

(B) in clause (iii), by inserting “, tax evasion,” after “money laundering”; and

(11) in subsection (d), by inserting “involving money laundering, and shall notify, in writing, the Committee on Finance of the Senate and the Committee on Ways and Means of the House of Representatives of any such action involving United States tax enforcement” after “such action”.

**SA 4341.** Mr. DORGAN submitted an amendment intended to be proposed by him to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title IV, add the following:

**SEC. \_\_\_\_\_. TAXATION OF INCOME OF CONTROLLED FOREIGN CORPORATIONS ATTRIBUTABLE TO IMPORTED PROPERTY.**

(a) **GENERAL RULE.**—Subsection (a) of section 954 (defining foreign base company income) is amended by striking the period at the end of paragraph (5) and inserting “, and”, by redesignating paragraph (5) as paragraph (4), and by adding at the end the following new paragraph:

“(5) imported property income for the taxable year (determined under subsection (j) and reduced as provided in subsection (b)(5)).”.

(b) **DEFINITION OF IMPORTED PROPERTY INCOME.**—Section 954 is amended by adding at the end the following new subsection:

“(j) **IMPORTED PROPERTY INCOME.**—

“(1) **IN GENERAL.**—For purposes of subsection (a)(5), the term ‘imported property income’ means income (whether in the form of profits, commissions, fees, or otherwise) derived in connection with—

“(A) manufacturing, producing, growing, or extracting imported property;

“(B) the sale, exchange, or other disposition of imported property; or

“(C) the lease, rental, or licensing of imported property.

Such term shall not include any foreign oil and gas extraction income (within the meaning of section 907(c)) or any foreign oil related income (within the meaning of section 907(c)).

“(2) **IMPORTED PROPERTY.**—For purposes of this subsection—

“(A) **IN GENERAL.**—Except as otherwise provided in this paragraph, the term ‘imported property’ means property which is imported into the United States by the controlled foreign corporation or a related person.

“(B) **IMPORTED PROPERTY INCLUDES CERTAIN PROPERTY IMPORTED BY UNRELATED PERSONS.**—The term ‘imported property’ includes any property imported into the United States by an unrelated person if, when such property was sold to the unrelated person by the controlled foreign corporation (or a related person), it was reasonable to expect that—

“(i) such property would be imported into the United States; or

“(ii) such property would be used as a component in other property which would be imported into the United States.

“(C) **EXCEPTION FOR PROPERTY SUBSEQUENTLY EXPORTED.**—The term ‘imported property’ does not include any property which is imported into the United States and which—

“(i) before substantial use in the United States, is sold, leased, or rented by the controlled foreign corporation or a related person for direct use, consumption, or disposition outside the United States; or

“(ii) is used by the controlled foreign corporation or a related person as a component

in other property which is so sold, leased, or rented.

“(D) **EXCEPTION FOR CERTAIN AGRICULTURAL COMMODITIES.**—The term ‘imported property’ does not include any agricultural commodity which is not grown in the United States in commercially marketable quantities.

“(3) **DEFINITIONS AND SPECIAL RULES.**—

“(A) **IMPORT.**—For purposes of this subsection, the term ‘import’ means entering, or withdrawal from warehouse, for consumption or use. Such term includes any grant of the right to use intangible property (as defined in section 936(h)(3)(B)) in the United States.

“(B) **UNITED STATES.**—For purposes of this subsection, the term ‘United States’ includes the Commonwealth of Puerto Rico, the Virgin Islands of the United States, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands.

“(C) **UNRELATED PERSON.**—For purposes of this subsection, the term ‘unrelated person’ means any person who is not a related person with respect to the controlled foreign corporation.

“(D) **COORDINATION WITH FOREIGN BASE COMPANY SALES INCOME.**—For purposes of this section, the term ‘foreign base company sales income’ shall not include any imported property income.”.

(c) **SEPARATE APPLICATION OF LIMITATIONS ON FOREIGN TAX CREDIT FOR IMPORTED PROPERTY INCOME.**—

(1) **IN GENERAL.**—Paragraph (1) of section 904(d) (relating to separate application of section with respect to certain categories of income) is amended by striking “and” at the end of subparagraph (A), by redesignating subparagraph (B) as subparagraph (C), and by inserting after subparagraph (A) the following new subparagraph:

“(B) imported property income, and”.

(2) **IMPORTED PROPERTY INCOME DEFINED.**—Paragraph (2) of section 904(d) is amended by redesignating subparagraphs (I), (J), and (K) as subparagraphs (J), (K), and (L), respectively, and by inserting after subparagraph (H) the following new subparagraph:

“(I) **IMPORTED PROPERTY INCOME.**—The term ‘imported property income’ means any income received or accrued by any person which is of a kind which would be imported property income (as defined in section 954(j)).”.

(3) **CONFORMING AMENDMENT.**—Clause (ii) of section 904(d)(2)(A) is amended by inserting “or imported property income” after “passive category income”.

(d) **TECHNICAL AMENDMENTS.**—

(1) Clause (iii) of section 952(c)(1)(B) (relating to certain prior year deficits may be taken into account) is amended—

(A) by redesignating subclauses (II), (III), (IV), and (V) as subclauses (III), (IV), (V), and (VI), and

(B) by inserting after subclause (I) the following new subclause:

“(II) imported property income.”.

(2) The last sentence of paragraph (4) of section 954(b) (relating to exception for certain income subject to high foreign taxes) is amended by striking “subsection (a)(5)” and inserting “subsection (a)(4)”.

(3) Paragraph (5) of section 954(b) (relating to deductions to be taken into account) is amended by striking “and the foreign base company oil related income” and inserting “the foreign base company oil related income, and the imported property income”.

(e) **EFFECTIVE DATE.**—The amendments made by this section shall apply to taxable years of foreign corporations beginning after the date of the enactment of this Act, and to taxable years of United States shareholders within which or with which such taxable years of such foreign corporations end.

**SA 4342.** Ms. SNOWE (for herself, Mr. ENZI, and Mr. ENSIGN) submitted an amendment intended to be proposed to amendment SA 4301 proposed by Mr. BAUCUS to the bill H.R. 4213, to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 413.

**AUTHORITY FOR COMMITTEES TO MEET**

**COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION**

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on June 10, 2010, at 10 a.m. in room 253 of the Russell Senate Office Building.

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

**COMMITTEE ON FINANCE**

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on June 10, 2010, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to conduct a hearing entitled “The U.S.-China Economic Relationship: A New Approach for a New China.”

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

**COMMITTEE ON FOREIGN RELATIONS**

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on June 10, 2010, at 10 a.m., to hold a hearing entitled “Strategic Arms Control and National Security (Treaty Doc. 111-5).”

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

**COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS**

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate, to conduct a hearing entitled “Production over Protections: A Review of Process Safety Management in the Oil and Gas Industry” on June 10, 2010. The hearing will commence at 10 a.m. in room 430 of the Dirksen Senate Office Building.

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

**COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS**

Mrs. BOXER. 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 June 10, 2010, at 2:30 p.m.

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

**COMMITTEE ON INDIAN AFFAIRS**

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized

to meet during the session of the Senate on June 10, 2010, at 3 p.m. in room 628 of the Dirksen Senate Office Building.

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

#### COMMITTEE ON THE JUDICIARY

Mrs. BOXER. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on June 10, 2010, at 10 a.m. in SD-226 of the Dirksen Senate Office Building, to conduct an executive business meeting.

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

#### AD HOC SUBCOMMITTEE ON STATE, LOCAL, AND PRIVATE SECTOR PREPAREDNESS AND INTEGRATION

Mrs. BOXER. Mr. President, I ask unanimous consent that the Ad Hoc Subcommittee on State, Local, and Private Sector Preparedness and Integration of the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on June 10, 2010, at 10 a.m. to conduct a hearing entitled, "Deep Impact: Assessing the Effects of the Deepwater Horizon Oil Spill on States, Localities and the Private Sector."

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

#### SELECT COMMITTEE ON INTELLIGENCE

Mrs. BOXER. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on June 10, 2010, at 2:30 p.m.

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

#### PRIVILEGES OF THE FLOOR

Mrs. BOXER. Mr. President, I ask unanimous consent that Julie DeMeester, a fellow in Senator DURBIN's office, be granted the privilege of the floor for the duration of the Murkowski resolution debate.

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

Mrs. BOXER. Mr. President, I ask unanimous consent, on behalf of Senator BAUCUS, that a fellow, Andrew Erickson, be granted the privileges of the floor during the consideration of this resolution.

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

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. DORGAN. Mr. President, I ask unanimous consent the Senate proceed to executive session to consider Calendar No. 932 and all nominations on the Secretary's desk in the Coast Guard and NOAA; that 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 be printed in the RECORD, and that the President be immediately notified of the Senate's action.

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

The nominations considered and confirmed en bloc are as follows:

#### IN THE COAST GUARD

The following named officers for appointment in the United States Coast Guard to the grade indicated under section 271, title 14, U.S.C.:

#### To be rear admiral

Rear Adm. (1h) Joseph R. Castillo  
Rear Adm. (1h) Daniel R. May  
Rear Adm. (1h) Roy A. Nash  
Rear Adm. (1h) Peter F. Neffenger  
Rear Adm. (1h) Charles W. Ray  
Rear Adm. (1h) Keith A. Taylor

#### NOMINATIONS PLACED ON THE SECRETARY'S DESK

#### IN THE COAST GUARD

PN1771 COAST GUARD nominations (4) beginning Emily S. McIntyre, and ending Scott J. McCann, which nominations were received by the Senate and appeared in the Congressional Record of May 13, 2010.

#### NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

PN1622 NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION nominations (20) beginning REBECCA J. ALMEIDA, and ending OLIVER E. BROWN, which nominations were received by the Senate and appeared in the Congressional Record of April 14, 2010.

PN1732 NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION nominations (16) beginning TIMOTHY C. SINQUEFIELD, and ending LARRY V. THOMAS JR., which nominations were received by the Senate and appeared in the Congressional Record of April 29, 2010.

Mr. DORGAN. I ask unanimous consent that on Tuesday, June 15, at 11:30 a.m., the Senate proceed to executive session and debate concurrently the following nominations on the Executive Calendar for a total of 20 minutes, with the time equally divided and controlled between Senators LEAHY and SESSIONS or their designees: Calendar No. 732, Tanya Pratt; Calendar No. 775, Brian Jackson; and Calendar No. 776, Elizabeth Foote; that upon the use or yielding back of time, the Senate proceed to vote on confirmation of the nominations in the order listed, and that after the first vote, the succeeding votes be limited to 10 minutes each; that upon confirmation, the motions to reconsider be considered made and laid upon the table, 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.

#### LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will resume legislative session.

#### CRUISE VESSEL SECURITY AND SAFETY ACT OF 2010

Mr. DORGAN. Mr. President, I ask unanimous consent the Senate proceed

to the immediate consideration of Calendar No. 211, H.R. 3360.

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

The assistant legislative clerk read as follows:

A bill (H.R. 3360) to amend title 46, United States Code, to establish requirements to ensure the security and safety of passengers and crew on cruise vessels, and for other purposes.

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

Mr. LEAHY. Mr. President, I am pleased to support the Cruise Vessel Security and Safety Act of 2010 and glad to join the full Senate today in passing this important bill. This legislation will improve the safety of Americans traveling on cruise ships by increasing security and crime reporting regulations.

Far too many incidents of sexual assault and other serious crimes continue to occur on board cruise ships despite ongoing media and Congressional attention to this problem. I have long worked to improve protections for crime victims through landmark legislation including the Victims of Crime Act and the Violence Against Women Act. I applaud Senator KERRY for his leadership in ensuring those protections extend to Americans traveling aboard cruise ships.

This important legislation will require the cruise industry to comply with a number of commonsense security provisions, such as providing peep holes and locks in sleeping cabins, and it mandates cruise vessel personnel to contact both the FBI and the U.S. Coast Guard as soon as a serious crime is reported.

I am particularly pleased to see that the legislation will improve the treatment and protections victims receive on board a cruise ship following a crime. For example, a licensed medical practitioner will be required on board all ships to provide immediate treatment, including medications to prevent sexually transmitted diseases after an assault and to conduct forensic examinations to help collect critical evidence for later prosecution. I have worked hard to ensure that these kinds of services to assist victims and to facilitate successful prosecution of those who commit terrible crimes are available throughout the country. I am glad that this bill will help ensure that Americans traveling at sea receive these same vital services.

These important commonsense provisions will help prevent further crimes from happening by improving security measures on our country's cruise ships, while also improving our ability to hold the perpetrators of these serious crimes accountable. I am pleased to support this important legislation.

Mr. DORGAN. Mr. President, I ask unanimous consent the Rockefeller substitute amendment which is at the desk be agreed to, the bill, as amended, be read a third time, the bill be passed, the motions to reconsider be laid upon