

event that Congress does not submit such an amendment to the states for ratification on or before December 31, 2011; and be it further

Resolved, That copies of this resolution be provided to the Secretaries of State and to the presiding officers of the Legislatures of the other states.

ADDITIONAL STATEMENTS

IN MEMORY OF LOST LIVES

Mr. LIEBERMAN. Mr. President, I rise in honor of the innocent lives that were lost in Newtown, CT, on December 14, when a madman murdered 26 students, teachers, and administrators, as well as his own mother. The terrible act of violence that occurred that day has left the whole Nation wounded and shaken. In the wake of this tragedy, Mr. Albert Caswell penned the following poem:

WE NOW SO WEEP

IN MEMORY OF ALL THE LOST LIVES AND THE TRAGEDY AT SANDY HOOK ELEMENTARY SCHOOL
(By Albert Carey Caswell)

We Now So Weep
We . . .
We now so weep . . .
All in our hearts so very deep!
All in this pain to so repeat!
Forever now so to keep!
We now so weep!
And from all of this heartache!
What must we now so take!
And what sense from all of this,
must we now so make?
All so very deep,
deep down inside all of our souls to so create
. . .
That there is a battle!
And there is a fight!
That which but so rages on this very night!
Of Good Vs. Evil . . .
Of wrong or so right!
And that hate is hard,
as it makes me weep!
It makes me cry!
When, I so see those tears in your parent's eyes!
And that our moments together upon this earth,
are such so very short ones there so first!
So hold your families close,
and always remember what but means the most!
All in your hearts so very deep!
As all across this nation,
we now so weep . . .
As the tears run down our faces so deep!
At this evil our souls so tries to defeat!
All in these our darkest hours of heartbreak,
which now so beat . . .
As it's for them we now so weep!
And for all of those love ones,
who so lost their most precious daughters
and sons . . .
Thy Kingdom Come,
for heaven but lies for each of them!
Their parent's most precious children so to keep!
And for all of those educators,
who were so slain so all in such grief!
Knowing full well,
all of the pain that their loved ones must
now so keep!
The kind of pain,
that which only Heaven can bring such relief!
For a child!
Is but the very hope of the world!
So very innocent and so very precious,

oh such beautiful little boys and so girls . . .
With their sweet little smiles unto us as so unfurled . . .
As all around them such happiness so swirls
. . .
Touching all of our hearts,
as was their part,
these most precious boys and so girls!
With their little voices and so little curls
. . .
And who could so cast out such vile evil upon as so hurled?
Because, a child is but The Brightest of All Lights!
The Brightest of all Bright!
So listen on the wind,
and you will hear this my friend . . .
our Lord crying for all of them!
To take a child's life,
but stands at the very top of evil's darkest of all heights!
With all of their futures so up ahead,
so very shinny and bright!
As it's for all of them,
we now so weep!
And for all of those dedicated teachers,
whose very being was to so nurture our true heart's delights!
Who so heroically towards evil so ran,
"lock the doors, look the doors",
as she so cried out all in her most courageous fight!
As all of their children are but so now motherless now!
As a young teacher who so hid her children,
to so escape past a door,
as the evil came in she so fooled and so lured
. . .
sacrificing herself . . .
All so they could escape,
why now up in heaven she's so adored!
Our children,
are but our most precious of all gifts from above!
For these are our greatest gifts to our world,
of our true loves!
Such sheer delights!
As no more joyful Christmas mornings,
will they so see so in sight . . .
Or Hanukkah's,
so surrounded by their families with such smiles so very bright!
Not to grow up to be so very tall!
Not to have children at all . . .
Oh but the sad shame of it all!
No Weddings, No Birthdays, No Proms, or Graduations for one and all!
As a parent's greatest of all nightmares,
has now come to call!
To bury our children,
with tears in eyes to their knees they now fall!
As out across this nation,
we so try to so make sense of it all . . .
But, the answer is so very clear,
as it's as old as time is so here!
It's The Struggle!
It's The Fight!
As out across this great nation . . .
I bid to you to so hold your families close
. . .
On this very night!
And remember our love and time together,
but means the most!
And that this battle is not over,
so wrap your hearts all in this clover,
of all of those teachers love and courage so showed!
All in that selfless sacrifice!
Because, the darkness is no match . . .
for the light in our hearts that which evil ignores!
Goodness!
Evil!
Darkness!
Light!
Those brave hearts who evil must fight!
Who bring their light!

As against the darkest of all evils,
as onward we fight!
Rise!
Rise Up To Heaven My Child,
with but tears in your eyes!
As our Lord's Littlest of Angels now so fill the skies!
And do not so worry because in our Lord's arms you now lie!
Mommy!
Daddy!
I'm already in Heaven so don't you so cry!
Up here, there are candy canes to so taste,
and Christmas trains to so ride!
And there are puppies up in heaven,
and the most beautiful of all butterflies . . .
And because you won't ever turn seven it now makes me so cry!
And when their comes a gentle rain,
your tear drops shall wash down upon your parents to so ease their pain . . .
Until, one day up in Heaven you shall all so meet again . . .
And you won't have to cry anymore!
Mothers, Fathers, Sisters, Brothers, Grand Parents and all the others . . .
Somehow!
Someway!
Find the strength on this day!
All in what their short live's so had to say!
And so try!
To so carry them all in your hearts out on your way!
As you so wipe all of those tears from your eyes . . .
And from out of all of this heartache you must so realize,
that your children and your loved ones are Angels now up in Heaven on high!
And isn't that but where we all so wish to wake, so you and I?
Goodness!
Evil!
Darkness!
Light!
Those brave hearts who evil must fight!
Together in enjoined,
as we battle on into the darkest of all nights!
And now we so weep!
Amen!

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mrs. BOXER, from the Committee on Environment and Public Works, with amendments:

S. 847. A bill to amend the Toxic Substances Control Act to ensure that risks from chemicals are adequately understood and managed, and for other purposes (Rept. No. 112-264).

By Mr. AKAKA, from the Committee on Indian Affairs, with an amendment in the nature of a substitute:

S. 1763. A bill to decrease the incidence of violent crimes against Indian women, to strengthen the capacity of Indian tribes to exercise the sovereign authority of Indian tribes to respond to violent crimes committed against Indian women, and to ensure that perpetrators of violent crimes committed against Indian women are held accountable for that criminal behavior, and for other purposes (Rept. No. 112-265).

By Mrs. BOXER, from the Committee on Environment and Public Works, without amendment:

S. 2251. A bill to designate the United States courthouse located at 709 West 9th Street, Juneau, Alaska, as the Robert Boochever United States Courthouse.

S. 2326. A bill to designate the new United States courthouse in Buffalo, New York, as the "Robert H. Jackson United States Courthouse".

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. BLUMENTHAL:

S. 3710. A bill to amend the Carl D. Perkins Career and Technical Education Act of 2006 to establish a career and technical innovation fund; to the Committee on Health, Education, Labor, and Pensions.

By Mr. BLUMENTHAL (for himself and Mr. FRANKEN):

S. 3711. A bill to provide secondary school students with the opportunity to participate in a high-quality internship program as part of a broader districtwide work-based learning program; to the Committee on Health, Education, Labor, and Pensions.

ADDITIONAL COSPONSORS

S. 2620

At the request of Mr. SCHUMER, the name of the Senator from Connecticut (Mr. LIEBERMAN) was added as a cosponsor of S. 2620, a bill to amend title XVIII of the Social Security Act to provide for an extension of the Medicare-dependent hospital (MDH) program and the increased payments under the Medicare low-volume hospital program.

S. 3077

At the request of Mr. PORTMAN, the names of the Senator from South Dakota (Mr. THUNE), the Senator from Maine (Ms. COLLINS), the Senator from Georgia (Mr. ISAKSON), the Senator from Tennessee (Mr. ALEXANDER), the Senator from Arkansas (Mr. BOOZMAN) and the Senator from Tennessee (Mr. CORKER) were added as cosponsors of S. 3077, a bill to require the Secretary of the Treasury to mint coins in recognition and celebration of the Pro Football Hall of Fame.

S. 3659

At the request of Mr. CONRAD, the name of the Senator from Rhode Island (Mr. REED) was added as a cosponsor of S. 3659, a bill to repeal certain changes to contracts with Medicare Quality Improvement Organizations, and for other purposes.

AMENDMENT NO. 3367

At the request of Mr. MERKLEY, the name of the Senator from Missouri (Mr. BLUNT) was added as a cosponsor of amendment No. 3367 proposed to H.R. 1, a bill making appropriations for the Department of Defense and the other departments and agencies of the Government for the fiscal year ending September 30, 2011, and for other purposes.

AMENDMENTS SUBMITTED AND PROPOSED

SA 3435. Mr. MERKLEY (for himself, Mr. LEE, Mr. COONS, Mr. WYDEN, Mr. FRANKEN, Mrs. SHAHEEN, Mr. TESTER, and Mr. DURBIN) proposed an amendment to the bill H.R. 5949, to extend the FISA Amendments Act of 2008 for five years.

SA 3436. Mr. PAUL (for himself and Mr. LEE) proposed an amendment to the bill H.R. 5949, supra.

SA 3437. Mr. LEAHY (for himself, Mr. DURBIN, Mr. FRANKEN, Mrs. SHAHEEN, Mr. AKAKA, and Mr. COONS) proposed an amendment to the bill H.R. 5949, supra.

SA 3438. Mr. WYDEN (for himself, Mr. UDALL of Colorado, Mr. LEE, Mr. DURBIN, Mr. MERKLEY, Mr. UDALL of New Mexico, Mr. BEGICH, Mr. FRANKEN, Mr. WEBB, Mrs. SHAHEEN, Mr. TESTER, Mr. BINGAMAN, and Mr. LAUTENBERG) submitted an amendment intended to be proposed by him to the bill H.R. 5949, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 3435. Mr. MERKLEY (for himself, Mr. LEE, Mr. COONS, Mr. WYDEN, Mr. FRANKEN, Mrs. SHAHEEN, Mr. TESTER, and Mr. DURBIN) proposed an amendment to the bill H.R. 5949, to extend the FISA Amendments Act of 2008 for five years; as follows:

At the appropriate place, insert the following:

SEC. . DISCLOSURE OF DECISIONS, ORDERS, AND OPINIONS OF THE FOREIGN INTELLIGENCE SURVEILLANCE COURT.

(a) FINDINGS.—Congress finds the following:

(1) Secret law is inconsistent with democratic governance. In order for the rule of law to prevail, the requirements of the law must be publicly discoverable.

(2) The United States Court of Appeals for the Seventh Circuit stated in 1998 that the “idea of secret laws is repugnant”.

(3) The open publication of laws and directives is a defining characteristic of government of the United States. The first Congress of the United States mandated that every “law, order, resolution, and vote [shall] be published in at least three of the public newspapers printed within the United States”.

(4) The practice of withholding decisions of the Foreign Intelligence Surveillance Court is at odds with the United States tradition of open publication of law.

(5) The Foreign Intelligence Surveillance Court acknowledges that such Court has issued legally significant interpretations of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.) that are not accessible to the public.

(6) The exercise of surveillance authorities under the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.), as interpreted by secret court opinions, potentially implicates the communications of United States persons who are necessarily unaware of such surveillance.

(7) Section 501 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1861), as amended by section 215 of the USA PATRIOT Act (Public Law 107-56; 115 Stat. 287), authorizes the Federal Bureau of Investigation to require the production of “any tangible things” and the extent of such authority, as interpreted by secret court opinions, has been concealed from the knowledge and awareness of the people of the United States.

(8) In 2010, the Department of Justice and the Office of the Director of National Intelligence established a process to review and declassify opinions of the Foreign Intelligence Surveillance Court, but more than two years later no declassifications have been made.

(b) SENSE OF CONGRESS.—It is the sense of Congress that each decision, order, or opinion issued by the Foreign Intelligence Surveillance Court or the Foreign Intelligence Surveillance Court of Review that includes significant construction or interpretation of

section 501 or section 702 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1861 and 1881a) should be declassified in a manner consistent with the protection of national security, intelligence sources and methods, and other properly classified and sensitive information.

(c) REQUIREMENT FOR DISCLOSURES.—

(1) SECTION 501.—

(A) IN GENERAL.—Section 501 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1861) is amended by adding at the end the following:

“(i) DISCLOSURE OF DECISIONS.—

“(1) DECISION DEFINED.—In this subsection, the term ‘decision’ means any decision, order, or opinion issued by the Foreign Intelligence Surveillance Court or the Foreign Intelligence Surveillance Court of Review that includes significant construction or interpretation of this section.

“(2) REQUIREMENT FOR DISCLOSURE.—Subject to paragraphs (3) and (4), the Attorney General shall declassify and make available to the public—

“(A) each decision that is required to be submitted to committees of Congress under section 601(c), not later than 45 days after such opinion is issued; and

“(B) each decision issued prior to the date of the enactment of the _____ Act that was required to be submitted to committees of Congress under section 601(c), not later than 180 days after such date of enactment.

“(3) UNCLASSIFIED SUMMARIES.—Notwithstanding paragraph (2) and subject to paragraph (4), if the Attorney General makes a determination that a decision may not be declassified and made available in a manner that protects the national security of the United States, including methods or sources related to national security, the Attorney General shall release an unclassified summary of such decision.

“(4) UNCLASSIFIED REPORT.—Notwithstanding paragraphs (2) and (3), if the Attorney General makes a determination that any decision may not be declassified under paragraph (2) and an unclassified summary of such decision may not be made available under paragraph (3), the Attorney General shall make available to the public an unclassified report on the status of the internal deliberations and process regarding the declassification by personnel of Executive branch of such decisions. Such report shall include—

“(A) an estimate of the number of decisions that will be declassified at the end of such deliberations; and

“(B) an estimate of the number of decisions that, through a determination by the Attorney General, shall remain classified to protect the national security of the United States.”.

(2) SECTION 702.—Section 702(1) of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1881a(1)) is amended by adding at the end the following:

“(4) DISCLOSURE OF DECISIONS.—

“(A) DECISION DEFINED.—In this paragraph, the term ‘decision’ means any decision, order, or opinion issued by the Foreign Intelligence Surveillance Court or the Foreign Intelligence Surveillance Court of Review that includes significant construction or interpretation of this section.

“(B) REQUIREMENT FOR DISCLOSURE.—Subject to subparagraphs (C) and (D), the Attorney General shall declassify and make available to the public—

“(i) each decision that is required to be submitted to committees of Congress under section 601(c), not later than 45 days after such opinion is issued; and

“(ii) each decision issued prior to the date of the enactment of the _____ Act that was required to be submitted to committees of