

to commence on November 10, 2008. Senator VOINOVICH would like to co-operate. This resolution would authorize the Senator's former staffer to testify in connection with this action, and in related proceedings, with representation from the Senate Legal Counsel.

Mr. REID. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble agreed to, the motions to reconsider be laid upon the table en bloc; that any statements relating to this measure be printed in the RECORD.

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

The resolution (S. Res. 677) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 677

Whereas, in the case of Ramsey, et al. v. Wilson, et al., Case No. 06-82, pending in federal district court in the Southern District of Ohio, the United States has requested testimony from a former employee of the Office of Senator George Voinovich;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§288b(a) and 288c(a)(2), the Senate may direct its counsel to represent employees of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and Rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate;

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate: Now, therefore, be it

Resolved, That Anthony Condia is authorized to testify in the case of Ramsey, et al. v. Wilson, et al., and related proceedings, except concerning matters for which a privilege should be asserted.

SEC. 2. The Senate Legal Counsel is authorized to represent Anthony Condia in connection with the action referenced in section one of this resolution.

UNANIMOUS CONSENT AGREEMENT—S. 3507

Mr. REID. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be discharged from further consideration of S. 3507 and that it be referred to the Finance Committee.

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

MEASURE READ THE FIRST TIME—S. 3535

Mr. REID. Mr. President, I understand there is a bill at the desk. I now ask for its first reading.

The PRESIDING OFFICER. The clerk will report the bill by title for the first time.

The legislative clerk read as follows:

A bill (S. 3535) to amend the Internal Revenue Code of 1986 to index certain assets for purposes of determining gain or loss.

Mr. REID. I now ask for its second reading—I do that in order to place the bill on the calendar under the provisions of rule XIV—and I object to my own request.

The PRESIDING OFFICER. Objection is heard. The bill will be read for the second time on the next legislative day.

ADVANCING AMERICA'S PRIORITIES ACT—MOTION TO PROCEED

Mr. REID. Mr. President, I move to proceed to Calendar No. 894, S. 3297.

ORDERS FOR TUESDAY, SEPTEMBER 23, 2008

Mr. REID. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in recess until 10 a.m., September 23; that following the prayer and pledge, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and the Senate then proceed to a period for the transaction of morning business for up to 1 hour, with Senators permitted to speak for up to 10 minutes each, with the time equally divided and controlled between the two leaders or their designees, with the Republicans controlling the first half and the majority controlling the second half; that following morning business, the Senate proceed to the consideration of H.R. 6049, the tax extenders legislation, under the previous order; further, that the Senate recess from 12:30 p.m. to 2:15 p.m. to allow for the weekly caucus luncheons.

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

PROGRAM

Mr. REID. Mr. President, under the previous order the Chair has issued, the Senate will consider up to three amendments to the tax extenders legislation with limited debate on the amendments and on the bill. The first vote of the day is expected to occur prior to the caucus luncheons and the remaining votes to occur in the afternoon. This bill is one of the most important ones done by this Congress. It is so important that we get this bill done. I hope the House will accept this legislation very quickly.

RECESS UNTIL 10 A.M. TOMORROW

Mr. REID. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it stand in recess under the previous order.

There being no objection, the Senate, at 6:42 p.m., recessed until Tuesday, September 23, 2008, at 10 a.m.

NOMINATIONS

Executive nominations received by the Senate:

IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 3037:

To be lieutenant general

MAJ. GEN. SCOTT C. BLACK

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

MAJ. GEN. CARROLL F. POLLETT

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

MAJ. GEN. JAMES H. PILLSBURY

THE FOLLOWING ARMY NATIONAL GUARD OF THE UNITED STATES OFFICER FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12211:

To be brigadier general

COL. DAVID N. BLACKORBY

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203:

To be colonel

DAVID E. GRAETZ
BERT S. KOZEN
BRUCE A. POSTMA
STEPHEN E. VAUGHN

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY AS CHAPLAINS UNDER TITLE 10, U.S.C., SECTIONS 624 AND 3064:

To be colonel

ORMAN W. BOYD
SCOTT R. CARSON
BRENT V. CAUSEY
RANDALL C. DOLINGER
THOMAS L. DUDLEY, JR.
THOMAS E. ENGLE
THOMAS G. EVANS
JOEL C. HARRIS
FRANKLIN L. JACKSON, JR.
YOUNG H. KIM
KARL O. KUCKHAHN, JR.
WILLIAM H. PHILLIPS, JR.
JIM L. PITTMAN
JONATHAN E. SHAW
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THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203:

To be colonel

CHRISTOPHER C. CARLSON
JAMES R. COTTER
STEVEN E. DYESS
BRADFORD L. FIPPS
RALPH J. GORE, JR.
PHILLIP L. HUNTER
WYLLIE W. JOHNSON
DAVID B. KOCH
JEFFREY D. MCGRADY
ALVIN E. MILLER
BERNARD K. NISWANDER
JOHN C. PETTIT
DAVID A. POLLOK, JR.
MARK SACHS
OTTO C. SCHNARR, JR.
STEPHEN B. SHOW
HARRY W. TERMAAT
LARRY O. TONEY
KEVIN R. TURNER
JAMES G. WINTER, JR.

DISCHARGED NOMINATIONS

The Senate Committee on Foreign Relations was discharged from further consideration of the following nominations and the nominations were confirmed:

BILL NELSON, OF FLORIDA, TO BE A REPRESENTATIVE OF THE UNITED STATES OF AMERICA TO THE SIXTY-THIRD SESSION OF THE GENERAL ASSEMBLY OF THE UNITED NATIONS.

BOB CORKER, OF TENNESSEE, TO BE A REPRESENTATIVE OF THE UNITED STATES OF AMERICA TO THE SIXTY-THIRD SESSION OF THE GENERAL ASSEMBLY OF THE UNITED NATIONS.

September 22, 2008

CONGRESSIONAL RECORD—SENATE

S9221

CONFIRMATIONS

DEPARTMENT OF STATE

Executive nominations confirmed by
the Senate Monday, September 22, 2008:

BILL NELSON, OF FLORIDA, TO BE A REPRESENTATIVE
OF THE UNITED STATES OF AMERICA TO THE SIXTY-
THIRD SESSION OF THE GENERAL ASSEMBLY OF THE
UNITED NATIONS.

BOB CORKER, OF TENNESSEE, TO BE A REPRESENTA-
TIVE OF THE UNITED STATES OF AMERICA TO THE
SIXTY-THIRD SESSION OF THE GENERAL ASSEMBLY OF
THE UNITED NATIONS.