

the bill H.R. 3082, *supra*; which was ordered to lie on the table.

SA 2759. Mr. DURBIN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, *supra*.

SA 2760. Mr. DURBIN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, *supra*.

SA 2761. Ms. MIKULSKI submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, *supra*; which was ordered to lie on the table.

SA 2762. Mrs. GILLIBRAND submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, *supra*; which was ordered to lie on the table.

SA 2763. Mr. COCHRAN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, *supra*; which was ordered to lie on the table.

SA 2764. Ms. KLOBUCHAR submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, *supra*; which was ordered to lie on the table.

SA 2765. Ms. KLOBUCHAR submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, *supra*; which was ordered to lie on the table.

SA 2766. Mrs. FEINSTEIN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, *supra*; which was ordered to lie on the table.

SA 2767. Mr. MCCAIN submitted an amendment intended to be proposed to amendment SA 2735 submitted by Mr. INOUE (for himself, Mr. COCHRAN, and Mr. JOHNSON) and intended to be proposed to the amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, *supra*; which was ordered to lie on the table.

SA 2768. Mr. REID (for Mr. LIEBERMAN) proposed an amendment to the bill S. 1825, to extend the authority for relocation expenses test programs for Federal employees, and for other purposes.

SA 2769. Mr. REID (for Mr. DODD) proposed an amendment to the resolution S. Res. 312, expressing the sense of the Senate on empowering and strengthening the United States Agency for International Development (USAID).

SA 2770. Mr. REID (for Mr. DODD) proposed an amendment to the resolution S. Res. 312, *supra*.

#### TEXT OF AMENDMENTS

**SA 2746.** Mr. FEINGOLD submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies to the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 27, between lines 3 and 4, insert the following:

SEC. 128. (a) During each of fiscal years 2010 through 2014, the Secretary of Defense shall submit to the congressional defense committees a report analyzing alternative designs for any major construction projects requested in that fiscal year related to the security of strategic nuclear weapons facilities.

(b) The report shall examine, with regard to each alternative—

- (1) the costs, including full life cycle costs; and
- (2) the benefits, including security enhancements.

**SA 2747.** Mr. FEINGOLD submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 52, after line 21, add the following:

SEC. 229. (a) CAMPUS OUTREACH AND SERVICES FOR MENTAL HEALTH AND NEUROLOGICAL CONDITIONS.—Of the amounts appropriated or otherwise made available by this title, \$5,000,000 shall be available for readjustment counseling and related mental health services under section 1712A of title 38, United States Code, to conduct outreach to and provide services at institutions of higher education to ensure that veterans enrolled in programs of education at such institutions have information on and access to care and services for neurological and psychological issues.

(b) SUPPLEMENT NOT SUPPLANT.—The amount described in subsection (a) for the purposes described in such subsection is in addition to amounts otherwise appropriated or made available for readjustment counseling and related mental health services under such section 1712A.

**SA 2748.** Mr. FEINGOLD (for himself, Mr. SANDERS, and Mr. SCHUMER) submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 52, after line 21, add the following:

SEC. 229. Of the amounts appropriated or otherwise made available by this title, the Secretary shall award \$5,000,000 in competitively-awarded grants to community-based organizations and State and local government entities with a demonstrated record of serving veterans to conduct outreach to ensure that veterans in under-served areas receive the care and benefits for which they are eligible.

**SA 2749.** Mr. BINGAMAN (for himself and Mr. UDALL of New Mexico) submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30,

2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 27, between lines 3 and 4, insert the following:

SEC. 128. (a)(1) The amount appropriated or otherwise made available by this title under the heading "MILITARY CONSTRUCTION, AIR FORCE" is hereby increased by \$37,500,000.

(2) Of the amount appropriated or otherwise made available by this title under the heading "MILITARY CONSTRUCTION, AIR FORCE", as increased by paragraph (1), \$37,500,000 shall be available for construction of an Unmanned Aerial System Field Training Complex at Holloman Air Force Base, New Mexico.

(b) Of the amount appropriated or otherwise made available by title I of the Military Construction and Veterans Affairs Appropriations Act, 2009 (division E of Public Law 110-329; 122 Stat. 3692) under the heading "MILITARY CONSTRUCTION, AIR FORCE" and available for the purpose of Unmanned Aerial System Field Training facilities construction, \$38,500,000 is hereby rescinded.

**SA 2750.** Ms. MIKULSKI (for herself and Mr. GRASSLEY) submitted an amendment intended to be proposed by her to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

#### SEC. —. ADMISSION OF NONIMMIGRANT NURSES.

(a) 1-YEAR EXTENSION FOR ADMISSION OF NONIMMIGRANT NURSES IN HEALTH PROFESSIONAL SHORTAGE AREAS.—Section 2(e)(2) of the Nursing Relief for Disadvantaged Areas Act of 1999 (8 U.S.C. 1182 note) is amended by striking "3 years" and inserting "4 years".

(b) NURSE SHORTAGE FEE.—Section 212(m)(2) of the Immigration and Nationality Act (8 U.S.C. 1182(m)(2)) is amended by adding at the end the following:

"(G)(i) In addition to the fee authorized under subparagraph (F), the Secretary of Labor shall impose a filing fee of \$1,000 on each petitioning employer who uses a visa under subparagraph (A).

"(ii) Fees collected under this subparagraph shall be deposited as offsetting receipts in a fund established in the Treasury of the United States to support the Nurse Faculty Loan Program authorized under section 846A of the Public Health Service Act (42 U.S.C. 297n-1).

"(iii) No fee shall be imposed for the use of such visas if the employer demonstrates to the Secretary that the employer is a health care facility that has been designated as a Health Professional Shortage Area facility by the Secretary of Health and Human Services under section 332 of the Public Health Service Act (42 U.S.C. 254e)".

**SA 2751.** Mr. COCHRAN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 4, line 6, after the date, insert the following:

Of which \$9,800,000 shall be for an Aircraft Fuel Systems Maintenance Dock at Columbus AFB, Mississippi

**SA 2752.** Mr. JOHANNIS submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 60, after line 24, insert the following:

SEC. 6. None of the funds made available under this Act may be distributed to the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries.

**SA 2753.** Mr. JOHNSON (for himself and Mrs. HUTCHISON) submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 56, between lines 9 and 10, insert the following:

#### ADMINISTRATIVE PROVISION

SEC. 401. (a)(1) The amount appropriated or otherwise made available by this title under the heading "MILITARY CONSTRUCTION, ARMY" and available for a dining hall project at Forward Operating Base Dwyer is hereby increased by \$4,400,000.

(2) The amount appropriated or otherwise made available by this title under the heading "MILITARY CONSTRUCTION, ARMY" and available for a dining hall project at Forward Operating Base Maywand is hereby reduced by \$4,400,000.

(b)(1) The amount appropriated or otherwise made available by this title under the heading "MILITARY CONSTRUCTION, ARMY" and available for a dining hall project at Forward Operating Base Wolverine is hereby increased by \$2,150,000.

(2) The amount appropriated or otherwise made available by this title under the heading "MILITARY CONSTRUCTION, ARMY" and available for a dining hall project at Forward Operating Base Tarin Kowt is hereby reduced by \$2,150,000.

**SA 2754.** Mr. INOUE (for himself, Mr. COCHRAN, and Mr. JOHNSON) submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; as follows:

On page 27, between lines 3 and 4, insert the following:

SEC. 128. (a)(1) The amount appropriated or otherwise made available by this title under the heading "MILITARY CONSTRUCTION, DEFENSE-WIDE" is hereby increased by \$68,500,000, with the amount of such increase to remain available until September 30, 2014.

(2) Of the amount appropriated or otherwise made available by this title under the

heading "MILITARY CONSTRUCTION, DEFENSE-WIDE", as increased by paragraph (1), \$68,500,000 shall be available for the construction of an Aegis Ashore Test Facility at the Pacific Missile Range Facility, Hawaii. Notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and construction not otherwise authorized by law.

(b) Of the amount appropriated or otherwise made available by title I of the Military Construction and Veterans Affairs Appropriations Act, 2009 (division E of Public Law 110-329; 122 Stat. 3692) under the heading "MILITARY CONSTRUCTION, DEFENSE-WIDE" and available for the purpose of European Ballistic Missile Defense program construction, \$69,500,000 is hereby rescinded.

**SA 2755.** Mr. LEVIN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 60, after line 24, add the following:

SEC. 608. Of the amounts appropriated for the Edward Byrne Memorial Justice Assistance Grant Program under subpart 1 of part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3750 et seq.) under the heading "STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE" under the heading "OFFICE OF JUSTICE PROGRAMS" under the heading "STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES" under title II of the Omnibus Appropriations Act, 2009 (Public Law 111-8; 123 Stat. 579), at the discretion of the Attorney General, the amounts to be made available to Genesee County, Michigan for assistance for individuals transitioning from prison in Genesee County, Michigan pursuant to the joint statement of managers accompanying that Act may be made available to My Brother's Keeper of Genesee County, Michigan to provide assistance for individuals transitioning from prison in Genesee County, Michigan.

**SA 2756.** Mr. WEBB submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 60, after line 24, add the following:

SEC. 608. At the discretion of the Attorney General, amounts appropriated under the heading "COMMUNITY ORIENTED POLICING SERVICES" under the heading "OFFICE OF JUSTICE PROGRAMS" under title II of division B of the Omnibus Appropriations Act, 2009 (Public Law 111-8; 123 Stat. 583) for law enforcement technologies and interoperable communications for Southside Virginia law enforcement for technology upgrades may be available to the sheriffs' offices of Pittsylvania, Cumberland, Bedford, Henry, Brunswick, Campbell, and Greene counties in Virginia and the Sheriff's Office of the City of Martinsville, Virginia for law enforcement technology.

**SA 2757.** Mr. COBURN submitted an amendment intended to be proposed to

amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; as follows:

At the appropriate place, insert the following:

SEC. . (a) Notwithstanding any other provision of this Act and except as provided in subsection (b), any report required to be submitted by a Federal agency or department to the Committee on Appropriations of either the Senate or the House of Representatives in this Act shall be posted on the public website of that agency upon receipt by the committee.

(b) Subsection (a) shall not apply to a report if—

(1) the public posting of the report compromises national security; or

(2) the report contains proprietary information.

**SA 2758.** Mr. INHOFE (for himself, Mr. BROWNBACK, Mr. CORNYN, Mr. HATCH, Mr. KYL, Mr. THUNE, Mr. VITTER, Mr. DEMINT, Mr. ENZI, and Mr. ROBERTS) submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 60, after line 24, add the following:

SEC. 608. (a) None of the funds appropriated or otherwise made available by this Act or any prior Act may be used to construct or modify a facility or facilities in the United States or its territories to permanently or temporarily hold any individual who was detained as of October 1, 2009, at Naval Station, Guantanamo Bay, Cuba.

(b) In this section, the term "United States" means the several States and the District of Columbia.

**SA 2759.** Mr. DURBIN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; as follows:

On page 52, after line 21, add the following:

SEC. 229. (a)(1)(A) Of the amount made available by this title for the Veterans Health Administration under the heading "MEDICAL SERVICES", \$1,500,000 shall be available to allow the Secretary of Veterans Affairs to offer incentives to qualified health care providers working in underserved rural areas designated by the Veterans Health Administration, in addition to amounts otherwise available for other pay and incentives.

(B) Health care providers shall be eligible for incentives pursuant to this paragraph only for the period of time that they serve in designated areas.

(2)(A) Of the amount made available by this title for the Veterans Health Administration under the heading "MEDICAL SUPPORT AND COMPLIANCE", \$1,500,000 shall be available to allow the Secretary of Veterans Affairs to offer incentives to qualified health

care administrators working in underserved rural areas designated by the Veterans Health Administration, in addition to amounts otherwise available for other pay and incentives.

(B) Health care administrators shall be eligible for incentives pursuant to this paragraph only for the period of time that they serve in designated areas.

(b) Not later than March 31, 2010, the Secretary of Veterans Affairs shall submit to the Committees on Veterans' Affairs and Appropriations of the Senate and the House of Representatives a report detailing the number of new employees receiving incentives under the pilot program established pursuant to this section, describing the potential for retaining those employees, and explaining the structure of the program.

**SA 2760.** Mr. DURBIN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; as follows:

At the end of title II, add the following:

SEC. 229. (a) NAMING OF HEALTH CARE CENTER.—Effective October 1, 2010, the North Chicago Veterans Affairs Medical Center located in Lake County, Illinois, shall be known and designated as the "Captain James A. Lovell Federal Health Care Center".

(b) REFERENCES.—Any reference to the medical center referred to in subsection (a) in any law, regulation, map, document, record, or other paper of the United States shall be considered to be a reference to the Captain James A. Lovell Federal Health Care Center.

**SA 2761.** Ms. MIKULSKI submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

SEC. 229. (a) FUNDING FOR WHITE HOUSE COMMISSION ON THE NATIONAL MOMENT OF REMEMBRANCE.—Of the amount appropriated or otherwise made available by this title under the heading "DEPARTMENTAL ADMINISTRATION" under the heading "GENERAL OPERATING EXPENSES", \$200,000 shall be available for the White House Commission on the National Moment of Remembrance established by section 5 of the National Moment of Remembrance Act (36 U.S.C. 116 note) for activities under that Act.

(b) SENSE OF SENATE.—It is the sense of the Senate that the budget of the President for each fiscal year after fiscal year 2010 should include a specific request for funds for the White House Commission on the National Moment of Remembrance for activities under that Act during such fiscal year.

**SA 2762.** Mrs. GILLIBRAND submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military

construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

SEC. 229. (a) REPORT ON PLANS FOR EXAMINING ASSOCIATION BETWEEN DISEASES IN CHILDREN AND EXPOSURE OF PARENTS TO HERBICIDE AGENTS USED IN MILITARY OPERATIONS IN VIETNAM.—Not later than six months after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to the Committee on Veterans' Affairs of the Senate and the Committee on Veterans' Affairs of the House of Representatives a report on the plans of the Department of Veterans Affairs to examine the association between diseases in children and the exposure of their parents to herbicides used in support of military operations in Vietnam.

(b) ELEMENTS.—The report required by subsection (a) shall include the following:

(1) A description of current efforts of the Department of Veterans Affairs to examine the association between diseases in children and the exposure of their parents to herbicides used in support of military operations in Vietnam.

(2) A plan for a study by the Department to examine potential associations between diseases in children and the exposure of their parents to herbicides used in support of military operations in Vietnam, including a plan to—

(A) review current scientific literature on such associations and identify any gaps in scientific knowledge regarding such associations.

(B) carry out actions to address any gaps identified under subparagraph (A).

(3) A statement of the agencies, organizations, or entities with which the Department will carry out review and actions set forth under paragraph (2).

(4) A statement of the estimated cost of the study described in paragraph (2).

**SA 2763.** Mr. COCHRAN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

SEC. 229. (a) MODIFICATION ON RESTRICTION OF ALIENATION OF CERTAIN REAL PROPERTY IN GULFPORT, MISSISSIPPI.—Section 2703(b) of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234; 120 Stat. 469), as amended by section 231 of the Military Construction and Veterans Affairs and Related Agencies Appropriations Act, 2009 (division E of Public Law 110-329; 122 Stat. 3713), is further amended by inserting after "the City of Gulfport" the following: "; or its urban renewal agency."

(b) MEMORIALIZATION OF MODIFICATION.—The Secretary of Veterans Affairs shall take appropriate actions to modify the quitclaim deeds executed to effectuate the conveyance authorized by section 2703 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 in order to accurately reflect and memorialize the amendment made by subsection (a).

**SA 2764.** Ms. KLOBUCHAR submitted an amendment intended to be proposed

to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 52, after line 21, add the following:

SEC. 229. (a) STUDY ON IMPROVEMENTS TO INFORMATION TECHNOLOGY INFRASTRUCTURE NEEDED TO FURNISH HEALTH CARE SERVICES TO VETERANS USING TELEHEALTH PLATFORMS.—The Secretary of Veterans Affairs shall carry out a study to identify the improvements to the information technology infrastructure of the Department of Veterans Affairs that are required to furnish health care services to veterans using telehealth platforms.

(b) AVAILABILITY OF FUNDS.—The amounts appropriated or otherwise made available by this title under the headings "DEPARTMENTAL ADMINISTRATION" and "INFORMATION TECHNOLOGY SYSTEMS" shall be available to the Secretary of Veterans Affairs to carry out the study required by subsection (a).

**SA 2765.** Ms. KLOBUCHAR submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 60, after line 24, add the following:

SEC. 608. (a) ADDITIONAL AMOUNT FOR FINANCIAL ASSISTANCE TO FACILITATE FURNISHING OF LEGAL ASSISTANCE TO VETERANS.—The amount appropriated by title III under the heading "UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS" is hereby increased by \$1,000,000, with the amount of the increase to be available for the provision of financial assistance as described under that heading.

(b) OFFSET.—The amount appropriated or otherwise made available by title III under the heading "AMERICAN BATTLE MONUMENTS COMMISSION" is hereby decreased by \$1,000,000.

**SA 2766.** Mrs. FEINSTEIN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 60, after line 24, add the following:

SEC. 608. CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES.

(a) IN GENERAL.—Section 1259 of title 28, United States Code, is amended—

(1) in paragraph (3), by inserting "or denied" after "granted"; and

(2) in paragraph (4), by inserting "or denied" after "granted".

(b) TECHNICAL AND CONFORMING AMENDMENT.—Section 867a(a) of title 10, United States Code, is amended by striking "The Supreme Court may not review by a writ of certiorari under this section any action of

the Court of Appeals for the Armed Forces in refusing to grant a petition for review.”.

**SA 2767.** Mr. MCCAIN submitted an amendment intended to be proposed to amendment SA 2735 submitted by Mr. INOUE (for himself, Mr. COCHRAN, and Mr. JOHNSON) and intended to be proposed to the amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

On page 2 of the amendment, beginning on line 8, strike “Notwithstanding” and all that follows through line 11.

**SA 2768.** Mr. REID (for Mr. LIEBERMAN) proposed an amendment to the bill S. 1825, to extend the authority for relocation expenses test programs for Federal employees, and for other purposes; as follows:

On page 3, line 5, strike “October 31, 2009” and insert “December 18, 2009”.

**SA 2769.** Mr. REID (for Mr. DODD) proposed an amendment to the resolution S. Res. 312, expressing the sense of the Senate on empowering and strengthening the United States Agency for International Development (USAID); as follows:

Strike all after the resolving clause and insert the following:

That it is the sense of the Senate that—

(1) a highly capable and knowledgeable individual should be nominated with all expediency and exigency to serve as the Administrator of the United States Agency for International Development;

(2) the Administrator should—

(A) serve as the chief advocate for United States development capacity and strategy in top-level national security deliberations;

(B) serve as a powerful advocate and effective leader of an empowered USAID; and

(C) marshal the resources, knowledge, capacity, and experiences of USAID—

(i) to effectively represent USAID in inter-agency debate and in advancing and executing foreign policy; and

(ii) to improve ultimately the effectiveness and capability of United States foreign assistance;

(3) USAID must be empowered to be the primary development agency of the United States, and the Administrator must serve as the principal advisor to the President and national security organs of the United States Government on the capacity and strategy of United States development assistance;

(4) the Administrator should substantially and transparently increase the total number of full-time Foreign Service Officers employed by USAID, in part by reducing the reliance on outside contractor personnel, in order to enhance the ability of the agency to—

(A) carry out development activities around the world by providing USAID with additional human resources and expertise needed to meet important development and humanitarian needs around the world;

(B) strengthen the institutional capacity of USAID as the lead development agency of the United States; and

(C) more effectively help developing nations to become more stable, healthy, democratic, prosperous, and self-sufficient; and

(5) the Administrator should submit a strategy to Congress that includes—

(A) a plan to create a professional training program that will provide new and current Agency employees with technical, management, leadership, and language skills;

(B) a 5-year staffing plan;

(C) a description of further resources and statutory changes necessary to implement the proposed training and staffing plans; and

(D) a plan to address fraud and corruption in United States development assistance and procedures to safeguard United States foreign assistance funds from going to persons or organizations that advocate or engage in acts of international terrorism.

**SA 2770.** Mr. REID (for Mr. DODD) proposed an amendment to the resolution S. Res. 312, expressing the sense of the Senate on empowering and strengthening the United States Agency for International Development (USAID); as follows:

Strike the eighth whereas clause of the preamble.

In the tenth whereas clause of the preamble, strike “all aid programs are administered by Federal agencies other than USAID, and development funding” and insert “all foreign assistance programs are administered by Federal agencies other than USAID, and funding for such programs”.

## NOTICE OF HEARING

### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Senate Committee on Energy and Natural Resources. The hearing will be held on Tuesday, November 17, 2009, at 10 a.m. in room SD-366 of the Dirksen Senate Office Building.

The purpose of this hearing is to explore the international aspects of global climate change.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record may do so by sending it to the Committee on Energy and Natural Resources, United States Senate, Washington, D.C. 20510-6150, or by e-mail to Gina\_Weinstock@energy.senate.gov.

For further information, please contact Jonathan Black at (202) 224-6722 or Gina Weinstock at (202) 224-5684.

## AUTHORITY FOR COMMITTEES TO MEET

### SUBCOMMITTEE ON WATER AND WILDLIFE

Mr. DURBIN. Mr. President, I ask unanimous consent that the Subcommittee on Water and Wildlife of the Committee on Environment and Public Works be authorized to meet during the session of the Senate on November 9, 2009, at 3 p.m. in room 406 of the Dirksen Senate Office Building.

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

## PRIVILEGES OF THE FLOOR

Mr. REID. Mr. President, I ask unanimous consent, on behalf of Senator DODD, that CPT Lindsay George, a fellow in his office, be granted the privi-

lege of the floor for the consideration of H.R. 3082.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

## ORDER OF BUSINESS

Mr. REID. Madam President, we have worked all day to try to come up with some agreement with the Republicans to move forward on the Military Construction bill. We are hopeful tomorrow that we can do that. Today we have been unsuccessful. We have been unsuccessful, of course, in getting an agreement to move forward on the package of bills dealing with veterans. We will continue to work on a finite list of amendments remaining to the Military Construction and Veterans Affairs Appropriations bill.

In view of the memorial service in Texas, there will be no rollcall votes tomorrow. We have tried to be more definite. I have had a number of Senators who have said they would go if there were no votes. I could not earlier today give them any indication that there would be no votes, but I think at this stage, with the memorial service in Texas taking place and a number of Senators wanting to go, we will have no votes tomorrow. There was some consideration that we would do it after they get back, but we have Veterans Day the next day, so we are going to have no votes until next Monday, a week from today. We will continue to work on the health care legislation and other things that are going to make that week prior to Thanksgiving extremely eventful.

The regular caucus lunch will be held tomorrow, the Democratic lunch at the usual location. President Clinton will be at that lunch to talk to us about health care and certainly he is someone who knows a lot about health care. The Democratic Members are encouraged to attend the caucus luncheon tomorrow. As we know, it starts at 12:30.

## EXECUTIVE SESSION

## EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider Calendar No. 530, the nomination of David Gompert, to be Principal Deputy Director of National Intelligence; that the nomination be confirmed, and the motion to reconsider be laid upon the table; that no further motions be in order; that any statements relating to the nomination be printed in the RECORD; and that the President be immediately notified of the Senate's action, and the Senate resume legislative session.

The PRESIDING OFFICER (Mr. MERKLEY). Is there objection?

Without objection, it is so ordered.

The nomination considered and confirmed is as follows: