

urban sustainable development at the upcoming United Nations Conference on Sustainable Development to be held June 4-6, 2012, in Rio de Janeiro, Brazil.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 669. Mr. MERKLEY (for himself, Mr. ENZI, and Mr. BARRASSO) submitted an amendment intended to be proposed by him to the bill S. 1619, to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

SA 669. Mr. MERKLEY (for himself, Mr. ENZI, and Mr. BARRASSO) submitted an amendment intended to be proposed by him to the bill S. 1619, to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes; which was ordered to lie on the table; as follows:

At the end, add the following:

#### SEC. \_\_\_\_ MANDATORY DISCLOSURE BY THE UNITED STATES IF MEMBERS OF THE WORLD TRADE ORGANIZATION FAIL TO DISCLOSE SUBSIDIES UNDER THE AGREEMENT ON SUBSIDIES AND COUNTERVAILING MEASURES.

(a) IN GENERAL.—The United States Trade Representative shall—

(1) review each notification of subsidies submitted under Article 25 of the Agreement on Subsidies and Countervailing Measures by a member of the World Trade Organization with which the United States maintains a material and persistent trade deficit;

(2) identify any such member that, for 2 consecutive years—

(A) fails to submit such a notification; or

(B) omits information or includes inaccurate information in such a notification that is material with respect to the totality of the subsidies of the member; and

(3) notify the Committee on Subsidies and Countervailing Measures under Article 25 of the Agreement on Subsidies and Countervailing Measures of the subsidies of a member identified under paragraph (2) not later than 180 days after—

(A) in the case of a member identified under paragraph (2)(A), the date on which the second notification not submitted by the member was required to be submitted; or

(B) in the case of a member identified under paragraph (2)(B), the date of the submission of the second notification in which the information was omitted or the inaccurate information was included, as the case may be.

(b) AGREEMENT ON SUBSIDIES AND COUNTERVAILING MEASURES DEFINED.—The term “Agreement on Subsidies and Countervailing Measures” means the Agreement on Subsidies and Countervailing Measures referred to in section 101(d)(12) of the Uruguay Round Agreements Act (19 U.S.C. 3511(d)(12)).

#### NOTICES OF HEARINGS

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Senate Committee on Energy

and Natural Resources. The hearing will be held on Tuesday, October 4, 2011, at 10 a.m., in room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to receive testimony on the Secretary of Energy Advisory Board's Shale Gas Production Subcommittee's 90-day report.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record may do so by sending it to the Committee on Energy and Natural Resources, United States Senate, Washington, DC 20510-6150, or by e-mail to Abigail\_Campbell@energy.senate.gov.

For further information, please contact Allyson Anderson at (202) 224-7143 or Abigail Campbell at (202) 224-1219.

##### COMMITTEE ON INDIAN AFFAIRS

Mr. AKAKA. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Thursday, October 6, 2011, at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a hearing entitled “Internet Infrastructure in Native Communities: Equal Access to E-Commerce, Jobs and the Global Marketplace.”

Those wishing additional information may contact the Indian Affairs Committee at (202) 224-2251.

##### PERMANENT SUBCOMMITTEE ON INVESTIGATIONS

Mr. LEVIN. Mr. President, I would like to announce for the information of the Senate and the public that the Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs has scheduled a hearing entitled, “Excessive Speculation and Compliance with the Dodd-Frank Act.” The Subcommittee plans to hold a hearing on speculation in the commodities markets and implementation of the Dodd-Frank Act's provisions on speculative position limits for futures, options, and swap contracts for oil and other commodities. Hearing witnesses will include a panel of experts and the Chairman of the Commodity Futures Trading Commission.

The Subcommittee hearing has been scheduled for Thursday, October 6, 2011, at 9:30 a.m., in room 342 of the Dirksen Senate Office Building. For further information, please contact Elise Bean of the Permanent Subcommittee on Investigations at (202) 224-9505.

#### PRIVILEGES OF THE FLOOR

Mr. SCHUMER. Mr. President, I ask unanimous consent that the following members of my staff and the committee staff be granted the privilege of the floor during consideration of S. 1619: Jane Beard, Sarah Babcock, Danielle Fidler, Sara Harshman, Madeline Forbis, Laura Jaskierski, Stephen Simpson, Jonathan Goldman, Cosimo Thawley, and Miranda Dalpiaz. The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

#### SMALL BUSINESS PROGRAM EXTENSION AND REFORM ACT

On Monday, September 26, 2011, the Senate agreed to the motion to concur to the amendment of the House to the amendment of the Senate to H.R. 2608, with an amendment, as follows:

##### H.R. 2608

*Resolved*, That the bill from the House of Representatives (H.R. 2608) entitled “An Act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes,” do pass with the following Senate amendment to House amendment to Senate amendment:

In lieu of the matter proposed to be inserted by the House amendment to Senate amendment, insert the following:

*That the following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, for the several departments, agencies, corporations, and other organizational units of Government for fiscal year 2012, and for other purposes, namely:*

SEC. 101. (a) Such amounts as may be necessary, at a rate for operations as provided in the applicable appropriations Acts for fiscal year 2011 and under the authority and conditions provided in such Acts, for continuing projects or activities (including the costs of direct loans and loan guarantees) that are not otherwise specifically provided for in this Act, that were conducted in fiscal year 2011, and for which appropriations, funds, or other authority were made available in the following appropriations Acts:

(1) The Department of Defense Appropriations Act, 2011 (division A of Public Law 112-10).

(2) The Full-Year Continuing Appropriations Act, 2011 (division B of Public Law 112-10).

(b) The rate for operations provided by subsection (a) is hereby reduced by 1.503 percent.

SEC. 102. (a) No appropriation or funds made available or authority granted pursuant to section 101 for the Department of Defense shall be used for (1) the new production of items not funded for production in fiscal year 2011 or prior years; (2) the increase in production rates above those sustained with fiscal year 2011 funds; or (3) the initiation, resumption, or continuation of any project, activity, operation, or organization (defined as any project, subproject, activity, budget activity, program element, and subprogram within a program element, and for any investment items defined as a P-1 line item in a budget activity within an appropriation account and an R-1 line item that includes a program element and subprogram element within an appropriation account) for which appropriations, funds, or other authority were not available during fiscal year 2011.

(b) No appropriation or funds made available or authority granted pursuant to section 101 for the Department of Defense shall be used to initiate multi-year procurements utilizing advance procurement funding for economic order quantity procurement unless specifically appropriated later.

SEC. 103. Appropriations made by section 101 shall be available to the extent and in the manner that would be provided by the pertinent appropriations Act.

SEC. 104. Except as otherwise provided in section 102, no appropriation or funds made available or authority granted pursuant to section 101 shall be used to initiate or resume any project or activity for which appropriations, funds, or other authority were not available during fiscal year 2011.

SEC. 105. Appropriations made and authority granted pursuant to this Act shall cover all obligations or expenditures incurred for any project or activity during the period for which funds or