

unwavering commitment to country, justice, and democracy;

Whereas the observance of Veterans Day is an expression of faith in democracy, faith in United States values, and faith that those who fight for freedom will defeat those whose cause is unjust;

Whereas major hostilities of World War I were formally ended at the 11th hour of the 11th day of the 11th month of 1918 by the signing of the Armistice near Compiègne, France; and

Whereas section 6103(a) of title 5, United States Code, provides that "Veteran's Day, November 11" is a legal public holiday: Now, therefore, be it

*Resolved*, That the Senate encourages—

(1) the people of the United States to demonstrate their support for veterans on Veterans Day each year by treating that day as a special day of reflection; and

(2) schools and teachers to educate students on the great contributions veterans have made to the United States and its history, both while serving as members of the United States Armed Forces and after completing their service.

#### SENATE RESOLUTION 350—RECOGNIZING NOVEMBER 14, 2009, AS THE 49TH ANNIVERSARY OF THE FIRST DAY OF INTEGRATED SCHOOLS IN NEW ORLEANS, LOUISIANA

Mr. FEINGOLD (for himself and Ms. LANDRIEU) submitted the following resolution; which was considered and agreed to:

S. RES. 350

Whereas, in 1954, the Supreme Court ruled that segregated schools violated the Equal Protection Clause of the 14th amendment to the Constitution;

Whereas Judge J. Skelly Wright, of the United States District Court for the Eastern District of Louisiana, ordered the Orleans Parish School Board to develop a school desegregation plan in 1956 and, after years of delay, in 1960, ordered the Orleans Parish School Board to carry out a plan designed by the United States District Court for the Eastern District of Louisiana;

Whereas 6 years after the *Brown v. Board of Education* (347 U.S. 483) decision, on November 14, 1960, Ruby Bridges, at the age of 6, became the first African-American student to attend the all-white William Frantz Elementary School in New Orleans, Louisiana;

Whereas, in 1995, Ruby Bridges contributed to "The Story of Ruby Bridges", a book for children, and, in 1999, wrote "Through My Eyes" to help educate children and people of all ages about her experiences and the importance of tolerance;

Whereas Ruby Bridges established the Ruby Bridges Foundation in 1999 to help eliminate racism and improve society by educating students about the experiences of Ruby Bridges, discuss ongoing efforts to promote diversity, and provide lessons students can take back to their own communities; and

Whereas, in 2002, the Ruby Bridges Foundation, along with the Simon Wiesenthal Center's Museum for Tolerance in Los Angeles, launched The Ruby's Bridges Project, a program that brought together students from diverse backgrounds to develop relationship-building skills and promote an appreciation of one another: Now, therefore, be it

*Resolved*, That the Senate—

(1) recognizes November 14, 2009, as the 49th anniversary of the first day of integrated schools in New Orleans, Louisiana;

(2) remembers Judge J. Skelly Wright for his advocacy, support, and lifelong commitment to promoting civil rights, fairness, and equality;

(3) commends Ruby Bridges for her bravery and courage 49 years ago, and for her lifetime commitment to raising awareness of diversity through improved educational opportunities for all children;

(4) supports policies and efforts to—

(A) close the achievement gap in the schools of our Nation;

(B) improve the high school graduation rate for all students;

(C) strengthen the ability of all students to attend and complete post-secondary education; and

(D) promote the benefits of school integration throughout the educational careers of students; and

(5) congratulates all the individuals who have dedicated their lives to the field of education and to promoting equal opportunities for all students regardless of the backgrounds of the students.

#### SENATE RESOLUTION 351—DESIGNATING THE WEEK BEGINNING ON NOVEMBER 9, 2009, AS NATIONAL SCHOOL PSYCHOLOGY WEEK

Mrs. LINCOLN submitted the following resolution; which was considered and agreed to:

S. RES. 351

Whereas all children and youth learn best when they are healthy, supported, and receive an education that meets their individual needs;

Whereas schools can more effectively ensure that all students are ready and able to learn if schools meet all the needs of each student;

Whereas learning and development are directly linked to the mental health of children, and a supportive learning environment is an optimal place to promote mental health;

Whereas sound psychological principles are critical to proper instruction and learning, social and emotional development, prevention and early intervention, and support for a culturally diverse student population;

Whereas school psychologists are specially trained to deliver mental health services and academic support that lower barriers to learning and allow teachers to teach more effectively;

Whereas school psychologists facilitate collaboration that helps parents and educators identify and reduce risk factors, promote protective factors, create safe schools, and access community resources;

Whereas school psychologists are trained to assess barriers to learning, utilize data-based decisionmaking, implement research-driven prevention and intervention strategies, evaluate outcomes, and improve accountability;

Whereas State educational agencies and other State entities credential more than 35,000 school psychologists who practice in schools in the United States as key professionals that promote the learning and mental health of all children;

Whereas the National Association of School Psychologists establishes and maintains high standards for training, practice, and school psychologist credentialing, in collaboration with organizations such as the American Psychological Association, that promote effective and ethical services by school psychologists to children, families, and schools; and

Whereas the people of the United States should recognize the vital role school psychologists play in the personal and academic development of the Nation's children: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates the week beginning on November 9, 2009, as National School Psychology Week;

(2) honors and recognizes the contributions of school psychologists to the success of students in schools across the United States; and

(3) encourages the people of the United States to observe the week with appropriate ceremonies and activities that promote awareness of the vital role school psychologists play in schools, in the community, and in helping students develop into successful and productive members of society.

#### SENATE RESOLUTION 352—ENCOURAGING BANKS AND MORTGAGE SERVICERS TO WORK WITH FAMILIES AFFECTED BY CONTAMINATED DRYWALL TO ALLOW TEMPORARY FORBEARANCE WITHOUT PENALTY ON PAYMENTS ON THEIR HOME MORTGAGES

Mr. WARNER (for himself, Ms. LANDRIEU, Mr. VITTER, Mr. WEBB, Mr. NELSON of Florida, Mr. LEMIEUX) submitted the following resolution; which was considered and agreed to:

S. RES. 352

Whereas since January 2009, over 1,300 cases of contaminated drywall have been reported in 26 States and the District of Columbia;

Whereas many individuals living in homes with contaminated drywall have reported problems with their health, including bloody noses, rashes, sore throats, burning eyes, and upper respiratory tract conditions;

Whereas some homeowners living with contaminated drywall have reported corrosion of metals inside their homes, such as air conditioning coils and electrical wiring;

Whereas as a result of these problems, many families that have contaminated drywall in their homes have moved out of their residences and into temporary living situations, with few such families being able to afford an additional financial burden;

Whereas because of cases of contaminated drywall, some Americans who pay their mortgages on time are now suffering from financial problems at no fault of their own; and

Whereas banks and mortgage servicers can help families affected by contaminated drywall by providing temporary forbearance with respect to their mortgage payments to help such families afford the costs of an additional residence while they are removed from their primary homes: Now, therefore, be it

*Resolved*, That the Senate encourages banks and mortgage servicers to work with families affected by contaminated drywall to allow temporary forbearance without penalty on payments on their home mortgages.

#### SENATE RESOLUTION 353—SUPPORTING THE GOALS AND IDEALS OF "AMERICAN EDUCATION WEEK"

Mrs. HAGAN (for herself, Mr. JOHANNES, Mr. BROWN, Mr. LEVIN, Mr. BEGICH, Mr. TESTER, Mr. FEINGOLD, Mr. BURRIS, Ms. MIKULSKI, and Mr. DODD)

submitted the following resolution; which was referred to the Committee on Health, Education, Labor, and Pensions:

S. RES. 353

Whereas the National Education Association has designated November 15 through November 21, 2009, as the 88<sup>th</sup> annual observance of "American Education Week";

Whereas public schools are the backbone of democracy in the United States, providing young people with the tools needed to maintain the precious values of freedom, civility, and equality in our Nation;

Whereas by equipping young people in the United States with both practical skills and broader intellectual abilities, public schools give young people hope for, and access to, a productive future;

Whereas people working in the field of public education, including teachers, higher education faculty and staff, custodians, substitute educators, bus drivers, clerical workers, food service professionals, workers in skilled trades, health and student service workers, security guards, technical employees, and librarians, work tirelessly to serve children and communities throughout the Nation with care and professionalism; and

Whereas public schools are community linchpins, bringing together adults, children, educators, volunteers, business leaders, and elected officials in a common enterprise: Now, therefore, be it

*Resolved*, That the Senate—

(1) supports the goals and ideals of "American Education Week"; and

(2) encourages the people of the United States to observe "American Education Week" by reflecting on the positive impact of all those who work together to educate children.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 2771. Mr. ENSIGN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table.

SA 2772. Mr. VITTER submitted an amendment intended to be proposed by him to the bill H.R. 3082, supra; which was ordered to lie on the table.

SA 2773. Mr. MCCONNELL submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, supra; which was ordered to lie on the table.

SA 2774. Mr. INHOFE (for himself, Mr. BARRASSO, Mr. BROWNBAC, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mr. JOHANNIS, Mr. KYL, Mr. ROBERTS, Mr. THUNE, Mr. VITTER, Mr. BOND, and Mr. HATCH) submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, supra.

SA 2775. Mr. WARNER (for himself, Mrs. FEINSTEIN, Mrs. SHAHEEN, Mrs. HAGAN, and Mrs. BOXER) submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, supra; which was ordered to lie on the table.

SA 2776. Mr. MCCAIN submitted an amendment intended to be proposed to amendment SA 2754 submitted by Mr. INOUE to the amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill

H.R. 3082, supra; which was ordered to lie on the table.

SA 2777. Ms. KLOBUCHAR submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, supra; which was ordered to lie on the table.

SA 2778. Mr. DEMINT submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, supra; which was ordered to lie on the table.

SA 2779. Mr. DEMINT proposed an amendment to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, supra.

SA 2780. Mr. REID (for Mrs. MURRAY) proposed an amendment to the bill S. 1422, to amend the Family and Medical Leave Act of 1993 to clarify the eligibility requirements with respect to airline flight crews.

#### TEXT OF AMENDMENTS

SA 2771. Mr. ENSIGN submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

SEC. 229. In administering section 51.210(d) of title 38, Code of Federal Regulations, the Secretary of Veterans Affairs shall permit a State home to provide services to, in addition to non-veterans described in such section, a non-veteran any of whose children died while serving in the Armed Forces.

SA 2772. Mr. VITTER submitted an amendment intended to be proposed by him to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. \_\_\_\_\_. (a) Notwithstanding any other provision of law, no funds appropriated or otherwise made available to the Secretary of Health and Human Services (referred to in this section as the "Secretary") may be used by the Secretary to require that oysters be treated with post-harvest processing or other treatment or cooking requirements that result in a prohibition on selling or consuming raw oysters.

(b)(1) The Secretary, acting through the Commissioner of Food and Drugs, and in cooperation with the oyster industry, the Interstate Shellfish Sanitation Conference, and any other agency such Commissioner deems appropriate, shall conduct an education campaign to increase awareness of the risks associated with consuming raw oysters.

(2) The education campaign conducted under paragraph (1) shall include the following components:

(A) A focus on educating the populations most at risk for harm from eating raw oysters, especially those with liver diseases or weakened immune systems.

(B) Informing oyster harvesters, processors, and distributors of all the requirements for oyster storage and handling and

best practices to keep oysters safe for human consumption.

(3) There are authorized to be appropriated such sums as may be necessary to carry out this subsection.

(c) If the Secretary issues a proposed regulation or guidance that affects the harvesting, processing, or transportation of seafood harvested in the United States, then in no case may such regulation or guidance become final or take effect until the Secretary submits to the appropriate committees of Congress a report that contains—

(1) a cost-benefit analysis and an economic impact study on such proposed regulation or guidance;

(2) a health impact analysis that describes any alleged health risks that such proposed regulation or guidance seeks to address and an explanation of how such regulation or guidance would address those risks; and

(3) an analysis that compares such proposed regulation or guidance to any similar regulations or guidance with respect to other regulated foods, including a comparison of risks the Secretary may find associated with seafood and the instances of those risks in such other regulated foods.

SA 2773. Mr. MCCONNELL submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title II, add the following:

SEC. 229. (a) DESIGNATION OF ROBLEY REX DEPARTMENT OF VETERANS AFFAIRS MEDICAL CENTER.—The Department of Veterans Affairs Medical Center in Louisville, Kentucky, and any successor to such medical center, shall after the date of the enactment of this Act be known and designated as the "Robley Rex Department of Veterans Affairs Medical Center".

(b) REFERENCES.—Any reference in any law, regulation, map, document, record, or other paper of the United States to the medical center referred to in subsection (a) shall be considered to be a reference to the Robley Rex Department of Veterans Affairs Medical Center.

SA 2774. Mr. INHOFE (for himself, Mr. BARRASSO, Mr. BROWNBAC, Mr. CRAPO, Mr. DEMINT, Mr. ENZI, Mr. JOHANNIS, Mr. KYL, Mr. ROBERTS, Mr. THUNE, Mr. VITTER, Mr. BOND, and Mr. HATCH) submitted an amendment intended to be proposed to amendment SA 2730 proposed by Mr. JOHNSON (for himself and Mrs. HUTCHISON) to the bill H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes; as follows:

On page 60, after line 24, add the following:

SEC. 608. (a) None of the funds appropriated or otherwise made available by this Act may be used to construct or modify a facility or facilities in the United States or its territories to permanently or temporarily hold any individual who was detained as of October 1, 2009, at Naval Station, Guantanamo Bay, Cuba.

(b) In this section, the term "United States" means the several States and the District of Columbia.