

to transform and modernize America's health care system. Therefore, pursuant to section 301(a), I am adjusting the aggregates in the 2010 budget resolution, as well as the allocation to the Senate Finance Committee.

I ask unanimous consent that the following revisions to S. Con. Res. 13 be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2010—S. CON. RES. 13; REVISIONS TO THE CONFERENCE AGREEMENT PURSUANT TO SECTION 301(a) DEFICIT-NEUTRAL RESERVE FUND TO TRANSFORM AND MODERNIZE AMERICA'S HEALTH CARE SYSTEM

(In billions of dollars)

Section 101	
(1)(A) Federal Revenues:	
FY 2009	1,532,579
FY 2010	1,623,888
FY 2011	1,944,831
FY 2012	2,145,835
FY 2013	2,322,917
FY 2014	2,560,488
(1)(B) Change in Federal Revenues:	
FY 2009	0.008
FY 2010	-42,098
FY 2011	-143,800
FY 2012	-214,558
FY 2013	-192,420
FY 2014	-73,170
(2) New Budget Authority:	
FY 2009	3,675,736
FY 2010	2,910,707
FY 2011	2,842,766
FY 2012	2,829,808
FY 2013	2,983,128
FY 2014	3,193,867
(3) Budget Outlays:	
FY 2009	3,358,952
FY 2010	3,021,741
FY 2011	2,966,921
FY 2012	2,863,655
FY 2013	2,989,852
FY 2014	3,179,417

CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2010—S. CON. RES. 13; REVISIONS TO THE CONFERENCE AGREEMENT PURSUANT TO SECTION 301(a) DEFICIT-NEUTRAL RESERVE FUND TO TRANSFORM AND MODERNIZE AMERICA'S HEALTH CARE SYSTEM

(In millions of dollars)

Current Allocation to Senate Finance Committee:	
FY 2009 Budget Authority	1,178,757
FY 2009 Outlays	1,166,970
FY 2010 Budget Authority	1,237,336
FY 2010 Outlays	1,237,842
FY 2010–2014 Budget Authority	6,857,897
FY 2010–2014 Outlays	6,857,305
Adjustments:	
FY 2009 Budget Authority	0
FY 2009 Outlays	0
FY 2010 Budget Authority	12,500
FY 2010 Outlays	11,500
FY 2010–2014 Budget Authority	-33,100
FY 2010–2014 Outlays	-38,400
Revised Allocation to Senate Finance Committee:	
FY 2009 Budget Authority	1,178,757
FY 2009 Outlays	1,166,970
FY 2010 Budget Authority	1,249,836
FY 2010 Outlays	1,249,342
FY 2010–2014 Budget Authority	6,824,797
FY 2010–2014 Outlays	6,818,905

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. BUNNING (for himself, Mr. NELSON of Nebraska, Mr. BROWNBAC, Mr. BURR, Mr. CASEY, Mr. CHAMBLISS,

Ms. COLLINS, Mr. ENZI, Mr. INHOFE, Mr. ISAKSON, Mr. JOHNSON, Mr. ROBERTS, Mr. THUNE, and Mr. VITTER):

S. 2816. A bill to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance programs and to allow the adoption credit to be claimed in the year expenses are incurred, regardless of when the adoption becomes final; to the Committee on Finance.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. REID:

S. Res. 359. A resolution to make temporary appointments to the Select Committee on Ethics; considered and agreed to.

By Mr. DODD (for himself, Mr. CORNYN, Mr. KERRY, Mr. LUGAR, Mr. LIEBERMAN, Mr. KIRK, Mrs. SHAHEEN, Mr. MENENDEZ, Mr. BROWNBAC, Mr. MCCAIN, Mr. BROWN, Mrs. FEINSTEIN, Mr. WICKER, Mr. VOINOVICH, Mr. ISAKSON, Mr. BOND, Mr. CASEY, Ms. MIKULSKI, and Mr. FRANKEN):

S. Res. 360. A resolution honoring the Prime Minister of India, Dr. Manmohan Singh, for his service to the people of India and to the world, and welcoming the Prime Minister to the United States; considered and agreed to.

ADDITIONAL COSPONSORS

S. 2097

At the request of Mr. BROWNBAC, his name was added as a cosponsor of S. 2097, a bill to authorize the rededication of the District of Columbia War Memorial as a National and District of Columbia World War I Memorial to honor the sacrifices made by American veterans of World War I.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. BUNNING (for himself, Mr. NELSON of Nebraska, Mr. BROWNBAC, Mr. BURR, Mr. CASEY, Mr. CHAMBLISS, Ms. COLLINS, Mr. ENZI, Mr. INHOFE, Mr. ISAKSON, Mr. JOHNSON, Mr. ROBERTS, Mr. THUNE, and Mr. VITTER.

S. 2816. A bill to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance programs and to allow the adoption credit to be claimed in the year expenses are incurred, regardless of when the adoption becomes final; to the Committee on Finance.

Mr. BUNNING. Mr. President, today is National Adoption Day, and there could be no more fitting day to introduce legislation that will help American families achieve their dream of adopting a child.

For too many families, the high cost of adoption makes this dream difficult and sometimes impossible to reach. That is why Congress acted in 2001 to

strengthen the adoption tax credit and make welcoming a child into a family more affordable. Unfortunately, this important tax relief will expire at the end of next year.

The legislation I am introducing today with Senator BEN NELSON, the Adoption Tax Relief Guarantee Act, will permanently extend and improve the 2001 adoption incentives. By easing this financial burden, we will encourage the development of more stable families and provide a brighter future for countless children for years to come.

The Adoption Tax Relief Guarantee Act will allow adoptive families to receive a tax credit of up to \$10,000 and guarantees the maximum \$10,000 credit for families who adopt children with special needs. This legislation will help middle-income families break the financial barriers and successfully adopt a child, especially those children with special needs who are in particular need of a loving home. In addition, this bill will allow families to receive the credit in the year an adoption expense is paid or incurred. Currently, those who adopt a child must wait until the following taxable year before receiving a tax credit for an adoption expense. This important change will expedite financial relief, putting money back into the pockets of middle-income families who struggle through the lengthy and costly adoption process.

I am pleased that Senators from both sides of the aisle have cosponsored this legislation, and that it has received endorsements from the National Council for Adoption and RESOLVE: the National Infertility Association, the National Council for Adoption, and the American Academy of Adoption Attorneys. The adoption tax credit and assistance programs have already helped countless children and families by making adoption more affordable. We owe it to future generations of children in need to make these provisions permanent.

Our entire society benefits when children are placed with loving, permanent families. I urge my colleagues to support critical legislation.

Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the text of the bill was ordered to be printed in the RECORD, as follows:

S. 2816

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Adoption Tax Relief Guarantee Act".

SEC. 2. REPEAL OF APPLICABILITY OF SUNSET OF THE ECONOMIC GROWTH AND TAX RELIEF RECONCILIATION ACT OF 2001 WITH RESPECT TO ADOPTION CREDIT AND ADOPTION ASSISTANCE PROGRAMS.

Section 901 of the Economic Growth and Tax Relief Reconciliation Act of 2001 is amended by adding at the end the following new subsection:

“(c) EXCEPTION.—Subsection (a) shall not apply to the amendments made by section

202 (relating to expansion of adoption credit and adoption assistance programs).”.

SEC. 3. ALLOWANCE OF ADOPTION CREDIT IN YEAR OF EXPENSES.

(a) IN GENERAL.—Paragraph (2) of section 23(a) of the Internal Revenue Code of 1986 (relating to allowance of credit) is amended to read as follows:

“(2) YEAR CREDIT ALLOWED.—The credit under paragraph (1) with respect to any expense shall be allowed for the taxable year in which such expense is paid or incurred.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to expenses paid or incurred in taxable years beginning after December 31, 2010.

SUBMITTED RESOLUTIONS

SENATE RESOLUTION 359—TO MAKE TEMPORARY APPOINTMENTS TO THE SELECT COMMITTEE ON ETHICS

Mr. REID submitted the following resolution; which was considered and agreed to:

S. RES. 359

Resolved, That (a) for matters before the Select Committee on Ethics involving Preliminary Inquiry Case Number 20711, the Senator from Arkansas (Mr. Pryor) shall be replaced by the Senator from Maryland (Mr. Cardin).

(b) The membership of the Select Committee on Ethics shall be unchanged with respect to all matters before that Committee other than the matter referred to in subsection (a).

SENATE RESOLUTION 360—HONORING THE PRIME MINISTER OF INDIA, DR. MANMOHAN SINGH, FOR HIS SERVICE TO THE PEOPLE OF INDIA AND TO THE WORLD, AND WELCOMING THE PRIME MINISTER TO THE UNITED STATES

Mr. DODD (for himself, Mr. CORNYN, Mr. KERRY, Mr. LUGAR, Mr. LIEBERMAN, Mr. KIRK, Mrs. SHAHEEN, Mr. MENENDEZ, Mr. BROWNBACK, Mr. MCCAIN, Mr. BROWN, Mrs. FEINSTEIN, Mr. WICKER, Mr. VOINOVICH, Mr. ISAKSON, Mr. BOND, Mr. CASEY, Ms. MIKULSKI, and Mr. FRANKEN) submitted the following resolution; which was considered and agreed to:

S. RES. 360

Whereas, on August 15, 1947, India became a sovereign, democratic nation;

Whereas the Prime Minister of India, Dr. Manmohan Singh is now the honoree of President Barack Obama's historic first State Dinner;

Whereas India is the world's largest democracy, embracing and upholding fundamental liberties and freedoms, justice, and the rule of law;

Whereas the 2009 parliamentary elections in India were the world's largest democratic election to date;

Whereas India is a multi-ethnic, multi-cultural, and multi-religious society that promotes tolerance, diversity, and equality;

Whereas the 100,000 Indians who are studying in the United States and the 2,500,000 Americans of Indian descent living in the United States, including Nobel Laureates, artists, business leaders, journalists, and public servants, have contributed enormously to the rich social, political, and economic fabric of the United States;

Whereas cooperation between the United States and India in the areas of science and technology, our advancement of security and

defense, and our commitment to clean energy continue to strengthen the bond between the two countries and enhance mutual admiration;

Whereas India serves as a pivotal and effective partner in ensuring international peace and security and is the third largest contributor of personnel to United Nations peace-keeping missions;

Whereas, since the liberalization of India's economy in 1991, bilateral trade has increased and benefitted both India and the United States;

Whereas, the market economy in India has contributed to increased economic opportunities, reduced poverty, and accompanying stability; and

Whereas a strong relationship between the people and governments of the United States and India, based on mutual trust and respect, will enable the countries to more closely collaborate across a broad spectrum of interests, such as global peace and prosperity, counterterrorism, defense, nonproliferation, economic prosperity, energy and climate change, education, scientific research, outer space, public health, and agriculture: Now, therefore, be it

Resolved, That the Senate—

(1) warmly welcomes the Prime Minister of India, Dr. Manmohan Singh, on his official state visit;

(2) believes that together, the governments of India and the United States can bring immense benefits to their people and make enormous contributions to addressing the global challenges of the 21st century;

(3) looks forward to the continuing progress in relations between India and the United States; and

(4) appreciates the contributions of Americans of Indian descent and desires closer relations between the people of the United States and the people of India.

AMENDMENTS SUBMITTED AND PROPOSED

SA 2788. Mr. COBURN submitted an amendment intended to be proposed to amendment SA 2786 proposed by Mr. REID (for himself, Mr. BAUCUS, Mr. DODD, and Mr. HARKIN) to the bill H.R. 3590, to amend the Internal Revenue Code of 1986 to modify the first-time homebuyers credit in the case of members of the Armed Forces and certain other Federal employees, and for other purposes; which was ordered to lie on the table.

SA 2789. Mr. COBURN (for himself, Mr. VITTER, Mr. BURR, and Mr. HATCH) submitted an amendment intended to be proposed to amendment SA 2786 proposed by Mr. REID (for himself, Mr. BAUCUS, Mr. DODD, and Mr. HARKIN) to the bill H.R. 3590, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 2788. Mr. COBURN submitted an amendment intended to be proposed to amendment SA 2786 proposed by Mr. REID (for himself, Mr. BAUCUS, Mr. DODD, and Mr. HARKIN) to the bill H.R. 3590, to amend the Internal Revenue Code of 1986 to modify the first-time homebuyers credit in the case of members of the Armed Forces and certain other Federal employees, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . INCREASED TRANSPARENCY.

(a) SCORING AND SUMMARY.—It shall not be in order in the Senate or the House of Representatives to vote on final passage on a bill, resolution, or conference report unless a final Congressional Budget Office score and Congressional Research Service summary report on policy changes in the bill, resolution,

or conference report has been posted online on the public website of the body 72 hours before such final vote.

(b) ADDITIONAL REQUIREMENTS.—The information required to be posted by subsection (a) shall also include—

(1) an affidavit that the policy summary of the Congressional Research Service adequately reflects the measure signed by the Majority and Minority Leaders; and

(2) signed affidavits from every member of the body attesting that they have read the measure.

(c) WAIVER AND APPEAL.—

(1) WAIVER.—This section may be waived or suspended in the Senate or House of Representatives only by an affirmative vote of 3/5 of the members, duly chosen and sworn.

(2) APPEAL.—An affirmative vote of 3/5 of the members of the Senate or House of Representatives, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this subsection.

(d) PUBLIC AVAILABILITY OF AMENDMENTS.—Each amendment offered in the Senate or House of Representatives shall to be posted online on the public website of the body as soon as practicable after the amendment is offered.

SA 2789. Mr. COBURN (for himself, Mr. VITTER, Mr. BURR, and Mr. HATCH) submitted an amendment intended to be proposed to amendment SA 2786 proposed by Mr. REID (for himself, Mr. BAUCUS, Mr. DODD, and Mr. HARKIN) to the bill H.R. 3590, to amend the Internal Revenue Code of 1986 to modify the first-time homebuyers credit in the case of members of the Armed Forces and certain other Federal employees, and for other purposes; which was ordered to lie on the table; as follows:

On page 156, line 4, strike all through page 157, line 7, and insert the following:

(D) REQUIREMENT OF MEMBERS OF CONGRESS TO ENROLL IN THE PUBLIC OPTION.—

(i) REQUIREMENT.—Notwithstanding any other provision of law, all Members of Congress shall be enrolled in the community health insurance option when established by the Secretary.

(ii) INELIGIBLE FOR FEHBP.—Effective on the date on which the community health insurance option is established by the Secretary, no Member of Congress shall be eligible to participate in a health benefits plan under chapter 89 of title 5, United States Code.

(iii) EXCEPTION.—Notwithstanding clauses (i) and (ii), if a Member of Congress resides in a State which opts out of providing a community health insurance option, that Member may be enrolled in a health benefits plan under chapter 89 of title 5, United States Code, during any period which that State has opted out.

(iv) EMPLOYER CONTRIBUTION.—

(I) IN GENERAL.—The Secretary of the Senate or the Chief Administrative Officer of the House of Representatives shall pay the amount determined under subclause (II) to the appropriate community health insurance option.

(II) AMOUNT OF EMPLOYER CONTRIBUTION.—The Director of the Office Of Personnel Management shall determine the amount of the employer contribution for each Member of Congress enrolled in a community health insurance option. The amount shall be equal to the employer contribution for the health benefits plan under chapter 89 of title 5, United States Code, with the greatest number of enrollees, except that the contribution shall be actuarially adjusted for age.

(v) DEFINITIONS.—In this subparagraph:

(I) COMMUNITY HEALTH INSURANCE OPTION.—The term “community health insurance option” means the health insurance established by the Secretary under section 1323.

(II) MEMBER OF CONGRESS.—The term “Member of Congress” means any member of the House of Representatives or the Senate.

PRIVILEGES OF THE FLOOR

Mr. BAUCUS. Mr. President, I ask unanimous consent that Jacqueline Lampert, a Democratic Policy Committee staffer, be granted floor privileges for the consideration of H.R. 3590.

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

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. BROWN. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider, en bloc, Executive Calendar Nos. 532, 533, 534, 553, 554, and 558; that the nominations be confirmed en bloc; the motions to reconsider be laid upon the table en bloc; that no further motions be in order; that any statements relating to the nominations be printed in the RECORD; that the President be immediately notified of the Senate's action, and the Senate resume legislative session.

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

The nominations considered and confirmed en bloc are as follows:

DEPARTMENT OF JUSTICE

Kenyen Ray Brown, of Alabama, to be United States Attorney for the Southern District of Alabama for the term of four years.

Stephanie M. Rose, of Iowa, to be United States Attorney for the Northern District of Iowa for the term of four years.

Nicholas A. Klinefeldt, of Iowa, to be United States Attorney for the Southern District of Iowa for the term of four years.

THE JUDICIARY

Christina Reiss, of Vermont, to be United States District Judge for the District of Vermont.

Abdul K. Kallon, of Alabama, to be United States District Judge for the Northern District of Alabama.

EXECUTIVE OFFICE OF THE PRESIDENT

Daniel I. Gordon, of the District of Columbia, to be Administrator for Federal Procurement Policy.

NOMINATIONS OF JUDGE CHRISTINA REISS AND ABDUL KALLON

Mr. LEAHY. Mr. President, I am pleased that today the Senate will consider and confirm Judge Christina Reiss to a seat on the U.S. District Court in Vermont. Judge Reiss will be the first woman to serve on that Court.

As the senior Senator from the State of Vermont, I was honored to recommend Judge Reiss to President Obama for this post. She has considerable criminal and civil experience, and is extremely qualified. For the past 5 years, she has been a State trial court judge in Vermont—a position to which she was appointed by Governor Jim Douglas, a Republican, and confirmed unanimously. She formerly was a partner in two Vermont law firms. Judge

Reiss earned her B.A. from my alma mater, Saint Michaels College, and earned her J.D. with high honors from University of Arizona College of Law, where she was editor-in-chief of the law review.

Judge Reiss has been nominated to fill the vacancy created when my good friend, Judge Garvan Murtha, announced his intention to take senior status on the court. It is the first vacancy on this court since 1995, when the Senate confirmed Judge Murtha and Judge William Sessions. Judge Reiss will make an excellent addition to that court. She has already demonstrated as a state court judge her ability to relate to litigants of many backgrounds, and knows how important it is for judges to possess an understanding of the effects of legal rulings on people's lives.

In making this recommendation, I looked to Vermont's Judicial Nominating Commission, a practice I started with the late Senator Robert Stafford, a Republican, and a practice I have continued to follow. The Commission that helped select Judge Reiss was comprised of a nine member non-partisan panel appointed by me, Senator SANDERS, and the Vermont Bar Association, and we were aided in the selection process by input from Congressman PETER WELCH. The non-partisan, merit-driven process is a good fit for our approach to government in Vermont.

Senators of both parties have clearly seen that Judge Reiss has all of the qualities that are important on the Federal bench. Earlier this week, Judge Reiss's nomination was reported from the Senate Judiciary Committee without dissent in a voice vote. I am confident that Judge Reiss is the right person for this position.

The Senate will also consider and confirm Abdul K. Kallon to the Northern District of Alabama, the home state of the Ranking Member of the Judiciary Committee. Mr. Kallon's nomination has the support of both Senator SESSIONS and Senator SHELBY, and was reported out of the Senate Judiciary Committee this week with approval by voice vote.

I congratulate Judge Reiss, Mr. Kallon and their families on their confirmations today.

LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now return to legislative session.

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. BROWN. Mr. President, as in executive session, I ask unanimous consent that at 11:30 a.m., Tuesday, December 1, the Senate proceed to executive session to consider Calendar No. 487, the nomination of Jacqueline Nguyen to be a U.S. district judge for the Central District of California; that

debate with respect to the nomination be limited to 30 minutes, equally divided and controlled between Senators LEAHY and SESSIONS or their designees; that upon the use or yielding back of time, the Senate proceed to vote on confirmation of the nomination; that upon confirmation, the motion to reconsider be considered made and laid upon the table; no further motions be in order; 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.

HUMAN RIGHTS ENFORCEMENT ACT OF 2009

Mr. BROWN. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 209, S. 1472.

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

The assistant legislative clerk read as follows:

A bill (S. 1472) to establish a section within the Criminal Division of the Department of Justice to enforce human rights laws, to make technical and conforming amendments to criminal and immigration laws pertaining to human rights violations, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported by the Judiciary committee with amendments, as follows:

[Strike the parts printed in boldface brackets and insert the part printed in *Italic*]

S. 1472

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Human Rights Enforcement Act of 2009”.

SEC. 2. SECTION TO ENFORCE HUMAN RIGHTS LAWS.

(a) REPEAL.—Section 103(h) of the Immigration and Nationality Act (8 U.S.C. 1103(h)) is repealed.

(b) SECTION TO ENFORCE HUMAN RIGHTS LAWS.—Chapter 31 of title 28, United States Code, is amended by inserting after section 509A the following:

“§ 509B. Section to enforce human rights laws

“(a) Not later than 90 days after the date of the enactment of the Human Rights Enforcement Act of 2009, the Attorney General shall establish a section to enforce human rights laws within the Criminal Division of the Department of Justice.

“(b) The section is authorized to—

“(1) identify individuals who are suspected of committing serious human rights offenses under Federal law;

“(2) take appropriate legal action, including prosecution, denaturalization or extradition, against the individuals identified pursuant to paragraph (1); and

“(3) coordinate any such legal action with the United States Attorney for the relevant jurisdiction.

“(c) The Attorney General shall consult with the Secretary of Homeland Security and the Secretary of State in making determinations regarding the prosecution, removal, denaturalization, extradition, or exclusion of naturalized citizens or aliens who