

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on Tuesday, June 16, 2009, at 2:30 p.m. in room 406 of the Dirksen Senate Office Building.

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

COMMITTEE ON FINANCE

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Tuesday, June 16, 2009, at 10 a.m. in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled "Climate Change Legislation: Tax Considerations."

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

COMMITTEE ON FOREIGN RELATIONS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, June 16, 2009, at 2:15 p.m.

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

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on Tuesday, June 16, 2009.

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

SELECT COMMITTEE ON INTELLIGENCE

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on Tuesday, June 16, 2009, at 2:30 p.m.

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

SUBCOMMITTEE ON AIRLAND

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Subcommittee on Airland of the Committee on Armed Services be authorized to meet during the session of the Senate on Tuesday, June 16, 2009, at 2:30 p.m.

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

SUBCOMMITTEE ON ANTITRUST, COMPETITION POLICY AND CONSUMER RIGHTS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on the Judiciary, Subcommittee on Antitrust, Competition Policy, and Consumer Rights, be authorized to meet during the session of the Senate on Tuesday, June 16, 2009, at 2:30 p.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Cell Phone Text Messaging Rate Increases and the State of Competition in the Wireless Market."

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

SUBCOMMITTEE ON OVERSIGHT OF GOVERNMENT MANAGEMENT, THE FEDERAL WORKFORCE, AND THE DISTRICT OF COLUMBIA

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs' Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia be authorized to meet during the session of the Senate on Tuesday, June 16, 2009 at 10 a.m. to conduct a hearing entitled, "Protecting Our Employees: Pandemic Influenza Preparedness and the Federal Workforce."

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

SUBCOMMITTEE ON SEAPOWER

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Subcommittee on Seapower of the Committee on Armed Services be authorized to meet during the session of the Senate on Tuesday, June 16, 2009 at 2:30 p.m.

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

SUBCOMMITTEE ON NATIONAL PARKS

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Subcommittee on National Parks, be authorized to meet during the session of the Senate to conduct a hearing on Tuesday, June 16, 2009, at 2:30 p.m., in room SD-366 of the Dirksen Senate Office Building.

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

PRIVILEGES OF THE FLOOR

Mrs. BOXER. Mr. President, I ask unanimous consent that Jonathan Kolikant and Matthew Long of Senator BINGAMAN's office be granted the privilege of the floor for the pendency of the Travel Promotion bill.

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

CONDEMNING THE MURDER OF PRIVATE WILLIAM ANDREW "ANDY" LONG AND THE WOUNDING OF PRIVATE QUINTON EZEAGWULA

Mr. REID. I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 186 submitted earlier today.

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

The assistant legislative clerk read as follows:

A resolution (S. Res. 186) condemning the murder of Army Private William Andrew "Andy" Long and the wounding of Army Private Quinton Ezeagwula, who were shot outside the Army-Navy Career Center in Little Rock, Arkansas on June 1, 2009.

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

Mrs. LINCOLN. Madam President, I rise today to pay tribute to a young man, Army PVT William Andrew Long, of Conway, AR. Last week, he was laid

to rest at the Arkansas Veterans Cemetery in North Little Rock. He was buried with full military honors and was awarded the Army Commendation Medal and the Army Good Conduct Medal.

Private Long was a loving son, brother, and friend whose life was tragically cut short on June 1 in a senseless attack outside of an Army-Navy Career Center in Little Rock, AR. PVT Quinton Ezeagwula was also injured in the attack. Our thoughts and prayers are with him, and we hope he makes a very speedy recovery.

Private Long had recently finished Army training and was set to deploy to South Korea. He had been appointed to the Army's Hometown Recruiter Assistance Program in Little Rock and was at the Army recruiting office on that fateful day because he had volunteered to tell others about his experience in the U.S. military.

Known to his friends and family as Andy, Private Long will always be remembered by all of us and all of them for his boundless energy, his keen intelligence, his infectious smile, and his great sense of humor. His country and all Arkansans will remember him as a hero with the courage to serve his Nation during a time of war. He will also be remembered as a young man whose life was ended way too soon.

Private Long hailed from a fiercely patriotic family, with four generations of uniformed service to the United States. Andy's great grandfather and grandfather served. Both of his parents served, and his brother, PFC Triston Long, continues to serve today and will be deployed to Iraq later this summer. On behalf of my colleagues in the Senate and the people of Arkansas, I wish to take this moment to thank the Long family for their extraordinary dedication and service to our Nation.

On that tragic day, Andy was targeted in what I view as an act of terrorism because of the uniform he wore—a uniform that stands as a symbol of this great country.

Ours is a nation where we resolve our differences through debate and democratic elections, not through violence. This is a country where freedom is cherished and liberty is recognized as an inalienable right for all people.

Terrorism has absolutely no place in this country, and as elected representatives of the people, it is our duty to ensure we are doing everything we can to combat terrorism, bring justice to its perpetrators, and protect our communities and our families. That is why I stand here today to put forth a resolution condemning the murder of Private Long and condemning the use of violence to achieve political ends. Additionally, I call for the swift prosecution, to the fullest extent of the law, of the perpetrators of this senseless shooting.

The men and women of the U.S. Armed Forces risk their lives every day, both overseas and here on our own soil in the United States. Let it be

known that their resolve will not and cannot be shattered. The ideals represented by the uniform worn by Andy Long, his parents, and the generations of brave American men and women before them, still serve to represent liberty and justice for all, and no act of terrorism can diminish that. It can only strengthen our resolve and reaffirm our commitment to America's most basic ideals and values.

Our country owes a great debt to Private Long for his service, as well as to the brave men and women in the Armed Forces who protect and defend the freedoms we cherish as Americans each and every day. Our thoughts and prayers go out to Private Long's family and to all of those who knew and loved him. We are a grateful nation for incredible individuals like Private Andy Long.

Mr. President, I yield the floor.

Mr. REID. I ask unanimous consent the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table with no intervening action or debate, and any statements be printed in the RECORD.

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

The resolution (S. Res. 186) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 186

Whereas on June 1, 2009, Private William Andrew "Andy" Long, aged 23, of Conway, Arkansas, was murdered outside the Army-Navy Career Center in Little Rock, Arkansas;

Whereas on June 1, 2009, Private Quinton Ezeagwula, aged 18, of Jacksonville, Arkansas, was wounded by gunfire outside the Army-Navy Career Center in Little Rock, Arkansas;

Whereas there are more than 1,400,000 active component and more than 1,200,000 reserve component members of the Armed Forces protecting the United States;

Whereas there are more than 8,000 Army and Army Reserve recruiters and more than 7,000 Navy recruiters serving at more than 1,500 military recruiting stations and centers in United States, Guam, Puerto Rico, and Europe;

Whereas the men and women of the Armed Forces risk their lives every day to preserve the freedoms cherished by people in the United States;

Whereas service in the Armed Forces demands extraordinary sacrifices from service members and their families and often places service members in harm's way;

Whereas members of the Armed Forces are the targets of violence not only abroad but in the United States as well; and

Whereas such violence is reprehensible and must not be tolerated: Now, therefore, be it Resolved, That the Senate—

(1) offers its condolences to the family of Private William Andrew "Andy" Long;

(2) hopes for a full recovery for Private Quinton Ezeagwula;

(3) urges swift prosecution to the fullest extent of the law of the perpetrator or perpetrators of this senseless shooting;

(4) urges the people of the United States to join the Senate in condemning acts of violence; and

(5) honors the service and sacrifice of all men and women in the Armed Services who protect and defend our freedom every day.

REMOVAL OF INJUNCTION OF SECRECY—TREATY DOCUMENT NO. 111-3

Mr. REID. Madam President, as in executive session, I ask unanimous consent that the injunction of secrecy be removed from the following treaty transmitted to the Senate on June 16, 2009, by the President of the United States:

Protocol Amending the Tax Convention with New Zealand, Treaty Document 111-3.

I further ask that the treaty be considered as having been read the first time; it be referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed; and that the President's message be printed in the RECORD.

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

The message of the President is as follows:

To the Senate of the United States:

I transmit herewith, for the advice and consent of the Senate to its ratification, the Protocol Amending the Convention between the United States of America and New Zealand for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion With Respect to Taxes on Income, signed on December 1, 2008, at Washington (the "proposed Protocol"). I also transmit for the information of the Senate the report of the Department of State, which includes an Overview of the proposed Protocol.

The proposed Protocol provides for the elimination of withholding taxes on certain cross-border direct dividend payments and on cross-border interest payments to certain financial enterprises. The proposed Protocol reduces the existing Convention's 10-percent limit on withholding taxes on cross-border payments of royalties to 5 percent.

The proposed Protocol contains a comprehensive provision designed to prevent "treaty shopping," which is the inappropriate use of a tax treaty by third-country residents. The proposed Protocol also provides for the exchange of information between tax authorities of the two countries to facilitate the administration of each country's tax laws.

I recommend that the Senate give early and favorable consideration to the proposed Protocol and give its advice and consent to ratification.

BARACK OBAMA.

THE WHITE HOUSE, June 16, 2009.

ORDERS FOR WEDNESDAY, JUNE 17, 2009

Mr. REID. Madam President, I ask unanimous consent that when the Senate completes its business today, it adjourn until tomorrow, Wednesday, June 17, at 9:30 a.m.; that following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the

time for the two leaders be reserved for their use later in the day, and there be a period of morning business for up to 1 hour, 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, with Senators permitted to speak for up to 10 minutes each.

Further, I ask that following morning business, the Senate resume consideration of the motion to proceed to S. 1023, the Travel Promotion Act of 2009, and that the time during any adjournment or period of morning business count postcloture.

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

PROGRAM

Mr. REID. If we are required to use the full 30 hours of postcloture debate time, the Senate would proceed to the bill at approximately 6:15 tomorrow evening. As I have stated previously, we expect to turn to the consideration of the supplemental conference report when it becomes available.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. REID. If there is no further business to come before the Senate, I ask unanimous consent it stand adjourned under the previous order.

Thereupon, the Senate, at 6:02 p.m., adjourned until Wednesday, June 17, 2009, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate:

DEPARTMENT OF STATE

NICOLE A. AVANT, OF CALIFORNIA, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE COMMONWEALTH OF THE BAHAMAS.

HOWARD W. GUTMAN, OF MARYLAND, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO BELGIUM.

IN THE COAST GUARD

THE FOLLOWING NAMED INDIVIDUAL FOR APPOINTMENT AS A PERMANENT COMMISSIONED REGULAR OFFICER IN THE UNITED STATES COAST GUARD IN THE GRADE INDICATED UNDER TITLE 14, U.S.C., SECTION 211(A)(3):

To be lieutenant

CHRISTOPHER G. BUCKLEY

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR REGULAR APPOINTMENT IN THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531:

To be major

IRA S. EADIE

THE FOLLOWING NAMED OFFICER FOR REGULAR APPOINTMENT IN THE GRADE INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531:

To be lieutenant colonel

JAMES C. EWALD

IN THE ARMY

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

To be colonel

PHILIP M. CHANDLER

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY