

and their goal was to “create a new way of doing business.” Starting the business with only one truck and one employee, the Kalmbach family opened a mix-and-grind plant in Upper Sandusky, OH. That operation has grown into the large commercial farm it is today.

Kalmbach Farms has been on the forefront of feed production. The farm manufactures and sells nutritional products for all livestock and poultry species and has been devoted to providing customers feed at a fair price. The Kalmbach family has been able to expand its business model to include nutritional products for mink, wildlife, swine, and pets. With branches in both Michigan and Indiana, Kalmbach Farms’ products are regional leaders in the animal nutrition industry and are distributed in several States, including Ohio, Indiana, Michigan, Kentucky, West Virginia, Illinois, and New York.

Kalmbach Farms is now run by Milton and Ruth’s son, Paul Kalmbach. This proud Ohio company employs over 250 people, and since the business began there has not been a single layoff. Kalmbach Feeds is continuing to look to the future by expanding the business and offering more employment opportunities for individuals interested in agriculture. I would like to congratulate the Kalmbach family on their 50 years of quality service.

#### ADDITIONAL STATEMENTS

##### CONGRATULATING THE ROTARY CLUB OF CARSON CITY

• Mr. HELLER. Madam President, today I wish to congratulate one of my home State’s finest community organizations, the Rotary Club of Carson City, for its 75 years of service to the Carson City community.

The Rotary Club of Carson City has been committed to their ideal of “He Profits Most Who Serves Best” for three quarters of a century. In 1937, Hans Jepson and Rev. John L. Harvey formed the Carson City Club with 25 members on their chapter roll. Today, the Rotary Club in Carson City has grown to over 90 members who live by their motto “Service Above Self” while providing vitally important community service to the Carson City area.

In addition, the club has been committed to fostering and promoting the educational pursuits of students in Carson City. Each year, they award a 4-year college scholarship to a non-traditional student, as well as sponsor high school students to participate in an international youth exchange program. The Carson Rotary Club also recognizes excellence in the classroom and academic achievement by honoring a local student of the week and teacher of the month throughout each school year.

The Rotarians are an important example of the kind of dedicated service which makes our communities great.

Today, I ask my colleagues to join me in congratulating the Rotary Club of Carson City for 75 years of service to the people of Nevada. •

##### TRIBUTE TO ARTHUR A. KLEIN

• Mr. TESTER. Mr. President, today I wish to honor Arthur A. Klein, a veteran of World War II and resident of Billings, MT.

It is my honor to share the story of Art’s service in World War II, because no story of bravery—and especially not one from our “greatest generation”—should ever be forgotten.

Art was born October 17, 1921, in Killam, Canada, to a large and hard-working prairie family. Hard times forced Art to move to Spokane, WA, to find work, but he soon enlisted in the U.S. Marine Corps in 1939 for a chance to proudly serve the Nation he would eventually adopt as his own.

In August 1941, the Marine Corps assigned Art to the First Marine Defense Battalion on Wake Island: a remote atoll 2,300 miles west of Hawaii where the U.S. Navy was building a military base. Four hundred and forty-nine U.S. marines, 68 U.S. Navy personnel, 6 Army Air Corps soldiers, and 1,221 civilian workers occupied the three islands comprising Wake Atoll.

Because of the International Date Line, the Japanese attack on Pearl Harbor was December 8, 1941, at Wake Island. Wake Islands naval commander received radio reports of the Japanese attack on Pearl Harbor and ordered the island to full alert. Following the attack on Pearl Harbor the Japanese planes attacked Wake Island. While defending the island, Mr. Klein was shot in the leg.

U.S. forces on Wake Island fought for many days without reinforcements or support, but they could not hold against overwhelming Japanese forces. To save civilians and military forces, the islands U.S. naval commander was forced to surrender the garrison.

On January 12, 1942, Mr. Klein was placed aboard the Japanese ship Nitta Maru and crowded into the ships cargo hold. In the ships cargo hold, Mr. Klein endured 7 days before docking in Japan.

For the next 4 years, Mr. Klein worked in Japanese coal mines and crude steel mills. Once, a guard clubbed Mr. Klein into unconsciousness for simply picking a small onion to eat.

Losing weight and in declining health, Mr. Klein never gave up hope. In September 1945, when Allied forces victoriously liberated Mr. Klein and other prisoners in Japan, Mr. Klein weighed 85 pounds.

Returning in triumph to America and freedom, Mr. Klein, now a sergeant in the Marine Corps, spent weeks in a military hospital to recover from his captivity. Art eventually left the Marine Corps, became an American citizen, and began a successful business career.

Art settled in Billings, MT, and has been active in veterans organizations

where he continues being a source of inspiration, courage, and patriotism for us all. A fellow veteran recently asked Art what kept him going during his WWII captivity. In response, Mr. Klein, now 91 years of age, struggled to raise a now frail right arm as high as he could, and with a clenched fist and inspiring smile, said, “The USA.”

On behalf of a grateful nation, I commend Mr. Klein and his service to America. •

#### MESSAGE FROM THE HOUSE

At 2:46 p.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. 667. An act to redesignate the Dryden Flight Research Center as the Neil A. Armstrong Flight Research Center and the Western Aeronautical Test Range as the Hugh L. Dryden Aeronautical Test Range.

#### MEASURES REFERRED

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

H.R. 667. An act to redesignate the Dryden Flight Research Center as the Neil A. Armstrong Flight Research Center and the Western Aeronautical Test Range as the Hugh L. Dryden Aeronautical Test Range; to the Committee on Commerce, Science, and Transportation.

#### MEASURES PLACED ON THE CALENDAR

Under the authority of the order of the Senate of February 14, 2013, the following bill was read the first and second times by unanimous consent, and placed on the calendar:

S. 388. A bill to appropriately limit sequestration, to eliminate tax loopholes, 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-426. 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 February 11, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-427. A communication from the Acting Administrator, Rural Utilities Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “Rural Broadband Access Loans and Loan Guarantees” (RIN0572-AC06) received in the Office of the President of the Senate on February 12, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-428. A communication from the Director of the Regulatory Management Division,

Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "3-decen-2-one; Exemption from the Requirement of a Tolerance" (FRL No. 9378-1) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-429. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Domestic Dates Produced or Packed in Riverside County, CA; Decreased Assessment Rate" (Docket No. AMS-FV-12-0035; FV12-987-1 IR) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-430. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Apricots Grown in Designated Counties in Washington; Temporary Suspension of Handling Regulations" (Docket No. AMS-FV-12-0028; FV12-922-2 IR) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-431. A communication from the Acting Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National Organic Program; Periodic Residue Testing" (Docket No. AMS-NOP-10-0102; NOP-10-10FR) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-432. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Marketing Order Regulating the Handling of Spearmint Oil Produced in the Far West; Revision of the Salable Quantity and Allotment Percentage for Class 1 (Scotch) and Class 3 (Native) Spearmint Oil for the 2012-2013 Marketing Year" (Docket No. AMS-FV-11-0088; FV12-985-1A IR) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-433. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Avocados Grown in South Florida; Decreased Assessment Rate" (Docket No. AMS-FV-11-0094; FV12-915-1 FIR) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-434. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Grapes Grown in Designated Area of Southeastern California; Increased Assessment Rate" (Docket No. AMS-FV-11-0090; FV 12-925-1 FR) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-435. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Apricots Grown in Designated Counties in Washington; Decreased Assessment Rate" (Docket No. AMS-FV-12-0027; FV12-922-1 IR) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-436. A communication from the Administrator, Agricultural Marketing Service,

Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Pears Grown in Oregon and Washington; Assessment Rate Decrease for Processed Pears" (Docket No. AMS-FV-12-0031; FV12-927-2 IR) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-437. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Irish Potatoes Grown in Colorado; Modification of the Handling Regulation for Area No. 2" (Docket No. AMS-FV-12-0043; FV12-948-1 IR) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-438. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Soybean Promotion and Research: Amend the Order To Adjust Representation on the United Soybean Board" (Docket No. AMS-LS-12-0022) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Agriculture, Nutrition, and Forestry.

EC-439. A communication from the Acting Under Secretary of Defense (Personnel and Readiness), transmitting the report of an officer authorized to wear the insignia of the grade of major general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

EC-440. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report on operations of the National Defense Stockpile (NDS) for fiscal year 2012; to the Committee on Armed Services.

EC-441. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report entitled "Strategic and Critical Materials 2013 Report on Stockpile Requirements"; to the Committee on Armed Services.

EC-442. A communication from the Surgeon General and Commanding General, US Army Medical Command, Department of the Army, transmitting, pursuant to law, a report entitled "Inspection of Facilities Used to House Warriors in Transition"; to the Committee on Armed Services.

EC-443. A communication from the Associate General Counsel for Legislation and Regulations, Office of Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Federal Housing Administration (FHA): Hospital Mortgage Insurance Program—Refinancing Hospital Loans" (RIN2502-A174) received in the Office of the President of the Senate on February 13, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-444. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65) (Docket No. FEMA-2013-0002)) received in the Office of the President of the Senate on February 11, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-445. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67) (Docket No. FEMA-2013-0002)) received in the Office of

the President of the Senate on February 13, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-446. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67) (Docket No. FEMA-2013-0002)) received in the Office of the President of the Senate on February 13, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-447. A communication from the Chairman and President of the Export-Import Bank, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Israel; to the Committee on Banking, Housing, and Urban Affairs.

EC-448. A communication from the Director, Community Development Financial Institutions Fund, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Guarantees for Bonds Issued for Community or Economic Development Purposes" (RIN1559-AA01) received in the Office of the President of the Senate on February 14, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-449. A communication from the Assistant to the Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Appraisals for Higher-Priced Mortgage Loans" (RIN7100-AD90) received in the Office of the President of the Senate on February 13, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-450. A communication from the Attorney, Legal Division, Bureau of Consumer Financial Protection, transmitting, pursuant to law, the report of a rule entitled "Appraisals for Higher-Priced Mortgage Loans" ((RIN3170-AA11) (Docket No. CFPB-2012-0031)) received during adjournment of the Senate in the Office of the President of the Senate on February 15, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-451. A communication from the Attorney, Legal Division, Bureau of Consumer Financial Protection, transmitting, pursuant to law, the report of a rule entitled "Disclosure of Records and Information" ((RIN3170-AA01) (Docket No. CFPB-2012-0003)) received during adjournment of the Senate in the Office of the President of the Senate on February 15, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-452. A communication from the Attorney, Legal Division, Bureau of Consumer Financial Protection, transmitting, pursuant to law, the report of a rule entitled "Ability-to-Repay and Qualified Mortgage Standards under the Truth in Lending Act (Regulation Z)" ((RIN3170-AA17) (Docket No. CFPB-2011-0008, CFPB-2012-0022)) received during adjournment of the Senate in the Office of the President of the Senate on February 15, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-453. A communication from the Attorney, Legal Division, Bureau of Consumer Financial Protection, transmitting, pursuant to law, the report of a rule entitled "Mortgage Servicing Rules under the Truth in Lending Act (Regulation Z)" ((RIN3170-AA14) (Docket No. CFPB-2012-0033)) received during adjournment of the Senate in the Office of the President of the Senate on February 15, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-454. A communication from the Attorney, Legal Division, Bureau of Consumer Financial Protection, transmitting, pursuant to law, the report of a rule entitled "Mortgage Servicing Rules under the Real Estate Settlement Act (Regulation X)" ((RIN3170-

AA14) (Docket No. CFPB-2012-0034)) received during adjournment of the Senate in the Office of the President of the Senate on February 15, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-455. A communication from the Attorney, Legal Division, Bureau of Consumer Financial Protection, transmitting, pursuant to law, the report of a rule entitled "Disclosure and Delivery Requirements for Copies of Appraisals and Other Written Valuations under the Equal Credit Opportunity Act (Regulation B)" ((RIN3170-AA26) (Docket No. CFPB-2012-0032)) received during adjournment of the Senate in the Office of the President of the Senate on February 15, 2013; to the Committee on Banking, Housing, and Urban Affairs.

EC-456. A communication from the Attorney, Legal Division, Bureau of Consumer Financial Protection, transmitting, pursuant to law, the report of a rule entitled "Loan Originator Compensation Requirements under the Truth in Lending Act (Regulation Z)" ((RIN3170-AA13) (Docket No. CFPB-2012-0037)) received during adjournment of the Senate in the Office of the President of the Senate on February 15, 2013; to the Committee on Banking, Housing, and Urban Affairs.

#### REPORTS OF COMMITTEES ON FEBRUARY 25, 2013

The following reports of committees were submitted:

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

S. Res. 38. An original resolution authorizing expenditures by the Committee on Health, Education, Labor, and Pensions.

By Ms. LANDRIEU, from the Committee on Small Business and Entrepreneurship, without amendment:

S. Res. 39. An original resolution authorizing expenditures by the Committee on Small Business and Entrepreneurship for March 1, 2013 through September 30, 2013.

By Mr. MENENDEZ, from the Committee on Foreign Relations, without amendment:

S. Res. 40. An original resolution authorizing expenditures by the Committee on Foreign Relations.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEVIN, from the Committee on Armed Services, without amendment:

S. Res. 42. An original resolution authorizing expenditures by the Committee on Armed Services.

By Mr. SCHUMER, from the Committee on Rules and Administration, without amendment:

S. Res. 43. An original resolution authorizing expenditures by the Committee on Rules and Administration.

By Mr. JOHNSON, of South Dakota, from the Committee on Banking, Housing, and Urban Affairs, without amendment:

S. Res. 44. An original resolution authorizing expenditures by the Committee on Banking, Housing, and Urban Affairs.

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

S. Res. 45. An original resolution authorizing expenditures by the Committee on Environment and Public Works of the Senate.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. Res. 46. An original resolution authorizing expenditures by the Committee on the Judiciary.

By Ms. STABENOW, from the Committee on Agriculture, Nutrition, and Forestry, without amendment:

S. Res. 47. An original resolution authorizing expenditures by the Committee on Agriculture, Nutrition and Forestry.

By Mr. SANDERS, from the Committee on Veterans' Affairs, without amendment:

S. Res. 48. An original resolution authorizing expenditures by the Committee on Veterans' Affairs.

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

S. Res. 49. An original resolution authorizing expenditures by the Special Committee on Aging.

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

S. Res. 50. An original resolution authorizing expenditures by the Select Committee on Intelligence.

By Mr. ROCKEFELLER, from the Committee on Commerce, Science, and Transportation, without amendment:

S. Res. 51. An original resolution authorizing expenditures by the Committee on Commerce, Science, and Transportation.

By Ms. CANTWELL, from the Committee on Indian Affairs, without amendment:

S. Res. 52. An original resolution authorizing expenditures by the Senate Committee on Indian Affairs.

By Mrs. MURRAY, from the Committee on the Budget, without amendment:

S. Res. 53. An original resolution authorizing expenditures by the Committee on the Budget.

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

S. Res. 54. An original resolution authorizing expenditures by the Committee on Homeland Security and Governmental Affairs.

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

S. Res. 55. An original resolution authorizing expenditures by the Committee on Energy and Natural Resources.

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. LEVIN for the Committee on Armed Services.

Air Force nominations beginning with Brigadier General Arnold W. Bunch, Jr. and ending with Brigadier General Scott J. Zobrist, which nominations were received by the Senate and appeared in the Congressional Record on January 22, 2013.

Air Force nominations beginning with Colonel Nina M. Armagno and ending with Colonel John M. Wood, which nominations were received by the Senate and appeared in the Congressional Record on January 22, 2013.

Air Force nomination of Lt. Gen. Robin Rand, to be Lieutenant General.

Army nomination of Lt. Gen. John M. Bednarek, to be Lieutenant General.

Army nomination of General Lloyd J. Austin III, to be General.

Army nomination of Lieutenant General Robert L. Caslen, Jr., to be Lieutenant General.

Army nomination of Lt. Gen. John F. Campbell, to be General.

Army nomination of Lt. Gen. Vincent K. Brooks, to be General.

Army nomination of Gen. David M. Rodriguez, to be General.

Marine Corps nomination of Brig. Gen. Paul W. Brier, to be Major General.

Navy nomination of Rear Admiral William H. Hilarides, to be Vice Admiral.

Navy nomination of Rear Adm. Joseph P. Aucoin, to be Vice Admiral.

Mr. LEVIN. Mr. President, for the Committee on Armed Services I report favorably the following nomination lists which were printed in the RECORDS on the dates indicated, and ask unanimous consent, to save the expense of reprinting on the Executive Calendar that these nominations lie at the Secretary's desk for the information of Senators.

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

Air Force nominations beginning with Alan S. Fine and ending with Paul R. Newbold, which nominations were received by the Senate and appeared in the Congressional Record on February 7, 2013.

Army nomination of Jasmine T. N. Daniels, to be Colonel.

Army nomination of Paul W. Roecker, to be Colonel.

Army nominations beginning with James B. Barkley and ending with Michael E. Spraggins, which nominations were received by the Senate and appeared in the Congressional Record on February 7, 2013.

Army nomination of Lena M. Fabian, to be Major.

Army nominations beginning with Yiming A. Ching and ending with Joseph F. Goodman, which nominations were received by the Senate and appeared in the Congressional Record on February 7, 2013.

Army nominations beginning with William C. Alley and ending with D010916, which nominations were received by the Senate and appeared in the Congressional Record on February 7, 2013.

Army nominations beginning with Alison R. Huppman and ending with Allegra E. Lobell, which nominations were received by the Senate and appeared in the Congressional Record on February 7, 2013.

Army nominations beginning with Thomas M. Grego and ending with George J. Zeckler, which nominations were received by the Senate and appeared in the Congressional Record on February 7, 2013.

Navy nominations beginning with Andrew W. Deley and ending with Gregory E. Ringler, which nominations were received by the Senate and appeared in the Congressional Record on February 7, 2013.

By Mr. BAUCUS for the Committee on Finance.

\*Christopher J. Meade, of New York, to be General Counsel for the Department of the Treasury.

\*William B. Schultz, of the District of Columbia, to be General Counsel of the Department of Health and Human Services.

\*Jacob J. Lew, of New York, to be Secretary of the Treasury.

\*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: