tough times, but we can never shake the notion that our best days are still ahead of us. That belief is what makes the actions of Louise Jonaitis and Steve LaFreniere so laudable. I sincerely wish everyone at Saunders Brothers much success as they continue their miraculous recovery in support of the company's motto, "Let's Get Maine Rolling."●

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mrs. Neiman, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

#### MESSAGE FROM THE HOUSE

At 10:06 a.m., a message from the House of Representatives, delivered by Ms. Chiappardi, one of its reading clerks, announced that the House has agreed to the following concurrent resolution:

H. Con. Res. 17. Concurrent resolution providing for a conditional adjournment of the

House of Representatives and a conditional recess or adjournment of the Senate.

#### 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-577. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Bank Secrecy Act Compliance; Fair Credit Reporting; Technical Amendments" (RIN1557-AD38) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-578. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Office of the Ombudsman" (RIN2590-AA20) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Banking, Housing, and Urban Affairs.

EC-579. A communication from the Assistant General Counsel for Legislation, Regulation and Energy Efficiency, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "(General Provisions) Contract Appeals and the Acquisition Regulation: General, Acquisition Planning, and Contracting Methods and Contract Types" (RIN1991-AB81) received during adjournment of the Senate in the Office of the President of the Senate on February 11, 2011; to the Committee on Energy and Natural Resources.

EC-580. A communication from the Chief of the Endangered Species Listing Branch, Fish and Wildlife Services, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Revised Critical Habitat for the Arroyo Toad" (RIN1018-AV89) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Environment and Public Works.

EC-581. A communication from the Members of the Railroad Retirement Board, transmitting, pursuant to law, the Board's Congressional Justification of Budget Estimates Report for Fiscal Year 2012; to the Committee on Health, Education, Labor, and Pensions.

EC-582. A communication from the Inspector General, Railroad Retirement Board, transmitting, pursuant to law, the Inspector General's Budget Justification Report for Fiscal Year 2012; to the Committee on Homeland Security and Governmental Affairs.

EC-583. A communication from the Director of Regulation Policy and Management, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Medical Information to the Surrogate of a Patient Who Lacks Decision-Making Capacity" (RIN2900-AN88) received in the Office of the President of the Senate on February 8, 2011; to the Committee on Veterans' Affairs.

EC-584. A communication from the Departmental Freedom of Information and Privacy Act Officer, Office of the Secretary, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Government Information; Responsibility for Responding to Freedom of Information Requests" (RIN0605-AA22) received in the Office of the President of the Senate on February 14, 2011; to the Committee on Commerce, Science, and Transportation.

EC-585. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (107); Amdt. 3413" (RIN2120-AA65) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-586. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (63); Amdt. 3412" (RIN2120-AA65) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-587. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures (69); Amdt. 3410" (RIN2120-AA65) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-588. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Operations Specifications" ((RIN2120-AJ45) (Docket No. FAA-2009-0140)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-589. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives; Cessna Aircraft Company (Type Certificate Previously Held by Columbia Aircraft Manufacturing (Previously The Lancair Company))" ((RIN2120-AA64) (Docket No. FAA-2009-1186)) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-590. A communication from the Staff Assistant, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Ejection Mitigation" (RIN2127-AK23) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-591. A communication from the Assistant Chief Counsel for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials: Incorporation of Certain Cargo Tank Special Permits into Regulations" (RIN2137-AE56) received in the Office of the President of the Senate on February 15, 2011; to the Committee on Commerce, Science, and Transportation.

EC-592. A communication from the Assistant Chief Counsel for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hazardous Materials: Harmonization with the United Nations Recommendations, International Maritime Dangerous Goods Code, and the International Civil Aviation Organization Technical Instructions for the Safe Transport of Dangerous Goods by Air" (RIN2137-AE45) received in the Office of the President of the Senate on February 15, 2011; to the

Committee on Commerce, Science, and Transportation.

EC-593. A communication from the President and Chief Scout Executive, Boy Scouts of America, transmitting, pursuant to law, the organization's 2010 annual report; to the Committee on the Judiciary.

#### PETITIONS AND MEMORIALS

The following petition or memorial was laid before the Senate and was referred or ordered to lie on the table as indicated:

POM-3. A petition from the Administrator of the Public Safety Personnel Retirement System, transmitting, pursuant to Arizona law, a report relative to the Arizona Terrorism Country Divestment act; to the Committee on Banking, Housing, and Urban Affairs.

The Public Safety Personnel Retirement System ("System") and its affiliated retirement plans, the Elected Officials' Retirement Plan ("EORP") and Corrections Officer Retirement Plan ("CORP"), and their group trust, the Arizona PSPRS Trust ("Trust"), which together with the System, EORP, CORP are collectively, the "Plans"), are sending you this letter in accordance with Arizona Revised Statutes ("A.R.S.") §35-392 (the "Arizona Terrorism Country Divestment Act").

The Arizona Terrorism Country Divestment Act requires public pension systems such as the Plans to create process for creating a list of investments in U.S. companies that have violated Section 6(j) of the Export Administration Act (the "List"), determine a process to engage in certain communications with those companies and appropriate federal officials, including Arizona's congressional delegation, and then determine a process for divestment from companies on the List, all as outlined in the Arizona Terrorism Country Divestment Act. On or about December 17, 2008, the Plans adopted a Terrorism Country Divestments Compliance Policy (the "Policy") adopting the processes as required by the Arizona Terrorism Country Divestment Act.

Pursuant to the Policy, the Plans are required to submit a report ("Report") that includes a copy of the List and an explanation of any planned or actual divestments made pursuant to its Policy to the Governor of Arizona, President of the Arizona Senate, Speaker of the Arizona House of Representatives, the President of the U.S. Senate and Speaker of the U.S. House of Representatives, the Director of the Department of Administration, the Arizona Treasurer, and the Arizona State Retirement System. See A.R.S. §35-392(C).

With respect to the List prepared by or on behalf of the Plans as of December 15, 2010, there were no companies appearing on the List and therefore, no formal List was prepared. In addition, since no companies appeared on the List divestment is not applicable and no formal Report is enclosed. Feel free to contact me with any questions.

#### REPORTS OF COMMITTEES ON FEBRUARY 15, 2011

The following reports of committees were submitted:

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

S. Res. 50. An original resolution authorizing expenditures by the Committee on Environment and Public Works.

By Mr. KOHL, from the Special Committee on Aging, without amendment:

S. Res. 52. An original resolution authorizing expenditures by the Special Committee on Aging.

By Mr. LIEBERMAN, from the Committee on Homeland Security and Governmental Affairs, without amendment:

S. Res. 53. An original resolution authorizing expenditures by the Committee on Homeland Security and Governmental Affairs.

By Mrs. FEINSTEIN, from the Select Committee on Intelligence, without amendment:

S. Res. 54. An original resolution authorizing expenditures by the Select Committee on Intelligence.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. BINGAMAN, from the Committee on Energy and Natural Resources, without amendment:

S. Res. 56. An original resolution authorizing expenditures by the Committee on Energy and Natural Resources.

By Mr. HARKIN, from the Committee on Health, Education, Labor, and Pensions, without amendment:

S. Res. 57. An original resolution authorizing expenditures by the Committee on Health, Education, Labor, and Pensions.

By Mr. CONRAD, from the Committee on the Budget, without amendment:

S. Res. 58. An original resolution authorizing expenditures by the Committee on the Budget.

By Mr. HARKIN, from the Committee on Health, Education, Labor, and Pensions, without amendment:

S. 365. An original bill to make a technical amendment to the Education Sciences Reform Act of 2002.

#### EXECUTIVE REPORT OF COMMITTEE

The following executive report of a nomination was submitted:

Mr. HARKIN. Mr. President, for the Committee on Health, Education, Labor, and Pensions I report favorably the following nomination list which was printed in the Record on the date indicated, and ask unanimous consent, to save the expense of reprinting on the Executive Calendar that this nomination lie at the Secretary's desk for the information of Senators.

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

Public Health Service nominations beginning with Eric P. Goosby and ending with Jeffrey L. Sumter, which nominations were received by the Senate and appeared in the Congressional Record on February 2, 2011.

(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. JOHANNIS:

S. 359. A bill to amend the Internal Revenue Code of 1986 to repeal the expansion of information reporting requirements to payments made to corporations, payments for

property and other gross proceeds, and rental property expense payments, and for other purposes; to the Committee on Finance.

By Mr. INHOFE (for himself, Mr. BURR, Mr. COBURN, Mr. KYL, Mr. CRAPO, Mr. BOOZMAN, Mr. RISCH, Mr. GRAHAM, Mr. RUBIO, Mr. BLUNT, Mrs. HUTCHISON, Mr. WICKER, Mr. ISAKSON, Mr. BARRASSO, Mr. CHAMBLISS, Mr. JOHANNIS, Mr. ENZI, Mr. GRASSLEY, Mr. THUNE, and Mr. CORNYN):

S. 360. A bill to reduce the deficit by establishing discretionary spending caps for non-security spending; to the Committee on the Budget.

By Ms. COLLINS:

S. 361. A bill to amend the Internal Revenue Code of 1986 to provide tax relief for small businesses, and for other purposes; to the Committee on Finance.

By Mr. WHITEHOUSE (for himself, Mr. KERRY, Mr. BEGICH, Mr. LUGAR, Ms. COLLINS, Mr. INOUE, and Mr. BROWN of Ohio):

S. 362. A bill to amend the Public Health Service Act to provide for a Pancreatic Cancer Initiative, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. WICKER (for himself and Mr. COCHRAN):

S. 363. A bill to authorize the Secretary of Commerce to convey property of the National Oceanic and Atmospheric Administration to the City of Pascagoula, Mississippi, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. PRYOR (for himself, Mr. BROWN of Massachusetts, and Mr. KOHL):

S. 364. A bill to amend the Internal Revenue Code of 1986 to establish a new Small Business Savings Account; to the Committee on Finance.

By Mr. HARKIN:

S. 365. An original bill to make a technical amendment to the Education Sciences Reform Act of 2002; from the Committee on Health, Education, Labor, and Pensions; placed on the calendar.

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

S. 366. A bill to require disclosure to the Securities and Exchange Commission of certain sanctionable activities, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BROWN of Massachusetts (for himself and Mrs. HAGAN):

S. 367. A bill to amend the Internal Revenue Code of 1986 to allow the work opportunity credit to small businesses which hire individuals who are members of the Ready Reserve or National Guard, and for other purposes; to the Committee on Finance.

By Mr. KOHL (for himself, Mr. GRASSLEY, Ms. LANDRIEU, Mr. UDALL of Colorado, Ms. KLOBUCHAR, Mr. DURBIN, Mr. BENNET, Mr. JOHNSON of South Dakota, Mr. HARKIN, Mr. LEAHY, Mr. NELSON of Nebraska, Mr. CONRAD, and Mrs. GILLIBRAND):

S. 368. A bill to amend the Consolidated Farm and Rural Development Act to suspend a limitation on the period for which certain borrowers are eligible for guaranteed assistance; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. ENZI:

S. 369. A bill to award posthumously a Congressional Gold Medal to Giuseppe Garibaldi, and to Recognize the Republic of Italy on the 150th Anniversary of its Unification; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. CASEY:

S. 370. A bill to require contractors to notify small business concerns that have been included in offers relating to contracts let by