

(1) *IN GENERAL.*—Except as provided in paragraph (2), nothing in this section changes or affects any Federal, State, or local law or the obligation of any person to comply with such law.

(2) *EXCEPTION.*—(A) *Elemental mercury that the Secretary is storing on a long-term basis shall not be subject to the storage prohibition of section 3004(j) of the Solid Waste Disposal Act (42 U.S.C. 6924(j)). For the purposes of section 3004(j) of the Solid Waste Disposal Act, a generator accumulating elemental mercury destined for a facility designated by the Secretary under subsection (a) for 90 days or less shall be deemed to be accumulating the mercury to facilitate proper treatment, recovery, or disposal.*

(B) *Elemental mercury that is stored at a facility with respect to which a permit has been issued under section 3005(c) of the Solid Waste Disposal Act (42 U.S.C. 6925(c)) shall not be subject to the storage prohibition of section 3004(j) of the Solid Waste Disposal Act (42 U.S.C. 6924(j)) if—*

(i) *the Secretary is unable to accept the mercury at a facility designated by the Secretary under subsection (a) for reasons beyond the control of the owner or operator of the permitted facility;*

(ii) *the owner or operator of the permitted facility certifies in writing to the Secretary that it will ship the mercury to the designated facility when the Secretary is able to accept the mercury; and*

(iii) *the owner or operator of the permitted facility certifies in writing to the Secretary that it will not sell, or otherwise place into commerce, the mercury.*

This subparagraph shall not apply to mercury with respect to which the owner or operator of the permitted facility fails to comply with a certification provided under clause (ii) or (iii).

(h) *STUDY.*—Not later than July 1, 2011, the Secretary shall transmit to the Congress the results of a study, conducted in consultation with the Administrator of the Environmental Protection Agency, that—

(1) *determines the impact of the long-term storage program under this section on mercury recycling; and*

(2) *includes proposals, if necessary, to mitigate any negative impact identified under paragraph (1).*

SEC. 6. REPORT TO CONGRESS.

At least 3 years after the effective date of the prohibition on export of elemental mercury under section 12(c) of the Toxic Substances Control Act (15 U.S.C. 2611(c)), as added by section 4 of this Act, but not later than January 1, 2014, the Administrator of the Environmental Protection Agency shall transmit to the Committee on Energy and Commerce of the House of Representatives and the Committee on Environment and Public Works of the Senate a report on the global supply and trade of elemental mercury, including but not limited to the amount of elemental mercury traded globally that originates from primary mining, where such primary mining is conducted, and whether additional primary mining has occurred as a consequence of this Act.

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Boxer substitute amendment be agreed to, the committee-reported substitute amendment, as amended, be agreed to, the bill, as amended, be read a third time and passed, the motion to reconsider be laid upon the table, with no intervening action or debate, and that any statements relating to the bill be printed in the RECORD.

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

The amendment (No. 5673) was agreed to.

(The amendment is printed in today's RECORD under "Text of Amendments.")

The committee amendment, in the nature of a substitute, as amended, was agreed to.

The bill (S. 906), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

ALCOHOL AND DRUG ADDICTION RECOVERY DAY

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of calendar No. 1084, S. Res. 659.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 659) designating September 27, 2008, as Alcohol and Drug Addiction Recovery Day.

There being no objection, the Senate proceeded to consider the resolution.

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motions to reconsider be laid upon the table, with no intervening action or debate, and that any statements relating to the resolution be printed in the RECORD.

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

The resolution (S. Res. 659) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 659

Whereas treatment and long-term recovery from substance use disorders can offer a renewed outlook on life for those who are addicted and their family members;

Whereas more than 23,000,000 people in the United States struggle with substance use disorders;

Whereas people who receive treatment for substance use disorders can lead more productive and fulfilling lives, personally and professionally;

Whereas studies have consistently found that treatment is essential for people to be successful in their paths of recovery;

Whereas real stories of long-term recovery can inspire others to ask for help and improve their own lives, the lives of their families, and the entire community;

Whereas it is critical that we educate our community members that substance use disorders are treatable chronic diseases, and that by reaching out to those who suffer from these disorders we can improve the quality of life for the entire community;

Whereas, to help achieve this goal, the Department of Health and Human Services, the Substance Abuse and Mental Health Services Administration, the National Council on Alcoholism and Drug Dependency, the Partnership for a Drug-Free America, and A&E Television Networks, along with thousands of people from across the country, will hold a Recovery Rally on the Brooklyn Bridge and in City Hall Park in New York City on September 27, 2008; and

Whereas the Recovery Rally will be part of National Alcohol and Drug Addiction Recovery Month: Now, therefore, be it

Resolved, That the Senate—

(1) designates September 27, 2008, as Alcohol and Drug Addiction Recovery Day; and

(2) calls upon the people of the United States to observe this day with appropriate programs, activities, and ceremonies.

50TH ANNIVERSARY OF THE FOUNDING OF AARP

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration, and the Senate now proceed to S. Res. 666.

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

The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 666) recognizing and honoring the 50th anniversary of the founding of AARP.

There being no objection, the Senate proceeded to consider the resolution.

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

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

The resolution (S. Res. 666) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 666

Whereas AARP is a nonprofit, nonpartisan organization with more than 40,000,000 members that is dedicated to improving the quality of life of people who are 50 years of age or older;

Whereas Ethel Percy Andrus, a retired educator from California, founded AARP in 1958 to promote independence, dignity, and purpose for older people in the United States and to encourage current and future generations "to serve, not to be served";

Whereas the vision of AARP is "a society in which everyone ages with dignity and purpose and in which AARP helps people fulfill their goals and dreams";

Whereas the mission of AARP is to enhance the quality of life of all people as they age, to promote positive social change, and to deliver value to its members through information, advocacy, and service;

Whereas the nonpartisan advocacy activities of AARP help millions of people participate in the legislative, judicial, and administrative processes of the United States;

Whereas AARP is a trusted source of reliable information on health, financial security, and other issues important to people 50 years of age and older;

Whereas AARP provides an opportunity for volunteerism and service so that its millions of members can better their families, communities, and the Nation;

Whereas AARP Services has become a leader in the marketplace by influencing companies to offer new and better services for the members of AARP;

Whereas AARP Foundation, the philanthropic arm of AARP, delivers information, education, and direct service programs to the most vulnerable people in the United States aged 50 and over;

Whereas the job placement program of AARP Foundation has helped more than 400,000 low-income older people in the United States find jobs, contributing to their sense of purpose and dignity;

Whereas the Driver Safety Program of AARP has helped more than 10,000,000 older drivers sharpen their driving skills;

Whereas 2008 is the 50th anniversary of the founding of AARP; and

Whereas, in honor of its 50th anniversary, AARP renewed its commitment to improving