

Whereas September 26, 2009, has been designated "National Estuaries Day" to increase awareness among all citizens, including local, State, and Federal officials, about the importance of healthy estuaries and the need to protect them: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates September 26, 2009, as "National Estuaries Day";

(2) supports the goals and ideals of "National Estuaries Day";

(3) acknowledges the importance of estuaries to the Nation's economic well-being and productivity;

(4) recognizes the persistent threats that undermine the health of the Nation's estuaries;

(5) applauds the work of national and community organizations and public partners to promote public awareness, protection, and restoration of estuaries; and

(6) reaffirms its support for estuaries, including the preservation, protection, and restoration thereof, and expresses its intent to continue working to protect and restore the estuaries of the United States.

#### SENATE RESOLUTION 248—DESIGNATING THE MONTH OF AUGUST 2009 AS "AGENT ORANGE AWARENESS MONTH"

Ms. COLLINS (for herself, Mr. BEGICH, Ms. SNOWE, Ms. MURKOWSKI, and Mr. ROCKEFELLER) submitted the following resolution; which was considered and agreed to:

S. RES. 248

Whereas between 1964 and 1973, 8,744,000 men and women bravely served our Nation in the Vietnam War;

Whereas an estimated 2,600,000 service men and women may have been exposed to Agent Orange in Vietnam;

Whereas Agent Orange is an herbicide that was used during the Vietnam War to kill unwanted plant life and remove leaves from trees that provided cover for the enemy;

Whereas the United States military sprayed more than 19,000,000 gallons of herbicide throughout South Vietnam, with Agent Orange accounting for approximately 11,000,000 gallons of this amount;

Whereas Agent Orange is an extremely toxic substance that contains dioxin;

Whereas the Department of Veterans Affairs has recognized that certain cancers and other health problems are associated with exposure to Agent Orange;

Whereas John Baldacci, the Governor of the State of Maine, has proclaimed August 2009 as "Agent Orange Awareness Month" for that State;

Whereas the State of Alaska has 76,000 veterans, the highest population of veterans per capita, with 26,000 of these being veterans of the Vietnam War; and

Whereas, as a Nation, we are deeply grateful and thankful for those men and women who bravely served during the Vietnam War: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates the month of August 2009 as "Agent Orange Awareness Month";

(2) calls attention to those veterans who were exposed to Agent Orange and the adverse effects that such exposure has had on their health;

(3) recognizes the sacrifices that our veterans and servicemembers have made and continue to make on behalf of our great Nation, especially those veterans who were exposed to Agent Orange;

(4) reaffirms its commitment to our Nation's veterans; and

(5) does not, by this resolution, authorize, support, or settle any claim against the United States.

#### SENATE RESOLUTION 249—HONORING UNITED STATES NAVY PILOT CAPTAIN MICHAEL SCOTT SPEICHER WHO WAS KILLED IN OPERATION DESERT STORM

Mr. ROBERTS (for himself and Mr. NELSON of Florida) submitted the following resolution; which was considered and agreed to:

S. RES. 249

Whereas more than 88,000 Americans remain missing from World War II, the Korean War, the Cold War, the Vietnam War, and the wars in Iraq and Afghanistan;

Whereas the people of the United States honor Captain Michael Scott Speicher;

Whereas Captain Speicher was shot down in Wadi Thumayal while flying an F/A-18 Hornet fighter jet on January 16, 1991, the first night of the Persian Gulf War;

Whereas Captain Speicher's fate remained unknown until July 2009, when United States Marines stationed in Anbar recovered his remains in an unmarked desert grave;

Whereas Captain Speicher made the ultimate sacrifice for his country; and

Whereas Captain Speicher's wife and 2 children have sacrificed to the greatest extent, and the people of the United States honor them by commemorating Captain Speicher: Now, therefore, be it

*Resolved*, That the Senate—

(1) honors Captain Michael Scott Speicher for his service and sacrifice, and for giving his life fighting for the Nation in Operation Desert Storm;

(2) honors Captain Speicher's family for their love and undying strength and determination to bring Captain Speicher home;

(3) encourages the Department of Defense to continue the Nation's efforts to provide clear and accurate information about what happened to our fallen heroes, to determine the nature and cause of Captain Speicher's death, and to continue accounting for all who remain missing in action; and

(4) honors the United States Navy, the United States Marine Corps, the Defense Intelligence Agency, and the Department of Defense for their efforts to bring Captain Speicher home.

#### SENATE RESOLUTION 250—TO AUTHORIZE TESTIMONY AND LEGAL REPRESENTATION IN PEOPLE OF THE STATE OF CALIFORNIA V. AMIR SHERVIN

Mr. REID (for himself and Mr. MCCONNELL) submitted the following resolution; which was considered and agreed to:

S. RES. 250

Whereas, in the case of *People of the State of California v. Amir Shervin*, No. 05-221878, pending in Superior Court in Alameda County, California, the prosecution has sought testimony from Eric Vizcaino, an employee of Senator Barbara Boxer;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a) and 288c(a)(2), the Senate may direct its counsel to represent an employee of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and Rule XI of the Stand-

ing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate;

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate: Now, therefore, be it

*Resolved* that Eric Vizcaino and any other employee of Senator Boxer's office from whom testimony may be necessary are authorized to testify in the case of *People of the State of California v. Amir Shervin*, except concerning matters for which a privilege should be asserted.

Sec. 2. The Senate Legal Counsel is authorized to represent employees of Senator Boxer's office in connection with the testimony authorized in section one of this resolution.

#### SENATE CONCURRENT RESOLUTION 38—EXPRESSING SUPPORT FOR THE DESIGNATION OF AN EARLY DETECTION MONTH TO ENHANCE PUBLIC AWARENESS OF THE NEED FOR SCREENING FOR BREAST CANCER AND ALL OTHER FORMS OF CANCER

Mrs. HAGAN (for herself and Mr. DURBIN) submitted the following concurrent resolution; which was referred to the Committee on Health, Education, Labor, and Pensions:

S. CON. RES. 38

Whereas more than 2,000,000 new cases of cancer are diagnosed in the United States every year;

Whereas the most common types of cancer in the United States are nonmelanoma skin cancer, breast cancer in women, prostate cancer in men, lung cancer, and colorectal cancers;

Whereas 1 out of every 8 women in the United States will develop breast cancer in her lifetime;

Whereas incidence of breast cancer in young women is much lower than in older women, and breast cancers are generally more aggressive and result in lower survival rates when they occur in young women;

Whereas breast cancer takes the life of 1 woman in the United States every 13 minutes;

Whereas, in 2009, approximately 192,370 women in the United States will be diagnosed with invasive breast cancer;

Whereas available treatments are very unlikely to cure advanced breast cancer;

Whereas many oncologists and breast cancer researchers believe that a cure for breast cancer will not be discovered until well into the future;

Whereas lung cancer (both small cell and non-small cell) is the second most common cancer in women;

Whereas, in 2009, approximately 11,270 women in the United States will be diagnosed with invasive cervical cancer, of which approximately 4,070 will die;

Whereas, if ovarian cancer is detected and treated early, the survival rate is 93 percent, however, fewer than 20 percent of all cases of ovarian cancer are found at an early stage;

Whereas prostate cancer is the second leading cause of cancer death among men, with more than 80 percent of all cases occurring in men more than 65 years old;

Whereas African-American men are diagnosed with prostate cancer at later stages and die of prostate cancer more often than White men;