

Whereas Rare Disease Day was observed in the United States for the first time on February 28, 2009; and

Whereas Rare Disease Day is expected to be observed globally in years to come, providing hope and information for rare disease patients around the world: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates February 29, 2012, as “Rare Disease Day”;

(2) recognizes the importance of improving awareness and encouraging accurate and early diagnosis of rare diseases and disorders; and

(3) supports the commitment of the United States and all countries to improving access to, and developing, new treatments, diagnostics, and cures for rare diseases and disorders.

#### SENATE RESOLUTION 384—DESIGNATING THE FIRST TUESDAY IN MARCH AS “NATIONAL PUBLIC HIGHER EDUCATION DAY”

Mr. SCHUMER (for himself and Mrs. GILLIBRAND) submitted the following resolution; which was referred to the Committee on the Judiciary:

S. RES. 384

Whereas the economic strength of the United States and its ability to create jobs and compete globally requires a skilled workforce educated for a 21st century economy;

Whereas according to the Department of Education, over 14,000,000 students attend public postsecondary degree-granting institutions across every State in the United States, comprising almost ¾ of postsecondary students in the United States;

Whereas the Federal Reserve Bank of St. Louis has found that publicly supported community colleges “enroll almost half of all U.S. undergraduate students and are essential for work force training and retraining”;

Whereas according to the Center for Measuring University Performance, ½ of the top 50 research universities in the United States are public institutions, from Virginia to Washington, Texas to Minnesota, Ohio to Colorado, and many more;

Whereas according to the Department of Veterans Affairs, during the 2009–2010 academic year, public universities made up 2 of the top 5 most popular choices for students who used benefits from the Post-9/11 Veterans Educational Assistance Act of 2008 (38 U.S.C. 3301 et seq.); and

Whereas the first Tuesday in the month of March is an appropriate day to designate as National Public Higher Education Day: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates the first Tuesday in the month of March as “National Public Higher Education Day”;

(2) recognizes the importance of public higher education for growing a skilled domestic workforce, promoting research and innovation, and advancing the global competitiveness of the United States; and

(3) calls upon the people of the United States to observe National Public Higher Education Day with appropriate ceremonies and activities.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 1751. Mr. SCHUMER submitted an amendment intended to be proposed to amendment SA 1730 proposed by Mr. REID to

the bill S. 1813, to reauthorize Federal-aid highway and highway safety construction programs, and for other purposes; which was ordered to lie on the table.

SA 1752. Ms. SNOWE (for herself, Mr. CARDIN, Ms. KLOBUCHAR, Mr. RUBIO, Mr. ROCKEFELLER, Mr. WICKER, Mr. MERKLEY, Mr. BLUMENTHAL, and Mr. TESTER) submitted an amendment intended to be proposed by her to the bill S. 1813, supra; which was ordered to lie on the table.

SA 1753. Ms. KLOBUCHAR (for herself and Mr. ALEXANDER) submitted an amendment intended to be proposed by her to the bill S. 1813, supra; which was ordered to lie on the table.

SA 1754. Mr. ROCKEFELLER (for himself and Mr. MANCHIN) submitted an amendment intended to be proposed by him to the bill S. 1813, supra; which was ordered to lie on the table.

SA 1755. Mr. ROCKEFELLER (for himself and Mr. MANCHIN) submitted an amendment intended to be proposed by him to the bill S. 1813, supra; which was ordered to lie on the table.

SA 1756. Mr. DEMINT submitted an amendment intended to be proposed by him to the bill S. 1813, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

**SA 1751.** Mr. SCHUMER submitted an amendment intended to be proposed to amendment SA 1730 proposed by Mr. REID to the bill S. 1813, to reauthorize Federal-aid highway and highway safety construction programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 586, line 10, strike “Section” and insert the following:

(a) SAFETY REVIEWS.—Section

On page 586, line 20, insert “through a simple and understandable rating system that allows motorcoach passengers to compare the safety performance of motorcoach operators” before the semicolon.

On page 587, line 25, strike “shall reassess” and insert the following “shall—

“(A) reassess

On page 588, line 2, strike the period at the end and insert the following: “; and

“(B) annually assess the safety fitness of certain providers of motorcoach services that serve primarily urban areas with high passenger loads.

On page 588, between lines 7 and 8, insert the following:

(b) DISCLOSURE OF SAFETY PERFORMANCE RATINGS OF MOTORCOACH SERVICES AND OPERATIONS.—

(1) IN GENERAL.—Subchapter I of chapter 141 of title 49, United States Code, is amended by adding at the end the following:

“§ 14105. Safety performance ratings of motorcoach services and operations

“(a) DEFINITIONS.—In this section:

“(1) MOTORCOACH.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), the term ‘motorcoach’ has the meaning given to the term ‘over-the-road bus’ in section 3038(a)(3) of the Transportation Equity Act for the 21st Century (49 U.S.C. 5310 note).

“(B) EXCLUSIONS.—The term ‘motorcoach’ does not include—

“(i) a bus used in public transportation that is provided by a State or local government; or

“(ii) a school bus (as defined in section 30125(a)(1)), including a multifunction school activity bus.

“(2) MOTORCOACH SERVICES AND OPERATIONS.—The term ‘motorcoach services and

operations’ means passenger transportation by a motorcoach for compensation.

“(3) POINT OF SALE.—The term ‘point of sale’ means any website, telephonic transaction, or ticket window through which the sale of transportation occurs or where broker service is provided.

“(b) DISPLAY OF MOTOR CARRIER IDENTIFICATION.—

“(1) REQUIREMENT.—Beginning on the date that is 1 year after the date of the enactment of the Moving Ahead for Progress in the 21st Century Act, no person may sell or offer to sell interstate motorcoach transportation services, or provide broker services related to such transportation, unless the person, at the point of sale or provision of broker services, conspicuously displays or, in the case of telephonic transactions, verbally provides—

“(A) the legal name and USDOT number of the single motor carrier responsible for the transportation and for compliance with the Federal Motor Carrier Safety Regulations under parts 350 through 399 of title 49, Code of Federal Regulations; and

“(B) the URL for the Federal Motor Carrier Safety Administration’s public website where the Administration has posted motor carrier and commercial motor vehicle driver scores in the Safety Measurement System.

“(2) CIVIL PENALTIES.—A person who violates paragraph (1) shall be liable for civil penalties to the same extent as a person who does not prepare a record in the form and manner prescribed under section 14901(a).

“(c) RULEMAKING.—

“(1) IN GENERAL.—Not later than 2 years after the date on which the safety fitness determination rule is implemented, the Secretary shall require, by regulation—

“(A) each motor carrier that owns or leases 1 or more motorcoaches that transport passengers subject to the Secretary’s jurisdiction under section 13501 to prominently display the safety fitness rating assigned under section 31144(j)(1)(A)(ii)—

“(i) in each terminal of departure;

“(ii) in the motorcoach and visible from a position exterior to the vehicle at the point of departure, if the motorcoach does not depart from a terminal; and

“(iii) at all points of sale for such motorcoach services and operations; and

“(B) any person who sells tickets for motorcoach services and operations to display the rating system described in subparagraph (A) at all points of sale for such motorcoach services and operations.

“(2) ITEMS INCLUDED IN THE RULEMAKING.—In promulgating safety performance ratings for motorcoaches pursuant to the rulemaking required under paragraph (1), the Secretary shall consider—

“(A) the need and extent to which safety performance ratings should be made available in languages other than English; and

“(B) penalties authorized under section 521.

“(3) INSUFFICIENT INSPECTIONS.—Any motor carrier for which insufficient safety data is available shall display a label that states that the carrier has sufficiently passed the preauthorization safety audit required under section 13902(b)(1)(A).

“(d) EFFECT ON STATE AND LOCAL LAW.—Nothing in this section may be construed to preempt a State, or a political subdivision of a State, from enforcing any requirements concerning the manner and content of consumer information provided by motor carriers that are not subject to the Secretary’s jurisdiction under section 13501.”

(2) CLERICAL AMENDMENT.—The analysis of chapter 141 of title 49, United States Code, is amended by inserting after the item relating to section 14104 the following:

“Sec. 14105. Safety performance ratings of motorcoach services and operations.”