

nomination was reported out of the Judiciary Committee unanimously. With over 30 years of private practice experience, I believe he will be an excellent addition to the Federal circuit. If I had been present, I would have voted aye on this nomination.

#### MESSAGE FROM THE HOUSE

At 10:03 a.m., a message from the House of Representatives, delivered by Mrs. Cole, 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. 1246. An act to reduce the amounts otherwise to be appropriated to the Department of Defense for printing and reproduction.

#### MEASURES REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1246. An act to reduce the amounts otherwise authorized to be appropriated to the Department of Defense for printing and reproduction; to the Committee on Armed Services.

#### MEASURES READ THE FIRST TIME

The following bill was read the first time:

H.R. 1255. An act to prevent a shutdown of the government of the United States, and for other purposes.

#### 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-1207. 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 "Removal of the List of Ports of Embarkation and Export Inspection Facilities From the Regulations" ((RIN0579-AD25)(Docket No. APHIS-2009-0078)) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1208. 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 "Ethiprole; Pesticide Tolerances" (FRL No. 8863-1) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1209. 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 "Hexythiazox; Pesticide Tolerances" (FRL No. 8868-6) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1210. 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; Various Transport Category Airplanes Equipped with Chemical Oxygen Generators Installed in a Lavatory" ((RIN2120-AA64)(Docket No. FAA-2011-0157)) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1211. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace and Revocation of Class E Airspace; Easton, MD" ((RIN2120-AA66)(Docket No. FAA-2010-0936)) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1212. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure" (RIN0648-XA264) received in the Office of the President of the Senate on March 31, 2011; to the Committee on Commerce, Science, and Transportation.

EC-1213. 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 "Energy Conservation Program for Consumer Products: Decision and Order Granting 180-Day Extension of Compliance Date for Residential Furnaces and Boilers Test Procedure Amendments" (RIN1904-AB89) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Energy and Natural Resources.

EC-1214. A communication from the Director of Congressional Affairs, Nuclear Regulatory Commission, transmitting, pursuant to law, the report of a rule entitled "Control of the Processing and Use of Stainless Steel" (Regulatory Guide 1.44, Revision 1) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1215. 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 "Approval and Promulgation of Implementation Plans: Alabama: Final Disapproval of Revisions to the Visible Emissions Rule" (FRL No. 9290-3) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1216. 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 "Standards of Performance for New Stationary Sources and Emissions Guidelines for Existing Sources: Hospital/Medical/Infectious Waste Incinerators" (FRL No. 9289-6) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1217. 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 "LAND DISPOSAL RESTRICTIONS: Site-Specific Treatment Variance for Hazardous Selenium-Bearing Waste Treated by U.S. Ecology Nevada in Beatty, NV and Withdrawal of Site-Specific Treatment Variance for Hazardous Selenium-Bearing Waste Issued to Chemical Waste Management in Kettleman Hills, CA" (FRL No. 9290-6) received in the Office of the

President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1218. 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 "Clean Alternative Fuel Vehicle and Engine Conversions" (FRL No. 9289-7) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1219. 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 "National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins; Marine Tank Vessel Loading Operations; Pharmaceuticals Production; and The Printing and Publishing Industry" (FRL No. 9291-3) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1220. 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 "Approval and Promulgation of Air Quality Implementation Plans; Ohio; Volatile Organic Compound Emission Control Measures for Lithographic and Letterpress Printing in Cleveland" (FRL No. 9285-4) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1221. 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 "Oklahoma: Final Authorization of State Hazardous Waste Management Program Revision" (FRL No. 9291-1) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Environment and Public Works.

EC-1222. 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 "Withdrawal of Regulations Related to Validity and Priority of Federal Tax Lien" (RIN1545-BG13) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Finance.

EC-1223. 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 "Nonconventional Source Fuel Credit, Section 45K Inflation Adjustment Factor, and Section 45K Reference Price" (Notice 2011-30) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Finance.

EC-1224. 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 "Taxpayer Assistance Orders" (RIN1545-BF33) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Finance.

EC-1225. 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 "Puerto Rican Excise Tax" (Notice 2011-29) received in the Office of the President of the Senate on April 4, 2011; to the Committee on Finance.

EC-1226. A communication from the Director, Office of Regulations, Social Security Administration, transmitting, pursuant to