

LEGISLATIVE SESSION

Mr. REID. I now move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

EXECUTIVE SESSION

NOMINATION OF P. DAVID LOPEZ TO BE GENERAL COUNSEL OF THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Mr. REID. Mr. President, I move to proceed to executive session to consider Calendar No. 1067.

The PRESIDING OFFICER. The question is on agreeing to the motion. Mr. REID. Mr. President, I don't know if you are getting the drift, but each one of these is the same.

The PRESIDING OFFICER. The question is still on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The assistant legislative clerk read the nomination of P. David Lopez, of Arizona, to be General Counsel of the Equal Employment Opportunity Commission.

CLOTURE MOTION

Mr. REID. There is a cloture motion at the desk, Mr. President.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the nomination of P. David Lopez, of Arizona, to be General Counsel of the Equal Employment Opportunity Commission.

Harry Reid, Tom Harkin, Patrick J. Leahy, Patty Murray, Tom Udall, Brian Schatz, Charles E. Schumer, Barbara Boxer, Benjamin L. Cardin, Richard Blumenthal, Jeff Merkley, Al Franken, Robert P. Casey, Jr., Martin Heinrich, Elizabeth Warren, Richard J. Durbin, Christopher Murphy.

Mr. REID. I ask unanimous consent that the mandatory quorum under rule XXII be waived.

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

LEGISLATIVE SESSION

Mr. REID. I now move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that on Monday, Decem-

ber 1, 2014, at 5:30 p.m., the Senate proceed to executive session and vote on cloture on Executive Calendar Nos. 892 and 631; further, that if cloture is invoked on either one of these nominations, that on Tuesday, December 2, 2014, at 10:30 a.m., all postcloture time be expired, and the Senate proceed to vote on confirmation of all of the nominations in the order upon which cloture was invoked; further, that there be 2 minutes of debate prior to each vote and all rollcall votes after the first vote in each sequence be 10 minutes in length; further, with respect to the nominations in this agreement, that if any nomination is confirmed, the motion to reconsider be considered made and laid upon the table, and the President be immediately notified of the Senate's action.

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

Mr. REID. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. REID. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider the following nominations: Calendar Nos. 663, 671, 672, and 923, as well as the nominations placed on the Secretary's desk in the Foreign Service; that the nominations be confirmed, en bloc; that the motions to reconsider be considered made and laid upon the table with no intervening action or debate; that no further motions be in order to any of the nominations; that the President be immediately notified of the Senate's action and the Senate then resume legislative session.

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

The nominations considered and confirmed en bloc are as follows:

AIR FORCE

The following Air National Guard of the United States officers for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., sections 12203 and 12212:

To be major general

Brigadier General Jon K. Kelk

The following Air National Guard of the United States officer for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., sections 12203 and 12212:

To be brigadier general

Col. Nathaniel S. Reddicks

The following Air National Guard of the United States officer for appointment in the Reserve of the Air Force to the grade indi-

cated under title 10, U.S.C., sections 12203 and 12212:

To be major general

Brig. Gen. James C. Witham

COAST GUARD

The following named officer for appointment to the grade indicated in the United States Coast Guard under title 14, U.S.C., section 211(A)(2):

To be lieutenant commander

Angela R. Holbrook
Martha A. Rodriguez

FOREIGN SERVICE

PN1381—3 Foreign Service nominations (2) beginning Leslie Meredith Tsou, and ending Lon C. Fairchild, which nominations were received by the Senate and appeared in the Congressional Record of January 30, 2014.

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will resume legislative session.

MORNING BUSINESS

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

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

TRIBUTE TO THE KENTUCKY COMMUNITIES ECONOMIC OPPORTUNITY COUNCIL (KCEOC) COMMUNITY ACTION PARTNERSHIP

Mr. McCONNELL. Mr. President, I rise today to pay tribute to the Kentucky Communities Economic Opportunity Council, KCEOC, Community Action Partnership—an organization that for the past 50 years has been dedicated to the cause of destroying the roots of poverty in Southeastern Kentucky.

KCEOC was one of the first community action agency organizations in the country to be established to target the causes of poverty on the State and local level. Founded in 1964, it can now celebrate five decades serving its community.

Based out of Knox County, KY, KCEOC helps over 7,000 Kentuckians achieve financial stability every year through a number of antipoverty programs. This includes Head Start and Early Head Start, programs that aim to build children's educational foundation from an early age. KCEOC is also involved in job training and career planning, providing affordable housing, and food and clothing drives.

The KCEOC Community Action Partnership recognizes that a "hand up" is more effective than a "hand out." They are dedicated to providing Kentuckians mired in poverty with the means and assistance necessary to break the chain of poverty that has afflicted too many Southeastern Kentuckians for generations.

Although there are many more programs instituted by KCEOC that cover

a diverse range of problems—including an IRS Volunteer Income Tax Assistance Program, a Summer Food Service Program, and a KCEOC Aquatic Club—at their core they are all designed to impact the people of the community in a positive way. This is an objective that the organization continues to achieve, year after year.

When one Kentuckian who benefitted from KCEOC's services was asked what mattered to him the most, he replied:

Getting my education. I had never planned on getting my GED or going to college. [The staff at KCEOC] really pushed me and encouraged me.

I especially want to thank the leadership of KCEOC, including its president/CEO, Mr. Paul D. Dole, who was honored in 2013 as one of the region's top entrepreneurs in Southern and Eastern Kentucky at the 2013 Excellence in Entrepreneurship event, hosted by the Center for Rural Development in Somerset.

For their 50 years of serving the community of Southeastern Kentucky, I ask that my Senate colleagues join me in honoring KCEOC. May their next 50 years be as beneficial to the Commonwealth of Kentucky as their first.

CONGO CONFLICT MINERALS LAW UPDATE

Mr. DURBIN. Mr. President, it is not very often that Congress can make a policy change that has life-or-death consequences for millions of people, but in 2010 a law was enacted that is changing the money supply for warlords in the Democratic Republic of Congo.

Many may not realize that almost 5.5 million people have been killed during the long-running conflict in the Democratic Republic of Congo, which has been the most deadly since World War II. Tragically, women and children have suffered the most, as we too often see in conflicts. Millions have been displaced from their homes, and the prevalence of rape and sexual violence as a weapon of war is almost beyond belief. The U.N. reports that about 1,000 women are assaulted every day in Congo, which is roughly equivalent to 12 percent of all Congolese women.

One of the drivers and funders of this conflict is paradoxically that which fills the DRC with such potential—its natural resources. Instead of paying for the nation's peace, education, roads and public health programs, the DRC's mineral wealth has been siphoned off to fund the armed groups that vie for local and regional control of vast areas far from Congo's capital, Kinshasa.

Tin, tantalum, tungsten, and gold are found in everyday electronics, jewelry, airplanes, and manufacturing equipment. But these minerals also have provided weapons and salaries to fighters, including conscripted child soldiers, who then visit unspeakable horrors on innocent civilians in return.

Over 4 years ago, I joined former Senators Brownback and Feingold and

Congressman JIM McDERMOTT in drafting a simple transparency reporting requirement for U.S.-registered corporations that source these four minerals from the DRC or its neighbors. And in early June, after protracted legal challenges, the first of those annual reports was filed at the Securities and Exchange Commission.

The electronics industry, in general, has been out front on this push for great transparency, but sadly, the jewelry industry has lagged far behind on its due diligence and reporting. Some companies have made more than a good-faith effort to determine the origins of the minerals they and their suppliers use, and a few of those companies, I am proud to say, call Illinois home.

One of the leaders, across all industries, on this is Motorola Solutions, headquartered in Schaumburg, IL. Motorola Solutions emerged early as a company dedicated to cleaning up its supply chain, and to do so, it helped establish Solutions for Hope, dedicated to developing a closed-pipe supply chain. Kester, a subsidiary of Illinois Tool Works, makes electronic and automobile components and has been a leader in transparency of the smelters it uses. John Deere, headquartered in Moline, IL, painstakingly described its due diligence processes and even detailed the sources of minerals that its suppliers used. Others, like AAR Corporation, based out of Wood Dale, and Dover Corporation, headquartered in Downers Grove, developed conflict-mineral specific compliancy programs and provided detailed information on steps to identify risks in their supply chains. Lake Forest's IDEX Corporation underwent efforts to create a sourcing policy that in its first year of filing covered 90 percent of suppliers.

I am sorry to say not all companies took this reporting requirement seriously, hiding behind the 2-year grace period that allows them to avoid questions. My hope is that these Illinois companies serve as an example for next year's filings nationwide. And here is why—this rule is yielding real, tangible, positive results already.

The Government Accountability Office issued a report in late June that confirmed the opposite of claims made by those seeking to dismantle this reporting requirement. This rule has expanded the options for clean minerals sourcing in Central Africa. In fact, the number of certified conflict-free smelters has more than tripled in the past year alone. Intel has created its first conflict-free computer chip, while using responsibly sourced minerals from Congo and took its reporting a step further by voluntarily submitting it to third-party audits. Under the Conflict-Free Smelter Program, the number of international smelters operating free from conflict minerals continues to grow. Almost 90 smelters (40 percent of the world's total smelters) are certified as conflict-free and more than 150 companies and industry associations participate in the program.

After being refined the origins of the material become difficult to track. Smelters purchase materials from a variety of sources, so the smelter or refiner is a critical point in the supply chain, where we can look for assurances about whether the material has been purchased from conflict-free sources. Apple has confirmed that its entire tantalum supply chain is conflict free. Dutch smart phone manufacturer Fairphone is making its products with conflict-free raw materials. Fairphone has already sold 35,000 units and is hoping to expand production as more consumers embrace conflict-free electronics. Fairphone and others are leading by example and proving that conflict-free is not only possible but that it can be profitable too.

The Enough Project recently reported on the effect of this legislation, and it is good news. Armed groups and the Congolese army are no longer present at 2/3 of tin, tantalum, and tungsten mines surveyed in eastern Congo. It also appears that responsible sourcing initiatives might be contagious—Congo-Brazzaville, the DRC's neighbor to the west, has begun its own program to determine clean sources of minerals as well. I am also happy to say that our counterparts in the European Union are reviewing a bill based on our law to require European companies to provide similar transparency in their own supply chains. China has instituted similar rules, and other nations are following close behind.

The Congress has emerged as a world leader on conflict-minerals reporting, and the early results suggest that the people of the DRC should not have to suffer unspeakable violence that can be traced back to our cell phones, wedding rings, and cars. The filings are far from perfect, but we have begun the process. I appreciate those industry players that are leading the way. I can only hope that by cutting off this rich source of funding for the fighting in the Congo, we can help spare its citizens from the senseless violence that is tearing the country apart.

ANNIVERSARY OF THE WASHINGTON, IL TORNADOES

Mr. DURBIN. Mr. President, people throughout Illinois have been reflecting this week on the 1-year anniversary of the day that rare November tornadoes tore through Illinois, causing widespread devastation and eight deaths in our State. The outbreak, which happened on November 17, 2013, destroyed hundreds of homes and rendered thousands uninhabitable.

This tornado event was the deadliest and costliest in the State of Illinois for the month of November—and it was the fourth largest outbreak for the State overall. Two of the tornadoes that day rated EF4. That means the winds were more than 166 miles per hour. In fact, the National Weather Service clocked a peak wind of 190 miles per hour on that day. Washington, Gifford,