

S. RES. 125

Whereas, in May 1869, the "golden spike" was driven into the final tie at Promontory Summit, Utah to join the Central Pacific and the Union Pacific Railroads, ceremonially completing the first transcontinental railroad and therefore connecting both coasts of the United States;

Whereas, Amtrak trains and infrastructure carry commuters to and from work in congested metropolitan areas providing a reliable rail option and reducing congestion on roads and in the skies;

Whereas, for many rural Americans, Amtrak represents the only major intercity transportation link to the rest of the country;

Whereas, passenger trains provide a more fuel-efficient transportation system thereby providing cleaner transportation alternatives and energy security;

Whereas, intercity passenger rail was 18 percent more energy efficient than airplanes and 25 percent more energy efficient than automobiles on a per-passenger-mile basis in 2006;

Whereas, Amtrak annually provides intercity passenger rail travel to over 28 million Americans residing in 46 states;

Whereas, an increasing number of people are using trains for travel purposes beyond commuting to and from work; and

Whereas, community railroad stations are a source of civic pride, a gateway to over 500 of our Nation's communities, and a tool for economic growth: Now, therefore, be it

Resolved, That the Senate supports the goals and ideals of National Train Day, as designated by Amtrak.

HONORING CONCERNS OF POLICE SURVIVORS

Mr. REID. Madam President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 138 submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 138) honoring Concerns of Police Survivors for 25 years of service to family members of law enforcement officers killed in the line of duty.

There being no objection, the Senate proceeded to consider the resolution.

Mr. LEAHY. Madam President, I am honored once again to submit this resolution to the Senate commemorating our Nation's law enforcement officers and National Peace Officers Memorial Day. The Senate's official recognition of National Peace Officers Memorial Day and Police Week is a tradition I am proud to carry out each year, and I look forward to the Senate taking up and passing this resolution.

In 2008, 133 law enforcement officers died while serving in the line of duty. We honor their memory. Though this is a decrease from 2007, it is no less tragic a loss to our Federal and state law enforcement community and to their families and friends. The fact that we commemorate the loss and bravery of so many in law enforcement each year should remove any doubts in Congress that it is necessary to give our peace officers everything they need to stay safe and to do their jobs as effectively as they can.

Currently, more than 900,000 men and women work tirelessly to protect our communities, our schools, and our children. They investigate and apprehend the most violent criminals and do more than we know in keeping our communities safe and secure. Since the first recorded police death in 1792, the names of 18,274 law enforcement officers who have made the ultimate sacrifice have been added to the National Law Enforcement Officers Memorial.

I also take this opportunity to recognize that the names of 387 fallen officers will be added to the National Law Enforcement Officers Memorial on May 13 during a candlelight vigil that will be held in their honor. These are officers from the past and present whose memory will be preserved for all time at the memorial, ensuring that their bravery and sacrifice will not be forgotten.

National Peace Officers Memorial Day provides the people of the United States, in their communities, in their State capitals, and in the Nation's Capital, with the opportunity to honor and reflect on the extraordinary service and sacrifice given year after year by those members of our police forces. More than 20,000 peace officers are expected to gather in Washington in the days leading up to May 15, to join with the families of their fallen comrades. It is right that the Senate show its respect on this occasion, and I am proud to honor their service and their memory. I urge all Senators to join me in approving this resolution.

Mr. REID. Madam President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid on the table.

The resolution (S. Res. 138) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, is as follows:

S. RES. 138

Whereas May 14, 2009, marks the 25th anniversary of the founding of Concerns of Police Survivors;

Whereas, for 25 years, Concerns of Police Survivors has answered one of the highest and most noble calls to service by providing compassionate care and support to family members of law enforcement officers killed in the line of duty;

Whereas, for 25 years, Concerns of Police Survivors has been a bedrock of strength for those family members in helping them rebuild their shattered lives;

Whereas, for 25 years, Concerns of Police Survivors has showed the highest amount of concern and respect for the tens of thousands of family members of law enforcement officers killed in the line of duty;

Whereas those family members bear the most immediate and profound burden of the absences of their loved ones;

Whereas Concerns of Police Survivors facilitates healing and provides love and renewed life to those family members far from the eye of the media and the general public;

Whereas it is essential that the people of the United States are made aware of the good works of Concerns of Police Survivors and recognize the contributions of Concerns of Police Survivors to so many families; and

Whereas National Police Week, observed in 2009 from May 10 to May 16, is the most appropriate time to honor Concerns of Police Survivors: Now, therefore, be it

Resolved, That the Senate—

(1) honors Concerns of Police Survivors for 25 years of service to the family members of law enforcement officers killed in the line of duty across the United States;

(2) recognizes and thanks Concerns of Police Survivors for assisting in rebuilding the shattered lives of those family members through the organization's invaluable programs;

(3) urges the people of the United States to join with the Senate in thanking Concerns of Police Survivors on behalf of the Nation; and

(4) recognizes with great appreciation the sacrifices made by the families of law enforcement officers killed in the line of duty in providing essential support to one another.

APPOINTMENT

The PRESIDING OFFICER. The Chair announces, on behalf of the majority leader, pursuant to Public Law 101-509, the appointment of Steve Zink, of Nevada, to the Advisory Committee on the Records of Congress.

ORDERS FOR MONDAY, MAY 11, 2009

Mr. REID. Mr. President, I ask unanimous consent that when the Senate completes its business today it adjourn until 2 p.m., Monday, May 11; that following the prayer and the pledge, the Journal of proceedings be approved to date, the morning hour be deemed to have expired, the time for the two leaders be reserved for their use later in the day; that the Senate proceed to a period of morning business until 3 p.m., with Senators permitted to speak therein for up to 10 minutes each; that following morning business, the Senate proceed to the consideration of H.R. 627, as previously ordered.

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

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. REID. Madam President, I ask unanimous consent that the Senate proceed to executive session to consider Calendar Nos. 1010 to and including 128, and all nominations on the Secretary's desk in the Air Force, Army, Marine Corps, and Navy; that all the nominations be confirmed en bloc, and 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 appear at the appropriate place in the RECORD; 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 are as follows:

DEPARTMENT OF DEFENSE

Michael Nacht, of California, to be an Assistant Secretary of Defense.

Elizabeth Lee King, of the District of Columbia, to be an Assistant Secretary of Defense.

Wallace C. Gregson, of Colorado, to be an Assistant Secretary of Defense.

IN THE AIR FORCE

The following named officer for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

To be brigadier general

Col. Michael W. Miller

The following named officer for appointment in the United States Air Force 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. Marc E. Rogers

The following named officer for appointment in the United States Air Force 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. Thomas J. Owen

The following named officer for appointment in the United States Air Force 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. Robert R. Allardice

The following named officer for appointment in the United States Air Force 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

Lt. Gen. Frank G. Klotz

The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

To be major general

Brigadier General Thomas K. Andersen
 Brigadier General Salvatore A. Angelella
 Brigadier General Gregory A. Biscone
 Brigadier General Andrew E. Busch
 Brigadier General Timothy A. Byers
 Brigadier General Susan Y. Desjardins
 Brigadier General Judith A. Fedder
 Brigadier General Eric E. Fiel
 Brigadier General Craig A. Franklin
 Brigadier General David L. Goldfein
 Brigadier General Blair E. Hansen
 Brigadier General Susan J. Helms
 Brigadier General Mary K. Hertog
 Brigadier General John W. Hesterman, III
 Brigadier General Darrell D. Jones
 Brigadier General Jan Marc Jouas
 Brigadier General Robert C. Kane
 Brigadier General James M. Kowalski
 Brigadier General Stanley T. Kresge
 Brigadier General Susan K. Mashiko
 Brigadier General Michael R. Moeller
 Brigadier General Clyde D. Moore, II
 Brigadier General Douglas H. Owens
 Brigadier General James O. Poss
 Brigadier General Mark F. Ramsay
 Brigadier General Robin Rand
 Brigadier General Joseph Reynes, Jr.
 Brigadier General Suzanne M. Vautrinot
 Brigadier General Lawrence L. Wells
 Brigadier General Janet C. Wolfenbarger

The following named officer for appointment in the United States Air Force 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. Larry O. Spencer

IN THE NAVY

The following named officer for appointment as Vice Chief of Naval Operations, United States Navy and appointment to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., sections 601 and 5035:

To be admiral

Adm. Jonathan W. Greenert

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be admiral

Adm. Patrick M. Walsh

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be admiral

Vice Adm. John C. Harvey, Jr.

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be vice admiral

Vice Adm. Samuel J. Locklear, III

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be vice admiral

Rear Adm. Richard W. Hunt

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be vice admiral

Rear Adm. Mark D. Harnitchek

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

To be rear admiral (lower half)

Capt. Mark L. Tidd

IN THE MARINE CORPS

The following named officers for appointment in the United States Marine Corps to the grade indicated under title 10, U.S.C., section 624:

To be major general

Brigadier General George J. Allen
 Brigadier General Raymond C. Fox
 Brigadier General Charles M. Gurganus
 Brigadier General David R. Heinz
 Brigadier General Steven A. Hummer
 Brigadier General David G. Reist
 Brigadier General John A. Toolan, Jr.
 Brigadier General John E. Wissler

The following named officers for appointment in the United States Marine Corps to the grade indicated under title 10, U.S.C., section 624:

To be brigadier general

Colonel John J. Broadmeadow
 Colonel John W. Bullard, Jr.
 Colonel Steven W. Busby
 Colonel Herman S. Clardy, III
 Colonel Lewis A. Craparotta
 Colonel Robert F. Hedelund
 Colonel Frederick M. Padilla
 Colonel Michael A. Rocco
 Colonel Richard L. Simcock, II
 Colonel Vincent R. Stewart

NOMINATIONS PLACED ON THE SECRETARY'S DESK

IN THE AIR FORCE

PN157 AIR FORCE nominations (18) beginning MICHAEL F. ADAMES, and ending KATHRYN D. VANDERLINDEN, which nominations were received by the Senate and appeared in the Congressional Record of March 10, 2009.

PN236 AIR FORCE nominations (4) beginning PAUL L. CANNON, and ending CHERRI S. WHEELER, which nominations were received by the Senate and appeared in the Congressional Record of March 25, 2009.

PN237 AIR FORCE nominations (64) beginning RICHARD EDWARD ALFORD, and ending RICHARD D. YOUNTS, which nominations were received by the Senate and appeared in the Congressional Record of March 25, 2009.

PN335 AIR FORCE nomination of George E. Loughran, was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN336 AIR FORCE nomination of Raymond B. Abarca, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN337 AIR FORCE nomination of Ian C. B. Diaz, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN338 AIR FORCE nominations (3) beginning WILLIAM T. HOUSTON, and ending DAVID L. WELLS II, which nominations were received by the Senate and appeared in the Congressional Record of April 21, 2009.

IN THE ARMY

PN339 ARMY nomination of Elizabeth M. Sherr, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN340 ARMY nomination of Erin T. Doyle, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN341 ARMY nomination of Scott A. Bier, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN342 ARMY nomination of Robert G. Young, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN343 ARMY nominations (3) beginning GEORGE R. BERRY, and ending PERRY W. SARVER JR., which nominations were received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN344 ARMY nominations (9) beginning MICHAEL G. AMUNDSON, and ending PAUL THORN, which nominations were received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN345 ARMY nominations (79) beginning BUSTER D. AKERS JR., and ending MICHAEL T. ZELL, which nominations were received by the Senate and appeared in the Congressional Record of April 21, 2009.

IN THE MARINE CORPS

PN346 MARINE CORPS nominations (2) beginning JOHN W. HAHN IV, and ending STEPHANIE L. MALMANGER, which nominations were received by the Senate and appeared in the Congressional Record of April 21, 2009.

IN THE NAVY

PN347 NAVY nomination of Michael T. Echols, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN348 NAVY nomination of Gregory J. Hazlett, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN349 NAVY nomination of Brian J. Ellis Jr., which was received by the Senate and

appeared in the Congressional Record of April 21, 2009.

PN350 NAVY nomination of Jesus S. Moreno, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN351 NAVY nomination of Colleen L. Jackson, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN352 NAVY nomination of Gregory P. Mitchell, which was received by the Senate and appeared in the Congressional Record of April 21, 2009.

PN353 NAVY nominations (40) beginning JONATHAN V. AHLSTROM, and ending JOEL E. YODER, which nominations were received by the Senate and appeared in the Congressional Record of April 21, 2009.

LEGISLATIVE SESSION

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

PROGRAM

Mr. REID. Madam President, there will be no rollcall votes on Monday. The next vote is expected to occur on Tuesday, May 12. The managers of the bill on credit cards will be here Monday afternoon to start the opening statements on this matter. Anybody who wishes to speak on the credit card legislation would be advised to come and do that sometime Monday night.

As we get into the legislation itself, the time for opening statements may not be appropriate or timely. So I hope some will consider doing that on Monday to get it out of the way.

ORDER TO ADJOURN

Mr. REID. Madam President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate adjourn under the previous order following the remarks of the distinguished Republican leader.

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

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

The PRESIDING OFFICER. The clerk will call the roll.

The assistant bill clerk proceeded to call the roll.

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

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

TRIBUTE TO JACK KEMP

Mr. McCONNELL. Madam President, the Nation says its last farewell to Jack Kemp tomorrow afternoon. But Americans will long remember the tremendous impact he has had on our lives and on our politics. So today I would like to add my voice to the many others who have spoken well of this good man.

The arc of Jack's life is well known: middle-class son of a small business-

man and his social worker wife. Jack never wanted to be anything but a professional football player, and he worked very hard at it. Good enough to get drafted by the Lions but not quite good enough to make the team, Jack dug in, passing briefly through a few football teams before being sidelined by an injury and ending up with the Buffalo Bills, where he became one of the great quarterbacks of all time. Jack showed his skills early on with the Bills. In his very first game, he completed 21 of 35 passes, including 2 touchdowns for 230 yards. By the time he retired in 1969, he would rank first in passes, completions, and passing yardage among all American Football League quarterbacks.

But Jack's restless mind was stirring even before he left the field. Teammates would later recall that on long plane rides, while they would be reading playbooks, Jack would be reading economic theory or the latest "National Review." During the off season, Jack volunteered on political campaigns, including the gubernatorial campaign of Ronald Reagan. It was all the training he would need.

After retiring from pro football, his path to politics was as sure as his 10-yard pass. And so was his path to success. Armed with a kinetic personality, a sharp mind, and a passion for ideas and for people, Jack set about with the zeal of a preacher to spread his convictions about the economic benefits of sharp tax cuts. He was so convincing that tax cuts became the centerpiece of his party's platform in 1980, the basis of its revival and, most importantly, the cause of the unprecedented prosperity of the next two decades.

Growing up, Jack was the captain of every team for which he ever played. That didn't change when he came to Washington. He was calling the plays here now, and people were eager to follow. He was as likable as he was persuasive, all the more so because he didn't seek out popularity.

He was always driven by something else. At his core, Jack was motivated by nothing more than a deep desire to see America live up to its founding promise of equality for everyone, regardless of color, religion, or background. The fight for equality was Jack's consuming passion.

Like everyone who grew up playing sports, he knew firsthand that winning ball games had nothing to do with color. But as a quarterback, he appreciated this more than most. The crowds may have cheered for Jack, but he knew that every time he threw a pass or ran for a touchdown, an offensive line stood guard, many of them African American. These were his teammates, his friends, and he witnessed the discrimination they encountered many times. But there was one moment from those days that always lived in Jack's memory. It was in 1960. Jack was playing for the Chargers at the time. They were in Houston for the AFL Championship, and during the

playing of the "National Anthem," Jack looked over toward his father at the 50-yard line. The father of his co-captain, Charlie McNeil, was not there. He later found out that Mr. McNeil had been forced to sit in a section of the end zone that was roped off for Blacks. It was one of many terrible indignities that would make Jack a restless promoter of equality throughout his life.

A self-described bleeding heart conservative, Jack's childlike love for America and all it promised was evident until the end. In a letter to his grandchildren just this past November, Jack said his first thought upon learning that an African American had won the Presidency was: "Is this a great country or not?" "Just think," he wrote, "a little over 40 years ago, Blacks in America had trouble even voting in our country, much less thinking about running for the highest office in the land."

Jack was not your average politician, but he was a necessary one, constantly challenging the establishment. He was a political entrepreneur, restless to get things done. Colleagues remember how Cabinet meetings were always livelier with Jack there—whether he was rolling his eyes in disagreement or squirming in his chair. No room ever seemed big enough to contain him. Sometimes when congressional leadership would meet over in the White House, Jack's former colleague and ours, Trent Lott, would have to kick him under the table to keep him from saying something he might regret later on. Convention just never suited him, and the Nation and our party was always a lot better because of it.

We will miss Jack's insistence, his passion, his energy, and we will miss seeing him, the broad smile, the snow-white hair, plowing into a crowd, bounding up on a stage, and hurling an imaginary football off into the distance.

Jack was a happy, raspy-voiced evangelist for the ideas that shaped a generation and revived a political party. He believed, rightly, that conservative ideas were universal—that if they applied to one group, they applied to all groups. And he rolled up his sleeves to prove it, whether as a candidate for Vice President, a Cabinet Secretary spending a night in a Philadelphia housing project, or in these last years as an advocate for many of the causes he believed in, a speaker, a wise party elder and, above all, a devoted husband to his beloved Joanne, father, and grandfather.

It is hard to imagine someone of Jack's energy and enthusiasm succumbing to anything; he was always so full of life, the vital center of every room he entered and every debate. We will miss his passion. We are all grateful for his goodness. And as we say our final goodbye to Jack French Kemp, we are consoled by the thought that after a painful illness, he has broken away now like a wide receiver from the pack, into the welcoming embrace of a loving God.