

weak capacity of the government as well as its legitimacy in the eyes of its citizens. We need to be careful about providing assistance to a government that isn't always aligned with the needs of the Yemeni people, as last year's State Department report on human rights notes. I am pleased to be an original cosponsor with Senators KERRY and FEINSTEIN of a resolution that urges the implementation of a comprehensive strategy to address instability in Yemen that also calls on the Yemeni government to strengthen efforts to address corruption, to respect human rights and to work with its citizens and the international community to address the factors driving instability in the country.

Yemen is a fragile state whose government has limited control in many parts of the country. It faces a multitude of challenges including poverty, a young and growing population, resource scarcities, and corruption. It is also distracted from the counterterrorism effort by two other sources of domestic instability—the al-Houthi rebellion in the North and tensions with a southern region with which Sana'a was united less than 20 years ago. In other words, counterterrorism is hampered by weak governance and by internal conflicts that would not appear on the surface to threaten our interests. With this in mind, we must also work to ensure that, in the provision and use of our counterterrorism assistance to Yemen, care is taken to protect civilians and prevent the alienation of the local population and attention is given to the local conditions that enable militants to recruit followers.

Instability in Yemen is, of course, also closely linked to conflict in the Horn of Africa. Last year, Somali pirates attacked a U.S. vessel, which briefly raised awareness of maritime insecurity fostered by a lack of effective governance and insufficient naval capacity on both sides of the Gulf of Aden. This problem continues, even when it is not on the front pages, and is both a symptom and a driver of overall instability in the region. Meanwhile, refugees from the conflict in Somalia, as well as from the broader region, are fleeing to Yemen. According to the Office of the United Nations High Commissioner for Human Rights, more than 70,000 Somalis and Ethiopians arrived on Yemen's shores in 2009—a dramatic increase from previous years. The human cost to this exodus, as well as the potentially destabilizing effects, demand our attention.

Congress and the executive branch need to work together to ensure that the weak states, chronic instability, vast ungoverned areas, and unresolved local tensions that have created safe havens in which terrorists can recruit and operate do not get short shrift in our counterterrorism efforts. We cannot continue to jump from one perceived "central front in the war on terror" to the next. Local conditions in places like Yemen—as well as Somalia,

north Africa and elsewhere—will continue to enable al-Qaida affiliates and sympathizers to recruit new followers. As a result, although we should aggressively pursue al-Qaida leaders, and our efforts to track individual operatives are critical, we will not ultimately be successful if we treat counterterrorism merely as a manhunt with a finite number of al-Qaida members. I am pleased to see that Ambassador Daniel Benjamin has underscored the importance of our counterterrorism efforts addressing conditions that facilitate recruitment to terrorism and extremism. I hope this understanding is shared throughout our government agencies and in the implementation process.

To effectively fight the threat from al-Qaida and its affiliates in Yemen and elsewhere, we also need to change the way our government is structured and how it operates.

In this regard, we need better intelligence. For example, we need to improve the intelligence that relates directly to al-Qaida affiliates—where they find safe haven and why and the local conflicts and other conditions that create a fertile ground for terrorist recruitment. And we need to pay attention to all relevant information—including the information that the State Department and others in the Federal Government openly collect. Conditions around the world that allow al-Qaida to operate are often apparent to our diplomats, and do not necessarily require clandestine collection. The information diplomats and others collect therefore should be fully integrated with the intelligence community.

That is why I have proposed and the Senate has approved a bipartisan commission to provide recommendations to the President and to the Congress on how to integrate and otherwise reform our existing national security institutions. Unless we reform how our government collects, reports and analyzes information from around the world, we will remain a step behind al-Qaida's global network.

We also need better access to important countries and regions. When our diplomats aren't present, not only will we never truly understand what is going on, but we also won't be able to build relationships with the local population. In some cases, we can and should establish new embassy posts, such as in northern Nigeria. In other cases, such as Yemen, where security concerns present obstacles, we should develop policies that focus on helping to reestablish security, for the sake of the local populations as well as for our own interests.

In addition, as Yemen makes clear, we need strong, sustained policies aimed directly at resolving conflicts that allow al-Qaida affiliates to operate and recruit. These policies must be sophisticated and informed. We have suffered from a tendency to view the world in terms of extremists versus

moderates, good guys versus bad guys. These are blinders that prevent us from understanding, on their own terms, complex conflicts such as the ones in Yemen that undermine broader counterterrorism goals. This approach has led us to prioritize tactical counterterrorism over long-term strategies. And it has contributed to the misperception that regional conflicts, which are often the breeding grounds for al-Qaida affiliates, are obscure and unimportant and can be relegated to small State Department teams with few resources and limited influence outside the Department. We must change this dangerous pattern, which is why my resolution with Senators KERRY and FEINSTEIN urges a comprehensive policy toward Yemen, approved at the highest levels and agreed upon by the entirety of the U.S. Government.

We have an opportunity to take a smarter approach. By recognizing al-Qaida as a global network that takes advantage of local conditions, instead of a monolithic threat, we can get ahead of the curve and identify threats before the next attack.

#### 65TH ANNIVERSARY OF THE LIBERATION OF AUSCHWITZ

Mr. CARDIN. Mr. President, on January 27, 1945, the Nazi concentration camp at Auschwitz, including Birkenau and other related camps near the Polish city of Oswiecim, was liberated by the Soviet Army. This week, people have gathered at Auschwitz and in many other places to mark the 65th anniversary of that event. I am pleased that President Obama presented a video address in which he underscored—using Elie Wiesel's words—the sacred duty of memory.

Auschwitz-Birkenau was the principal and most notorious of the six death camps built by Nazi Germany to achieve its goal of the mass extermination of the Jewish people of Europe. Built in Nazi-occupied Poland initially as a concentration camp for Poles and later for Soviet prisoners of war, it soon became a prison for a number of other nationalities.

Ultimately, a minimum 1,300,000 people were deported to Auschwitz between 1940 and 1945, and of these, at least 1,100,000 were murdered at that camp. An estimated 6 million Jews—more than 60 percent of the pre-World War II Jewish population of Europe—were murdered by the Nazis and their collaborators at Auschwitz and elsewhere in Europe. In addition, hundreds of thousands of civilians of Polish, Roma, and other nationalities, including in particular disabled individuals, homosexuals, political, intellectual, labor, and religious leaders, all of whom the Nazis considered 'undesirable,' as well as Soviet and other prisoners of war, perished at Auschwitz.

On that day of liberation, 65 years ago, only 7,000 camp prisoners who had passed through the infamous Auschwitz gates, the ones who promised

“Arbeit Macht Frei”—“Work Will Make You Free”—managed to survive the selections, torture, starvation, disease, inhuman medical experiments, and executions that occurred at Auschwitz.

According to a new survey published this week by the Organization for Security and Cooperation in Europe, OSCE, at least 41 of the OSCE’s 56 participating states commemorate the Holocaust with official events. Thirty-three participating states have established official memorial days for Holocaust victims, and January 27 is the official Holocaust Memorial Day in many European countries, including Denmark, Estonia, Germany, Greece, Italy, Sweden, and the United Kingdom. I am deeply gratified that since 2005, the United Nations has also observed January 27 as a day of remembrance for the victims of the Holocaust. In fact, Auschwitz-Birkenau was inscribed on the UNESCO World Heritage List in 1979.

I personally visited Auschwitz in 2004 and cannot overstate the importance of the Memorial Museum there today in the effort to teach future generations about the Holocaust. The recent theft of the “Arbeit-Macht-Frei” sign—which, fortunately, was recovered—has certainly heightened awareness of the need for additional security measures there, and I support the efforts to secure increased funding for the preservation of the Memorial Museum.

Teaching about the Holocaust is an obligation that must be met not only at Auschwitz, but at places where people learn around the globe. As chairman of the Commission on Security and Cooperation in Europe, I am deeply concerned by the rise of anti-Semitism and violent extremism in some OSCE participating states. In particular, I am deeply troubled by the continued prevalence of Nazi-era discourse to describe Roma. As Thommas Hammarberg, the Council of Europe Commissioner for Human Rights, has said:

Even after . . . the Nazi killing of at least half a million Roma, probably 700,000 or more, there was no genuine change of attitude among the majority population towards the Roma.

With this concern in mind, I was pleased to learn that the United Nations invited the OSCE senior advisor for Romani issues, Andrzej Mirga, to participate in the commemoration they organized this year. Sadly, as Mr. Mirga observed, although approximately 23,000 Romani people were sent to Auschwitz, none were among the survivors liberated there 65 years ago.

#### 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. WEBB (for himself and Mr. WARNER):

S. 2970. A bill to amend the Internal Revenue Code of 1986 to allow rehabilitation expenditures for public school buildings to qualify for rehabilitation credit; to the Committee on Finance.

By Mr. KERRY:

S. 2971. A bill to authorize certain authorities by the Department of State, and for other purposes; to the Committee on Foreign Relations.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. DORGAN (for himself, Mr. SPECTER, Mr. LEAHY, Mr. KERRY, Mrs. FEINSTEIN, Mr. SCHUMER, Mrs. BOXER, Ms. SNOWE, Mr. WICKER, and Mr. PRYOR):

S. Res. 402. A resolution expressing support for the designation of January 28, 2010 as National Data Privacy Day; considered and agreed to.

#### ADDITIONAL COSPONSORS

S. 752

At the request of Mr. DURBIN, the name of the Senator from Iowa (Mr. HARKIN) was added as a cosponsor of S. 752, a bill to reform the financing of Senate elections, and for other purposes.

S. 812

At the request of Mr. BAUCUS, the name of the Senator from Maine (Ms. SNOWE) was added as a cosponsor of S. 812, a bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions.

S. 1067

At the request of Mr. FEINGOLD, the names of the Senator from Alaska (Ms. MURKOWSKI) and the Senator from Iowa (Mr. GRASSLEY) were added as cosponsors of S. 1067, a bill to support stabilization and lasting peace in northern Uganda and areas affected by the Lord’s Resistance Army through development of a regional strategy to support multilateral efforts to successfully protect civilians and eliminate the threat posed by the Lord’s Resistance Army and to authorize funds for humanitarian relief and reconstruction, reconciliation, and transitional justice, and for other purposes.

S. 2755

At the request of Mr. MENENDEZ, the name of the Senator from Vermont (Mr. SANDERS) was added as a cosponsor of S. 2755, a bill to amend the Internal Revenue Code of 1986 to provide an investment credit for equipment used to fabricate solar energy property, and for other purposes.

S. 2924

At the request of Mr. LEAHY, the name of the Senator from Oregon (Mr. WYDEN) was added as a cosponsor of S. 2924, a bill to reauthorize the Boys & Girls Clubs of America, in the wake of its Centennial, and its programs and activities.

S. 2961

At the request of Mr. DODD, the name of the Senator from Illinois (Mr. DURBIN) was added as a cosponsor of S. 2961, a bill to provide debt relief to Haiti, and for other purposes.

#### SUBMITTED RESOLUTIONS

#### SENATE RESOLUTION 402—EXPRESSING SUPPORT FOR THE DESIGNATION OF JANUARY 28, 2010 AS NATIONAL DATA PRIVACY DAY

Mr. DORGAN (for himself, Mr. SPECTER, Mr. LEAHY, Mr. KERRY, Mrs. FEINSTEIN, Mr. SCHUMER, Mrs. BOXER, Ms. SNOWE, Mr. WICKER, and Mr. PRYOR) submitted the following resolution; which was considered and agreed to:

S. RES. 402

Whereas the protection of the privacy of personal information has become a global imperative for governments, commerce, civil society, and individuals;

Whereas advances in modern technology enhance our lives by increasing our abilities to communicate, learn, share, and produce, and every effort should be made to continue both the creation and the innovative use of such technologies;

Whereas the pervasive use of technologies in our everyday lives and in our work gives rise to the potential compromise of personal data privacy if appropriate care is not taken to protect personal information;

Whereas many individuals are unaware of data protection and privacy laws generally and of specific steps that they can take to help protect the privacy of personal information;

Whereas a continuing examination and understanding of the ways in which personal information is collected, used, stored, shared and managed in an increasingly networked world will contribute to the protection of personal privacy;

Whereas National Data Privacy Day constitutes an international collaboration and a nationwide and statewide effort to raise awareness about data privacy and the protection of personal information;

Whereas government officials from the United States, Canada, and Europe, privacy professionals, academic communities, legal scholars, representatives of international businesses and nonprofit organizations, and others with an interest in data privacy issues are working together on this date to further the discussion about data privacy and protection;

Whereas privacy professionals and educators are being encouraged to take the time to discuss data privacy and protection issues with teens and young adults in schools and Universities across the country;

Whereas the second annual recognition of National Data Privacy Day will encourage more people nationwide to be aware of data privacy concerns and to take steps to protect their personal information; and

Whereas January 28, 2010, would be an appropriate day to designate as National Data Privacy Day: Now, therefore, be it

*Resolved*, That the Senate—

(1) supports the designation of a National Data Privacy Day;

(2) encourages State and local governments to observe the day with appropriate activities that promote awareness of data privacy;