

But more than its ability to attract businesses and jobs, the heart of Louisville and what makes it the top place to live is its solid community and commitment to the outdoors. Louisville supports a vibrant summer farmers' market and Friday night Street Faire, which brings to town musical acts from across the West. Earlier this summer, the annual Louisville Fourth of July celebration included the traditional fireworks show and a giveaway of 4,000 hot dogs and bratwursts cooked by the mayor and city council, part of a long-standing tradition. Money Magazine also remarked on Louisville's share of the legendary Colorado sunshine and beautiful open spaces. In a town of 18,000 residents, Louisville has over 2000 acres of open space, 26 parks and nearly 30 miles of trails, most with panoramic views of the Front Range Mountains.

I congratulate both Louisville and the town of Superior, CO, which earned a ranking of 13th on the list. We know that Coloradans are proud of their outstanding communities, and it is only appropriate that Colorado is home to the "Best Place to Live" in the Nation. Congratulations again to the residents of Louisville.●

#### MESSAGE FROM THE PRESIDENT

A message from the President of the United States was communicated to the Senate by Mrs. Neiman, one of his secretaries.

#### EXECUTIVE MESSAGE REFERRED

As in executive session the Presiding Officer laid before the Senate a message from the President of the United States submitting a nomination which was referred to the Committee on Commerce, Science, and Transportation.

(The nomination received today is printed at the end of the Senate proceedings.)

#### MESSAGE FROM THE HOUSE

##### ENROLLED BILL SIGNED

At 9:32 a.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 3663. An act to amend title XVIII of the Social Security Act to delay the date on which the accreditation requirement under the Medicare Program applies to suppliers of durable medical equipment that are pharmacies.

The enrolled bill was subsequently signed by the President pro tempore (Mr. BYRD).

##### ENROLLED BILLS SIGNED

The President pro tempore (Mr. BYRD) reported that he had signed the following enrolled bills, previously signed by the Speaker of the House:

H.R. 1687. An act to designate the federally occupied building located at McKinley Avenue and Third Street, SW., Canton, Ohio, as

the "Ralph Regula Federal Building and United States Courthouse".

H.R. 2053. An act to designate the United States courthouse located at 525 Magoffin Avenue in El Paso, Texas, as the "Albert Armendariz, Sr., United States Courthouse".

H.R. 2121. An act to authorize the Administrator of General Services to convey a parcel of real property in Galveston, Texas, to the Galveston Historical Foundation.

H.R. 2498. An act to designate the Federal building located at 844 North Rush Street in Chicago, Illinois, as the "William O. Lipinski Federal Building".

H.R. 2913. An act to designate the United States courthouse located at 301 Simonton Street in Key West, Florida, as the "Sidney M. Aronovitz United States Courthouse".

S. 1289. An act to improve title 18 of the United States Code.

At 10:06 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that pursuant to section 4 of the Ronald Reagan Centennial Commission Act of 2009 (Public Law 111-25), the Speaker appoints as members of the Ronald Reagan Centennial Commission the following Members on the part of the House: Mr. FOSTER of Illinois and Mr. MOORE of Kansas.

At 11:24 a.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has agreed to the following concurrent resolution, without amendment:

S. Con. Res. 42: Concurrent resolution providing for the acceptance of a statue of Helen Keller, presented by the people of Alabama.

At 12:56 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House disagree to the amendment of the Senate to the bill (H.R. 2647) entitled "An Act to authorize appropriations for fiscal year 2010 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, to provide special pays and allowances to certain members of the Armed Forces, expand concurrent receipt of military retirement and VA disability benefits to disabled military retirees, and for other purposes.", and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon, and that the following Members be the managers of the conference on the part of the House:

From the Committee on Armed Services, for consideration of the House bill and the Senate amendment, and modifications committed to conference: Messrs. SKELTON, SPRATT, ORTIZ, TAYLOR, ABERCROMBIE, REYES, SNYDER, SMITH of Washington, Ms. LORETTA SANCHEZ, Messrs. MCINTYRE, BRADY of Pennsylvania, ANDREWS, Mrs. DAVIS of California, Messrs. LANGEVIN, LARSEN of Washington, COOPER, MARSHALL, Ms. BORDALLO, Messrs. MCKEON, BARTLETT, THORBERRY, JONES, AKIN, FORBES, MILLER of Florida, WILSON of South Carolina, LoBIONDO, BISHOP of Utah, TURNER and WITTMAN;

From the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 11 of rule X: Messrs. REYES, SCHIFF and HOEKSTRA;

From the Committee on Education and Labor, for consideration of sections 243, 551-553, 585, 2833 and 2834 of the House bill and sections 531-534 and 3136 of the Senate amendment, and modifications committed to conference: Ms. WOOLSEY, Mr. ALTMIRE and Mrs. BIGGERT;

From the Committee on Energy and Commerce, for consideration of sections 247, 315 and 601 of the House bill and sections 311, 601, 2835 and 3118 of the Senate amendment, and modifications committed to conference: Messrs. WAXMAN, MARKEY of Massachusetts and BARTON of Texas;

From the Committee on Foreign Affairs, for consideration of sections 812, 907, 912, 1011, 1013, 1046, 1201, 1211, 1213-1215, 1226, 1230A, 1231, 1236, 1239, 1240, title XIII, sections 1513, 1516, 1517, and 2903 of the House bill and sections 1021, 1023, 1201-1203, 1205-1208, 1211-1214, subtitle D of title XII, title XIII and section 1517 of the Senate amendment, and modifications committed to conference: Messrs. BERMAN, ACKERMAN and Ms. ROS-LEHTINEN;

From the Committee on Homeland Security, for consideration of section 1101 of the House bill, and modifications committed to conference: Mr. THOMPSON of Mississippi, Ms. TITUS and Mr. BILIRAKIS;

From the Committee on House Administration, for consideration of subtitle H of title V of the Senate amendment, and modifications committed to conference: Messrs. CAPUANO, GONZALEZ and LUNGREN of California;

From the Committee on the Judiciary, for consideration of sections 583, 584, 1021 and 1604 of the House bill and sections 821, 911, 1031, 1033, 1056, 1086 and division E of the Senate amendment, and modifications committed to conference: Mr. NADLER of New York, Ms. ZOE LOFGREN of California and Mr. GOHMERT;

From the Committee on Natural Resources, for consideration of sections 1091 and 2308 of the Senate amendment, and modifications committed to conference: Messrs. RAHALL, FALEOMAVAEGA and HASTINGS of Washington;

From the Committee on Oversight and Government Reform, for consideration of sections 321, 322, 326-329, 335, 537, 666, 814, 815, 834, 1101-1107, 1110-1113 and title II of division D of the House bill and sections 323, 323A-323C, 814, 822, 824, 901, 911, 1056, 1086, 1101-1105 and 1162 of the Senate amendment, and modifications committed to conference: Messrs. TOWNS, LYNCH and FORTENBERRY;

From the Committee on Science and Technology, for consideration of sections 248, 819, 836, and 911 of the House bill and sections 801, 814, 833, 834, 912 and division F of the Senate amendment, and modifications committed to

conference: Messrs. GORDON of Tennessee, WU and SMITH of Nebraska;

From the Committee on Small Business, for consideration of section 830 of the House bill and sections 833, 834, 838, 1090 and division F of the Senate amendment, and modifications committed to conference: Ms. VELÁZQUEZ and Messrs. NYE and GRAVES;

From the Committee on Transportation and Infrastructure, for consideration of sections 315, 601 and 2811 of the House bill and sections 311, 601, 933, 2835, 8301, 6002, 6007, 6008, 6012 and 6013 of the Senate amendment, and modifications committed to conference: Mr. CUMMINGS, Ms. RICHARDSON and Mr. MICA;

From the Committee on Veterans Affairs, for consideration of sections 525, 583, 584 and section 121 of division D of the House bill and sections 573-575, 617, 711, subtitle E of title X, sections 1084 and 1085 of the Senate amendment, and modifications committed to conference: Messrs. RODRIGUEZ, DONNELLY of Indiana and BUYER.

Ordered further, that pursuant to clause 11 of rule I, the Speaker removes the gentleman from Texas, Mr. REYES, as a conferee from the Permanent Select Committee on Intelligence in the conference on disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2647) entitled "An Act to authorize appropriations for fiscal year 2010 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, to provide special pays and allowances to certain members of the Armed Forces, expand concurrent receipt of military retirement and VA disability benefits to disabled military retirees, and for other purposes." and appoints the gentleman from Florida, Mr. ALCEE HASTINGS, to fill the vacancy.

At 6:22 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2997) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2010, and for other purposes.

#### ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, October 7, 2009, she had presented to the President of the United States the following enrolled bill:

S. 1289. An act to improve title 18 of the United States Code.

#### 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-3265. A communication from the Assistant Secretary of Defense (Reserve Affairs), transmitting, pursuant to law, a report relative to proposed changes to its Fiscal Year 2008 National Guard and Reserve Equipment Appropriation from the Fiscal Year 2008 Department of Defense Appropriations Act; to the Committee on Armed Services.

EC-3266. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to current military, diplomatic, political, and economic measures that are being or have been undertaken to complete our mission in Iraq successfully; to the Committee on Armed Services.

EC-3267. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Federal Home Loan Bank Boards of Directors: Eligibility and Elections Final Rule" (RIN2590-AA03) received in the Office of the President of the Senate on October 5, 2009; to the Committee on Banking, Housing, and Urban Affairs.

EC-3268. A communication from the General Counsel of the Federal Housing Finance Agency, transmitting, pursuant to law, the report of a rule entitled "Post-Employment Restriction for Senior Examiners" (RIN2590-AA19) received in the Office of the President of the Senate on October 2, 2009; to the Committee on Banking, Housing, and Urban Affairs.

EC-3269. A communication from the Acting Director, Office of Civilian Radioactive Waste Management, Department of Energy, transmitting, pursuant to law, the Office's 2008 Annual Report to Congress; to the Committee on Energy and Natural Resources.

EC-3270. A communication from the Acting Administrator, General Services Administration, Department of Defense and National Aeronautics and Space Administration, transmitting, pursuant to law, a report relative to additional lease prospectuses that support the U.S. General Services Administration's Fiscal Year 2010 Capital Investment and Leasing Program; to the Committee on Environment and Public Works.

EC-3271. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "2009-2010 Per Diem Rates" (Rev. Proc. 2009-47) received in the Office of the President of the Senate on October 5, 2009; to the Committee on Finance.

EC-3272. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Guidance on 2009 Required Minimum Distributions" (Notice 2009-82) received in the Office of the President of the Senate on October 1, 2009; to the Committee on Finance.

EC-3273. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Tier III-Industry Director Directive-Field Directive on the Planning and Examination of IRC Section 263A Issues in the Auto Dealership" (LMSB-04-0909-035) received in the Office of the President of the Senate on October 1, 2009; to the Committee on Finance.

EC-3274. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Genetic Information Nondiscrimination Act" (RIN1545-BI03)

received in the Office of the President of the Senate on October 5, 2009; to the Committee on Finance.

EC-3275. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 066-09, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Foreign Relations.

EC-3276. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 092-09, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Foreign Relations.

EC-3277. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 103-09, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Foreign Relations.

EC-3278. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 105-09, of the proposed sale or export of defense articles, including technical data, and defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Foreign Relations.

EC-3279. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a Selected Acquisition Report relative to the Average Procurement Unit Cost for the E-2D Advanced Hawkeye program; to the Committee on Foreign Relations.

EC-3280. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from Lake Ontario Ordnance Works, Niagara Falls, New York, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3281. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the report of a petition to add workers from Norton Company, Worcester, Massachusetts, to the Special Exposure Cohort; to the Committee on Health, Education, Labor, and Pensions.

EC-3282. A communication from the Auditor of the District of Columbia, transmitting, pursuant to law, a report relative to the People's Counsel Agency Fund for Fiscal Year 2004; to the Committee on Homeland Security and Governmental Affairs.

EC-3283. A communication from the Auditor of the District of Columbia, transmitting, pursuant to law, a report relative to the People's Counsel Agency Fund for Fiscal Year 2003; to the Committee on Homeland Security and Governmental Affairs.

EC-3284. A communication from the Director, Strategic Human Resources Policy Division, Office of Personnel Management, transmitting, pursuant to law, the report of a rule