

Mr. CARPER. Mr. President, I ask unanimous consent that the resolutions be agreed to, the preambles be agreed to, the motions to reconsider be laid upon the table en bloc, with no intervening action or debate, and any statements relating to the resolutions be printed in the RECORD.

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

The resolutions (S. Res. 576, S. Res. 577, and S. Res. 578) were agreed to.

The preambles were agreed to.

The resolutions, with their preambles, read as follows:

#### S. RES. 576

Whereas the Electronic Signatures in Global and National Commerce Act (ESIGN) (15 U.S.C. 7001 et seq.) was enacted on June 30, 2000, to ensure that a signature, contract, or other record relating to a transaction may not be denied legal effect, validity, or enforceability solely because the signature, contract, or other record is in electronic form;

Whereas in that Act, Congress directed the Secretary of Commerce to take all actions necessary to eliminate or reduce, to the maximum extent possible, the impediments to commerce in electronic signatures, for the purpose of facilitating the development of interstate and foreign commerce; and

Whereas June 30, 2010, marks the 10th anniversary of the enactment of ESIGN and would be an appropriate date to designate as "National ESIGN Day 2010": Now, therefore, be it

*Resolved*, That the Senate—

(1) supports the designation of a "National ESIGN Day 2010";

(2) recognizes the contribution made by Congress in the Electronic Signatures in Global and National Commerce Act (ESIGN) (15 U.S.C. 7001 et seq.) to the adoption of modern solutions that keep the United States on the leading technological edge; and

(3) reaffirms the commitment of the Senate to facilitating interstate and foreign commerce in an increasingly digital world.

#### S. RES. 577

Whereas Henry Vinton Plummer was born into slavery on July 31, 1844, in Prince George's County, Maryland and escaped from slavery to serve honorably in the U.S. Navy during the Civil War;

Whereas Henry Plummer was assigned in 1864 to the Union gunboat U.S.S. Coeur de Lion, which engaged numerous Confederate ships trying to run Union blockades in the Chesapeake Bay and its tributaries during the Civil War;

Whereas after being honorably discharged from the Navy in 1865, Henry Plummer studied to become a minister, and felt called to serve again in the United States military;

Whereas in 1866, the 39th Congress passed legislation to establish African-American military units and stipulated that a chaplain be assigned to each regiment;

Whereas in July 1884, Henry Plummer was appointed the first African-American chaplain in the United States Regular Army with a military rank equivalent of Captain;

Whereas Chaplain Plummer served for more than 10 years with the Ninth Cavalry and was stationed at Army forts in Kansas, Wyoming, and Nebraska;

Whereas during his time in uniform, Chaplain Plummer worked to improve education and voter participation and reduce the temptation of gambling, drunkenness, and prostitution among soldiers under his ministry;

Whereas Chaplain Plummer fought racism and other injustices of the time while serving his country with the Ninth Cavalry;

Whereas Chaplain Plummer's records in Fort Riley and Fort Robinson noted that he performed admirably in his work among soldiers and in his efforts on behalf of their spiritual well-being;

Whereas Chaplain Plummer endured racial bias and animosity throughout his time in uniform, including being denied officer housing and being forced to live among enlisted personnel despite holding the Army officer rank equivalent of Captain;

Whereas in 1894, Chaplain Plummer was court-martialed, convicted, and dismissed from the Army under circumstances tainted by racial and personal animus;

Whereas the Army Board for Correction of Military Records concluded that personal grudges and racial bias were driving factors that led to Chaplain Plummer's court-martial;

Whereas the Army Board for Correction of Military Records noted evidence that shows Chaplain Plummer served his country well and was a highly respected and admired officer;

Whereas in 2005, the Army Board for Correction of Military Records changed the status of Chaplain Plummer's military discharge to "honorable";

Whereas despite the unfair and racially charged atmosphere that led to Chaplain Plummer's conviction and discharge, he continued to ask for reinstatement in the military out of a desire to serve his country;

Whereas Chaplain Plummer was a devoted family man, minister, veteran, and community leader committed to the principles of liberty and opportunity for which the United States stands; and

Whereas Chaplain Plummer rose from the depths of slavery to remarkable heights, and led a life of selfless contributions to his country: Now, therefore, be it

*Resolved*, That the Senate—

(1) celebrates the life and patriotism of Chaplain Henry Vinton Plummer;

(2) expresses its admiration for Chaplain Plummer for his perseverance and resolve in the face of racial oppression in the military history of the United States; and

(3) congratulates Chaplain Plummer's extended family for their work to commemorate his life of devotion to helping others while overcoming tremendous adversity.

#### S. RES. 578

Whereas the Summer Food Service Program provides healthy, nutritious meals to an average 2,900,000 children each weekday during the summer;

Whereas there are 34,700 feeding sites in low-income neighborhoods located at churches, schools, parks, recreation centers, and summer camps in all 50 States;

Whereas thousands volunteer at summer feeding sites;

Whereas summer feeding programs play an important role in providing safe places for children and teenagers to engage in physical activity and provide educational opportunities to spur learning during the summer months;

Whereas data from the Department of Agriculture has shown rates of hunger and food insecurity among school-age children increase during the summer months;

Whereas the 19,500,000 children receiving free or reduced priced meals through the National School Lunch Program, only 1 in 9 receive meals at a summer feeding site on an average day;

Whereas there are only 34 summer food sites for every 100 school lunch programs; and

Whereas many low-income, food insecure children in rural areas lack access to summer feeding locations: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates June 2010 as "Summer Food Service Program Awareness Month";

(2) encourages schools, nonprofit institutions, churches, parks, recreation centers, and summer camps to sponsor summer feeding sites in their communities; and

(3) encourages schools, local businesses, nonprofit institutions, churches, cities, and State governments to raise awareness of the availability of summer feeding sites and support efforts to increase participation of children who might otherwise go without meals if not for the Summer Food Service Program.

### CONDITIONAL ADJOURNMENT OF THE HOUSE AND CONDITIONAL RECESS OR ADJOURNMENT OF THE SENATE

Mr. CARPER. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of H. Con. Res. 293, the adjournment resolution, received from the House and at the desk.

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

The clerk will report.

The assistant legislative clerk read as follows:

A resolution (H. Con. Res. 293) providing for the conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

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

Mr. CARPER. Mr. President, I ask unanimous consent that the concurrent resolution be agreed to, and the motion to reconsider be laid upon the table.

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

The concurrent resolution (H. Con. Res. 293) was agreed to, as follows:

#### H. CON. RES. 293

*Resolved by the House of Representatives (the Senate concurring).* That when the House adjourns on any legislative day from Thursday, July 1, 2010, through Saturday, July 3, 2010, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, July 13, 2010, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Wednesday, June 30, 2010, through Sunday, July 4, 2010, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, July 12, 2010, or such other time on that day as may be specified in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble

at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

#### MEASURE READ THE FIRST TIME—H.R. 5552

Mr. CARPER. Mr. President, I understand that H.R. 5552 has been received from the House and is at the desk, is that correct?

The PRESIDING OFFICER. The Senator is correct.

Mr. CARPER. I ask for its first reading.

The PRESIDING OFFICER. The clerk will read the title of the bill for the first time.

The assistant legislative clerk read as follows:

A bill (H.R. 5552) to amend the Internal Revenue Code of 1986 to require that the payment of the manufacturers' excise tax on recreational equipment be paid quarterly and to provide for the assessment by the Secretary of the Treasury of certain criminal restitution.

Mr. CARPER. I ask for its second reading and object to my own request.

The PRESIDING OFFICER. Objection is heard.

The bill will receive its second reading on the next legislative day.

#### EXECUTIVE SESSION

##### EXECUTIVE CALENDAR

Mr. CARPER. Mr. President, I ask unanimous consent that the Senate proceed to executive session and that the previous action tonight with respect to Calendar No. 963 be vitiated and that the Senate then proceed to Calendar No. 964; that the nomination be confirmed; that the motion to reconsider be laid upon the table; 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 nomination considered and confirmed is as follows:

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 general*

Lt. Gen. Lloyd J. Austin, III

##### LEGISLATIVE SESSION

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

##### APPOINTMENT

The PRESIDING OFFICER. The Chair, on behalf of the President pro tempore, upon the recommendation of the majority leader, pursuant to Public Law 105-292, as amended by Public Law 106-55, and as further amended by Public Law 107-228, reappoints the fol-

lowing individual to the United States Commission on International Religious Freedom: Dr. Don H. Argue of Washington.

#### ORDERS FOR MONDAY, JULY 12, 2010

Mr. CARPER. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn under the provisions of H. Con. Res. 293 until 2 p.m. on Monday, July 12; 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 that following any leader remarks, there be a period for the transaction of morning business, with Senators permitted to speak therein for up to 10 minutes each.

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

#### PROGRAM

Mr. CARPER. Mr. President, when we return on Monday, July 12, Senators should expect a rollover vote at approximately 5:30 p.m. We hope to reach an agreement to vote on confirmation of a judicial nomination. Senators will be notified when any agreement is reached.

#### ADJOURNMENT UNTIL MONDAY, JULY 12, 2010, AT 2 P.M.

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

There being no objection, the Senate, at 9:40 p.m., adjourned until Monday, July 12, 2010, at 2 p.m.

#### DISCHARGED NOMINATIONS

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

FOREIGN SERVICE NOMINATIONS BEGINNING WITH ROBIN J. BRINKLEY HADDEN AND ENDING WITH HEATHER LOUISE YORKSTON, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON FEBRUARY 24, 2010.

#### CONFIRMATIONS

Executive nominations confirmed by the Senate, Wednesday, June 30, 2010:

##### BROADCASTING BOARD OF GOVERNORS

VICTOR H. ASHE, OF TENNESSEE, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2010.

WALTER ISAACSON, OF LOUISIANA, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2012.

WALTER ISAACSON, OF LOUISIANA, TO BE CHAIRMAN OF THE BROADCASTING BOARD OF GOVERNORS.

MICHAEL LYNTON, OF CALIFORNIA, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2012.

SUSAN MCCUE, OF VIRGINIA, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2011.

DENNIS MULHAUPT, OF CALIFORNIA, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2011.

S. ENDERS WIMBUSH, OF VIRGINIA, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2010.

##### DEPARTMENT OF STATE

THEODORE SEDGWICK, OF VIRGINIA, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE SLOVAK REPUBLIC.

##### BROADCASTING BOARD OF GOVERNORS

MICHAEL P. MEEHAN, OF VIRGINIA, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2010.

DANA M. PERINO, OF THE DISTRICT OF COLUMBIA, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2012.

##### DEPARTMENT OF THE TREASURY

S. LESLIE IRELAND, OF MASSACHUSETTS, TO BE ASSISTANT SECRETARY FOR INTELLIGENCE AND ANALYSIS, DEPARTMENT OF THE TREASURY.

##### IN THE ARMY

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 general*

GEN. DAVID H. PETRAEUS

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 general*

LT. GEN. LLOYD J. AUSTIN III

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 general*

GEN. RAYMOND T. ODIERNO

THE ABOVE NOMINATIONS WERE APPROVED SUBJECT TO THE NOMINEES' COMMITMENT TO RESPOND TO REQUESTS TO APPEAR AND TESTIFY BEFORE ANY DULY CONSTITUTED COMMITTEE OF THE SENATE.

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*

LT. GEN. FRANCIS H. KEARNEY III

##### IN THE MARINE CORPS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES MARINE CORPS RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

*To be major general*

BRIG. GEN. REX C. MCMILLIAN

##### IN THE NAVY

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*

REAR ADM. (LH) ALTON L. STOCKS

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*

REAR ADM. (LH) WILLIAM A. BROWN

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. ELAINE C. WAGNER

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. COLIN G. CHINN

THE FOLLOWING NAMED OFFICERS 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. WILLIE L. METTS

CAPT. JAN E. TIGHE

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. THOMAS H. BOND, JR.

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*

REAR ADM. (LH) SAMUEL J. COX