

are suffering; men and women who have died; men and women who have suffered so much because they did the right thing.

What message are we sending here from this body, this esteemed body, if we cannot help those who came to our rescue, who were there to find survivors, who were there then to find remains, and who were there to do the cleanup when our government asked them to help?

You must remember the days after 9/11. This country would have done anything to help those who had suffered so much in New York and across this country. This was the most deadly terrorist attack in the history of America. And now 9 years later this body cannot come together to do what is right? This is the clearest example of right versus wrong that I have seen in this body in my 2 short years.

We must recognize the undeniable obligation we have, a moral obligation to protect these men and women and their families because they did the right thing. It is now time for this body to do the very same.

I yield the floor and I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

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 President, I ask unanimous consent that the order for the quorum call be rescinded.

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

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**PUBLIC SAFETY EMPLOYER-EMPLOYEE COOPERATION ACT OF 2010—MOTION TO PROCEED**

**CLOTURE MOTION**

Mr. REID. Mr. President, I move to proceed to Calendar No. 662, S. 3991, the Public Safety Employer-Employee Cooperation Act, and I have a cloture motion at the desk I wish reported.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

**CLOTURE MOTION**

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the motion to proceed to Calendar No. 662, S. 3991, the Public Safety Employer-Employee Cooperation Act of 2010.

Harry Reid, Patrick J. Leahy, Tom Harkin, Carl Levin, Daniel K. Inouye, Richard J. Durbin, Byron L. Dorgan, Jack Reed, Jeff Bingaman, Dianne Feinstein, Mark Begich, Robert Menendez, Daniel K. Akaka, Sherrod Brown, Sheldon Whitehouse, Patty Murray, Debbie Stabenow, Barbara Boxer.

Mr. REID. Mr. President, I now withdraw that motion.

The PRESIDING OFFICER. The motion is withdrawn.

**EMERGENCY SENIOR CITIZENS RELIEF ACT OF 2010—MOTION TO PROCEED**

**CLOTURE MOTION**

Mr. REID. Mr. President, I move to proceed to Calendar No. 655, S. 3985, which is the Emergency Senior Citizens Relief Act, and I have a cloture motion at the desk referencing that matter.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

**CLOTURE MOTION**

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the motion to proceed to Calendar No. 655, S. 3985, the Emergency Senior Citizens Relief Act of 2010.

Harry Reid, Richard J. Durbin, Bernard Sanders, Sherrod Brown, Debbie Stabenow, Sheldon Whitehouse, Patrick J. Leahy, Byron L. Dorgan, John D. Rockefeller IV, Charles E. Schumer, Al Franken, Barbara A. Mikulski, Jack Reed, Frank R. Lautenberg, Kirsten E. Gillibrand, Mark Begich, Robert P. Casey, Jr., Tom Udall.

Mr. REID. Mr. President, I now withdraw that motion.

The PRESIDING OFFICER. The motion is withdrawn.

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**DEVELOPMENT, RELIEF, AND EDUCATION FOR ALIEN MINORS ACT OF 2010—MOTION TO PROCEED**

**CLOTURE MOTION**

Mr. REID. Mr. President, I now move to proceed to Calendar No. 663, S. 3992, which is the Development, Relief, and Education for Alien Minors Act of 2010, and I have a cloture motion at the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

**CLOTURE MOTION**

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the motion to proceed to Calendar No. 663, S. 3992, the Development, Relief, and Education for Alien Minors Act of 2010 (DREAM Act).

Harry Reid, Richard J. Durbin, Tom Harkin, Carl Levin, Daniel K. Inouye, Dianne Feinstein, Byron L. Dorgan, Jack Reed, Jeff Bingaman, Patrick J. Leahy, Mark Begich, Blanche L. Lincoln, Robert Menendez, Daniel K. Akaka, Sherrod Brown, Sheldon Whitehouse, Patty Murray, Debbie Stabenow, Barbara Boxer.

Mr. REID. Mr. President, I now withdraw the cloture motion relating to that matter.

The PRESIDING OFFICER. The motion is withdrawn.

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**JAMES ZADROGA 9/11 HEALTH AND COMPENSATION ACT—MOTION TO PROCEED**

**CLOTURE MOTION**

Mr. REID. Mr. President, I ask unanimous consent to proceed to Calendar

No. 641, H.R. 847, the James Zadroga 9/11 Health and Compensation Act, and I have a cloture motion at the desk regarding this matter.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

**CLOTURE MOTION**

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the motion to proceed to Calendar No. 641, H.R. 847, the James Zadroga 9/11 Health and Compensation Act of 2010.

Harry Reid, Kirsten E. Gillibrand, Charles E. Schumer, Robert P. Casey, Jr., Patty Murray, Al Franken, Jeff Bingaman, Benjamin L. Cardin, Joe Manchin III, Daniel K. Inouye, Michael F. Bennet, Jeanne Shaheen, Robert Menendez, Barbara Boxer, Frank R. Lautenberg, Christopher J. Dodd, Richard J. Durbin.

Mr. REID. Mr. President, regarding H.R. 847, the Zadroga legislation, have we stated that motion?

The PRESIDING OFFICER. The motion has been stated and the names have been read.

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**ORDER OF PROCEDURE**

Mr. REID. Mr. President, I ask unanimous consent that the cloture vote on the motion to proceed to Calendar No. 662, S. 3991, occur upon the conclusion of the impeachment proceedings and the Senate resumes legislative session; that the Senate then resume the motion to proceed to Calendar No. 662, and that the mandatory quorum, required under rule XXII, as it relates to all these matters I have filed cloture on be waived.

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

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**ORDER OF PROCEDURE—IMPEACHMENT AGAINST JUDGE G. THOMAS PORTEOUS**

Mr. REID. Mr. President, I ask unanimous consent that the Senate resume consideration of the Articles of Impeachment against Judge G. Thomas Porteous, Jr., of the Eastern District of Louisiana, at 10 a.m. on Tuesday, December 7, for the commencement of arguments by the House managers and counsel for Judge Porteous on motions filed by Judge Porteous with regard to the Impeachment Articles and that the Secretary be instructed to so notify the House of Representatives.

I further ask unanimous consent that each side be permitted no more than 1 hour for argument on all motions, that counsel for Judge Porteous be permitted to open and close the motions argument, and that the parties be permitted to divide their argument as they wish.

I further ask unanimous consent that then, after recessing for the weekly party caucuses, the Senate reconvene on the Articles of Impeachment at 2:30

p.m. on Tuesday, December 7, for the parties' final arguments on the merits of the articles. I ask unanimous consent that the parties have each 1½ hours to present articles on all four articles, which, under the impeachment rules, will be opened and closed by the House managers, with no more than two individuals speaking for each side.

I further ask unanimous consent that, at the conclusion of the 3 hours allotted for final arguments, the Senate shall immediately meet in closed session to begin its deliberations on the Articles of Impeachment and the related motions in accordance with impeachment rule XX.

I finally ask unanimous consent that the individuals listed on the document I now send to the desk be granted the privilege of the Senate floor during all open sessions while the Articles of Impeachment against Judge Porteus are under consideration.

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

The list is as follows:

THE JUDGE AND HIS COUNSEL

1. Judge Gabriel Thomas Porteus, Jr.
2. Jonathan Turley
3. Daniel Schwartz
4. P.J. Meitl
5. Daniel O'Connor
6. Ian Barlow

THE HOUSE OF REPRESENTATIVES MANAGERS

7. Adam Schiff (D-CA)
8. Bob Goodlatte (R-VA)
9. Henry C. "Hank" Johnson, Jr. (D-GA)
10. Jim Sensenbrenner (R-WI)
11. Zoe Lofgren (D-CA)

SPECIAL IMPEACHMENT COUNSEL TO THE HOUSE MANAGERS

12. Alan Baron
13. Harold Damelin
14. Mark Dubester
15. Kirsten Konar

STAFF TO THE HOUSE MANAGERS

16. Jeffrey Lowenstein (Schiff)
17. Branden Ritchie (Goodlatte)
18. Elisabeth Stein (Johnson)
19. Michael Lenn (Sensenbrenner)
20. Ryan Clough (Lofgren)

SENATE LEGAL COUNSEL

21. Morgan Frankel
22. Pat Bryan
23. Grant R. Vinik
24. Thomas E. Caballero

SENATE STAFF

25. Derron R. Parks
26. Thomas L. Jipping
27. Justin Kim
28. Rebecca Seidel
29. Erin P. Johnson
30. Paul Lake Dishman, IV
31. Susan Smelcer
32. Stephen Hedger
33. Chris Campbell
34. Paige Herwig
35. Stephen C.N. Lille
36. Justin G. Florence
37. Matthew T. Nelson
38. Thomas J. Maloney
39. Nhan Nguyen
40. Erica Suares
41. Bryn Stewart
42. Emily Ferris
43. Michelle Weber
44. Jason Bohrer
45. Lori Hamamoto
46. Van Luong
47. Marie Blanco

48. Leadership Staff
49. Floor Staff

Mr. REID. Mr. President, I stress the importance of all Senators attending the impeachment proceedings. I urge them to be in the Chamber at 10 a.m. tomorrow for a live quorum, which will begin at that time, prior to the commencement of the impeachment trial proceedings. This is an important constitutional part of the Senate's responsibilities, and each Senator has an obligation to participate in the case and for his or her office to be present and informed and participate. This type of impeachment proceeding has happened only a few times in the history of the Republic. It is very important for Senators to participate.

HONORING OUR ARMED FORCES

SERGEANT FIRST CLASS BARRY EDWARD JARVIS

Mr. BAYH. Mr. President, I rise today to honor the life of SFC Barry Edward Jarvis of the U.S. Army and Tell City, IN.

Sergeant Jarvis was assigned to the 1st Squadron of the 61st Cavalry Regiment, 101st Airborne Division at Fort Campbell, KY. He was 36 years old when he lost his life on November 29, 2010, serving bravely in support of Operation Enduring Freedom in Afghanistan's Nangarhar Province.

Sergeant Jarvis and his family moved to Indiana when he was a boy. He graduated from Tell City High School in 1993 and finished Army basic training in 1998. A cavalry scout, Sergeant Jarvis was assigned to Fort Campbell in May of 2009 and deployed to Afghanistan 3 months later.

He was known by many as a genuine and dedicated soldier who found his calling in serving his country, and his numerous awards and decorations, including the Meritorious Service Medal, the Army Commendation Medal, and the Army Achievement Medal, bear out that reputation.

I join Sergeant Jarvis' family and friends in mourning his death. He is survived by his wife Tina Louise Jarvis of Clarksville, TN; his children Kitaira Aleesha, and William, also of Clarksville, and Donavon, of Evansville, IN; his father William Edward Jarvis of Atlantic Beach, FL; and his mother, Alma Jean Jarvis of Tell City, IN.

As we struggle to express our grief over this loss, we take pride in the example of this American hero. We cherish the legacy of his service and his life.

As I search for words to honor this fallen soldier, I recall President Lincoln's words to the families of the fallen at Gettysburg: "We cannot dedicate, we cannot consecrate, we cannot hallow this ground. The brave men, living and dead, who struggled here, have consecrated it, far above our poor power to add or detract. The world will little note nor long remember what we say here, but it can never forget what they did here."

It is my sad duty to enter the name of SFC Barry Edward Jarvis in the

RECORD of the U.S. Senate for his service to our country and for his profound commitment to freedom, democracy, and peace.

TAX CUTS

Mr. NELSON of Nebraska. Mr. President, Nebraskans want both Republicans and Democrats to work out a bipartisan plan soon that will extend all, or nearly all, of the income and other tax cuts which expire on December 31, 2010. In today's votes, I opposed the first amendment because it would raise taxes for a number of small businesses in Nebraska and nationwide, penalizing the best job creators in our economy. I supported the second amendment extending the tax cuts for most taxpayers because it won't affect most small businesses.

I believe that any revenue generated by ending tax cuts for some Americans should go not for new government spending but to pay down the nearly \$14 trillion debt. Debt reduction is essential for all Americans' economic future, and for our Nation to remain the leader of the free world. I will continue pushing for extending all of the tax cuts to provide the certainty, clarity, and continuity we need to get our economy going strong again. I hope the Senate will come together soon to pass major tax cuts.

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Pate, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

MESSAGE FROM THE HOUSE

At 2:03 p.m., a message from the House of Representatives, delivered by Mr. Novotny, one of its reading clerks, announced that pursuant to section 1002 of the Intelligence Authorization Act for Fiscal Year 2003 (Public Law 107-306) as amended by section 701(a)(3) of the Intelligence Authorization Act for Fiscal Year 2010 (Public Law 111-259), and the order of the House of January 6, 2009, the Speaker appoints the following member on the part of the House of Representatives to the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community: Dr. Shirley Ann Jackson of Bridgewater, New Jersey.

The message also announced that pursuant to section 1 of the Library of