

BENNET, Mr. BENNETT, Mr. BINGAMAN, Mr. BOND, Mrs. BOXER, Mr. BROWN of Massachusetts, Mr. BROWN of Ohio, Mr. BROWNBACK, Mr. BUNNING, Mr. BURR, Mr. BURRIS, Mr. BYRD, Ms. CANTWELL, Mr. CARDIN, Mr. CARPER, Mr. CHAMBLISS, Mr. COBURN, Mr. COCHRAN, Ms. COLLINS, Mr. CONRAD, Mr. CORKER, Mr. CORNYN, Mr. CRAPO, Mr. DEMINT, Mr. DODD, Mr. DORGAN, Mr. DURBIN, Mr. ENSIGN, Mr. ENZI, Mr. FEINGOLD, Mrs. FEINSTEIN, Mr. FRANKEN, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. GRASSLEY, Mr. GREGG, Mrs. HAGAN, Mr. HARKIN, Mr. HATCH, Mrs. HUTCHISON, Mr. INHOFE, Mr. INOUE, Mr. ISAKSON, Mr. JOHANNIS, Mr. JOHNSON, Mr. KAUFMAN, Mr. KERRY, Ms. KLOBUCHAR, Mr. KOHL, Mr. KYL, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEMIEUX, Mr. LEVIN, Mr. LIEBERMAN, Mrs. LINCOLN, Mr. LUGAR, Mr. McCAIN, Mrs. McCASKILL, Mr. MENENDEZ, Mr. MERKLEY, Ms. MIKULSKI, Ms. MURKOWSKI, Mrs. MURRAY, Mr. NELSON of Nebraska, Mr. NELSON of Florida, Mr. PRYOR, Mr. REED, Mr. RISCH, Mr. ROBERTS, Mr. ROCKEFELLER, Mr. SANDERS, Mr. SCHUMER, Mr. SESSIONS, Mrs. SHAHEEN, Mr. SHELBY, Ms. SNOWE, Ms. STABENOW, Mr. TESTER, Mr. THUNE, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VITTER, Mr. VOINOVICH, Mr. WARNER, Mr. WEBB, Mr. WHITEHOUSE, Mr. WICKER, and Mr. WYDEN) submitted the following resolution; which was considered and agreed to:

S. RES. 413

Resolved, That the Senate has heard with profound sorrow and deep regret the announcement of the death of the Honorable John P. Murtha, late a Representative from the Commonwealth of Pennsylvania.

Resolved, That the Secretary communicate these resolutions to the House of Representatives and transmit an enrolled copy thereof to the family of the deceased.

Resolved, That when the Senate adjourns or recesses today, it stand adjourned or recessed as a further mark of respect to the memory of the deceased Representative.

SENATE RESOLUTION 414—EX-PRESSING THE SENSE OF THE SENATE ON THE RECOVERY, REHABILITATION, AND REBUILDING OF HAITI FOLLOWING THE HUMANITARIAN CRISIS CAUSED BY THE JANUARY 12, 2010, EARTHQUAKE IN HAITI

Mr. KERRY submitted the following resolution; which was referred to the Committee on Foreign Relations:

S. RES. 414

Whereas on January 12, 2010, Haiti suffered an earthquake measuring 7.0 on the Richter scale, the greatest natural disaster in Haiti's history, which—

- (1) devastated Port-au-Prince and the surrounding areas;
- (2) killed more than 100,000 people;
- (3) injured hundreds of thousands more people; and
- (4) left many hundreds of thousands of people homeless;

Whereas Haiti, which is the poorest country in the Western Hemisphere—

- (1) has an estimated 54 percent of its population living on less than \$1 per day;

(2) has approximately 120,000 people living with HIV;

(3) had 29,333 new cases of Tuberculosis in 2007; and

(4) has nearly 400,000 children living in orphanages;

Whereas despite these challenges, cautious signs of developmental progress and stability were beginning to emerge in Haiti prior to the earthquake;

Whereas although initial recovery efforts must continue to assist the people of Haiti struggling to secure basic necessities, including food, water, health care, shelter, and electricity, Haiti cannot afford to only focus on its immediate needs;

Whereas various United States and international assessments indicate that the next priority for the Government of Haiti should be to repair the country's basic infrastructure, including its schools, roads, hospitals, telecommunications infrastructure, and government buildings;

Whereas Haiti's leaders have advocated that—

(1) reconstruction should not follow the inefficient practices of the past; and

(2) Haitians should be given the opportunity to accelerate and implement long planned reforms and new ways of doing business in every sector;

Whereas Haiti enjoys several advantages that can facilitate its rebuilding, including—

(1) people committed to education and hard work;

(2) duty-free, quota-free access to United States markets;

(3) a large pool of low-cost labor;

(4) a large, hardworking North American diaspora sending money back to Haiti; and

(5) regional neighbors who are peaceful, prosperous, and supportive of Haiti's success;

Whereas international experience from rebuilding other countries recovering from natural disaster confirms that—

(1) stability and security are essential preconditions to longer-term development; and

(2) economic development and political reform should relieve poverty and foster governance and social justice;

Whereas employment is essential to breaking the vicious cycle of poverty, corruption, insecurity, and loss of faith in democracy;

Whereas the Haitian people, like all people, deserve the income and dignity that gainful employment provides;

Whereas, in addition to providing emergency assistance and relief, the Government of Haiti must grapple with the longer-term issue of how to provide permanent, sustainable shelter to an estimated 1,000,000 Haitians displaced by the earthquake;

Whereas, the impact of natural disaster on Haiti is—

(1) exacerbated by weak building codes and poor infrastructure; and

(2) more fundamentally the result of an impoverished state unable to provide most of its people with minimal public services, including security, clean water, shelter, electricity, health care, and education;

Whereas assistance to Haiti should be delivered in a manner that enhances, not diminishes, the ability of the state to provide services to its people;

Whereas the Haitian state should be rebuilt with communities in a central role in the national recovery process led by the Government of Haiti, so that foreign assistance upholds and empowers Haitian mayors, local councils, and municipalities in areas outside of Port-au-Prince;

Whereas international donors and nongovernmental organizations, which have a responsibility to support the Government of Haiti in its rebuilding efforts, should not supplant the ability of local institutions and the government to manage resources and provide essential services:

Now, therefore, be it *Resolved*, That the Senate—

(1) urges the United States Government and the international community to provide resources, manpower, and technical assistance to support the Government of Haiti's leadership of international assistance efforts and to conduct a comprehensive post-disaster needs assessment that will focus on—

(A) social sector services, including access to, and delivery of, basic services, including—

(i) health care delivery, including reinstating disrupted care and addressing new needs;

(ii) all levels of education, including ensuring access to lessons as quickly as possible;

(iii) social support for communities;

(iv) improving the welfare of children; and

(v) recognition of the importance of gender equality and the role of women as economic guardians;

(B) population resettlement, including services and sustainable livelihoods to support new communities and settlements;

(C) stable and democratic governance, ensuring that the Government of Haiti will appropriately steward state resources through a process embracing transparency, civic participation, political moderation, and institutional accountability;

(D) economic sustainability, emphasizing employment generation, macroeconomic stability, and market economy sustainability;

(E) security, ensuring legitimate state efforts to prevent and respond to crime, especially violence, and instilling public order and confidence in Haitian security forces; and

(F) rule of law, developing a just legal framework that—

(i) is accountable;

(ii) provides access to justice; and

(iii) ensures public order;

(2) encourages the United States Government and the international community to support the leadership of the Government of Haiti and key nongovernmental and private sector Haitian stakeholders to create a comprehensive national strategy for recovery and development that will—

(A) be led by the Government of Haiti;

(B) address the findings from the needs assessment conducted under paragraph (1);

(C) coordinate new resources flowing into Haiti;

(D) channel such resources in concrete and specific ways towards key sectoral objectives identified by the Government of Haiti and its people;

(E) take feasible steps to recognize and rectify the social injustice of poverty, and decrease the vulnerability of the poor, through job creation, the provision of health care, the provision of safe shelter and settlements, food security, and education;

(F) place communities at the center of the rebuilding process, by employing local labor and consulting local leaders and communities for their experience and vision;

(G) encourage rebuilding and development of programs that are environmentally sustainable and respectful and restorative of Haiti's natural resources;

(H) work with the Government of Haiti and the international community to reduce the risk of future disasters, including floods and hurricanes, through the relief and recovery efforts focusing on the most vulnerable communities; and

(I) address the difficult issues related to land use, land tenure, the need for land for reconstruction, and land price escalations.

(3) applauds the international community's response to the preliminary appeal for assistance made at Montreal, Canada, on January 25, 2010;

(4) affirms that—

(A) the international donors conference for Haiti, which will be held in New York on March 22-23, 2010, is an opportunity for Haiti to accelerate and implement long-planned projects and priorities in key infrastructural, economic, and social sectors outlined in a comprehensive national strategy; and

(B) large-scale international assistance provides significant leverage to promote change and reform in Haiti;

(C) the international community should be prepared to fully commit to the outcomes of the New York donors conference, including full disbursement and subsequent implementation;

(5) encourages international financial institutions and international organizations, including the United Nations and the World Bank, to continue their engagement and leadership in support of critical economic and security priorities, including—

(A) economic and social assistance programs;

(B) strengthening Haitian national institutions;

(C) security sector reform;

(D) ensuring fair and legitimate elections; and

(E) supporting political and governance reform;

(6) encourages the International Monetary Fund, the World Bank, and the Inter-American Development Bank, which hold the majority of Haiti's existing external debt obligations, to—

(A) work together to relieve Haiti of its external debt obligations to the multilateral community and bilateral lenders; and

(B) seek considerable new resources for Haiti without adding to Haiti's existing debt obligations, primarily through provision of grants; and

(7) urges the United States Government to ensure unity of effort by assigning a single person to—

(A) coordinate all aspects of United States assistance to Haiti; and

(B) work with Congress to responsibly ensure sufficient appropriations to facilitate the long-term and sustainable recovery, rehabilitation, and development of Haiti.

NOTICE OF HEARING

COMMITTEE ON INDIAN AFFAIRS

Mr. DORGAN. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Thursday, February 11, 2010 at 2:15 p.m. in room 628 of the Dirksen Senate Office Building to conduct a business meeting to consider the nomination of Lillian A. Sparks to be Commissioner of the Administration for Native Americans, U.S. Department of Health and Human Services.

Those wishing additional information may contact the Indian Affairs Committee at 202-224-2251.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet during the session of the Senate on February 9, 2010, at 2:30 p.m. in room 406 of the Dirksen Senate Office Building.

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

PRIVILEGES OF THE FLOOR

Mr. HARKIN. Mr. President, I ask unanimous consent that Jeff Barham, a detailee in the Senate HELP Committee, be granted the privilege of the floor for the duration of the nomination of Craig Becker.

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

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. REID. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider Calendar No. 561, the nomination of Clifford L. Stanley to be Under Secretary of Defense for Personnel and Readiness and Calendar No. 614, the nomination of Philip Goldberg to be an Assistant Secretary of State for Intelligence and Research.

The legislative clerk read the nominations of Clifford L. Stanley, of Pennsylvania, to be Under Secretary of Defense for Personnel and Readiness, and Philip S. Goldberg, of the District of Columbia, to be an Assistant Secretary of State.

NOMINATION OF PHILIP S. GOLDBERG

Mr. FEINSTEIN. Mr. President, I support the nomination of Ambassador Philip S. Goldberg to be the Assistant Secretary for Intelligence and Research at the Department of State and urge my colleagues to support this nomination. The Intelligence Committee unanimously approved Ambassador Goldberg's nomination on December 10, 2009.

The Assistant Secretary for Intelligence and Research leads the Bureau of Intelligence and Research at the Department of State, a well-respected analytic agency within the Intelligence Community, known as "INR." INR produces all-source intelligence analysis to advise the Secretary of State and other senior policy officials. INR is as an active participant in the Intelligence Community and contributes to products published by the National Intelligence Council. Its analysts, while far fewer in number than the analysts at the Central Intelligence Agency and the Defense Intelligence Agency, are highly expert in their fields and often improve the quality of coordinated intelligence assessments by challenging the views of other agencies and, if necessary, dissenting from consensus judgments that they believe to be incorrect or unsubstantiated.

One important example of INR's independent minded approach occurred in 2002, when INR dissented from the official judgment of the intelligence community regarding Iraq's weapons of mass destruction program. INR analysts expressed less certainty regarding

the claim that Iraq was reconstituting nuclear weapons, taking a different view on the purpose of Saddam Hussein's pursuit of aluminum tubing. History, of course, proved the INR analysts to be correct, as Iraq was not reconstituting a nuclear weapons program.

As an assistant secretary, Ambassador Goldberg will lead a talented, experienced group of analysts, whose work offers invaluable insights to policymakers at the Department of State and throughout the government. INR analysts produce open source products as well, including reports based on global public opinion polling and foreign media analysis.

INR also serves a critical coordinating function. It is the intermediary between intelligence activities and the Intelligence Community on one hand and foreign policy and U.S. embassies on the other. INR represents the Department of State's perspective within the intelligence community and ensures that the benefits of intelligence activities outweigh any diplomatic risks. Ambassador Goldberg's experience serving in and managing U.S. embassies abroad will be very important as he helps to align intelligence and diplomatic priorities.

Ambassador Goldberg's distinguished 20-year career in the Foreign Service prepares him well for his new position. He served as the charge d'affaires and deputy chief of mission in Santiago, Chile, the chief of mission in Pristina, Kosovo, and in the U.S. embassies in Bogota, Colombia, and Pretoria, South Africa. Ambassador Goldberg is a graduate of Boston University and before joining the Foreign Service he worked for the city of New York.

From 2006 to 2008, Ambassador Goldberg served as the Ambassador to Bolivia during a period of heightened tensions between our two countries. In mid-September 2008, President Evo Morales accused Ambassador Goldberg of supporting opposition forces, declared him persona non grata, and expelled him from the country. The Intelligence Committee carefully reviewed Ambassador Goldberg's conduct in Bolivia. We have found that Ambassador Goldberg acted appropriately during his tenure and followed the policies of the U.S. Government. In fact, an inspector general report on the embassy published in September 2008 gave Ambassador Goldberg and his deputy high marks, stating that "The Ambassador and the deputy chief of mission (DCM) provide clear policy guidance and leadership . . . [They gather] input and advice from their staff, forging an excellent working relationship among all agencies and sections at post."

After Ambassador Goldberg's expulsion from Bolivia, the State Department strongly defended Ambassador Goldberg, both in public press remarks and in internal memoranda. In short, the Intelligence Committee believes that Ambassador Goldberg acted professionally and bears no blame for the Bolivian decision to expel him.