

(1) recognizes Harmon Killebrew as one of the greatest professional baseball players of all time;

(2) honors Harmon Killebrew for his charitable efforts to support leukemia and cancer research; and

(3) extends the deepest condolences of the Senate to the family of Harmon Killebrew.

#### SENATE RESOLUTION 190—RECOGNIZING THE 100TH ANNIVERSARY OF THE INDIANAPOLIS 500 MILE RACE

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

##### S. RES. 190

Whereas the Indianapolis Motor Speedway is the largest spectator sporting facility in the world, with more than 250,000 permanent seats;

Whereas founders Carl G. Fisher, Arthur C. Newby, Frank H. Wheeler, and James A. Allison pooled their resources in 1909 to build the Indianapolis Motor Speedway 5 miles from downtown Indianapolis as a testing ground to support the growing automotive industry of Indiana;

Whereas on August 14, 1909, the first motorized races, using motorcycles, took place on the recently completed 2.5-mile oval, which had a racing surface composed of crushed stone and tar;

Whereas on August 19, 1909, the first 4-wheeled automobile races at the Indianapolis Motor Speedway took place;

Whereas for 63 days in late 1909, 3,200,000 paving bricks, each weighing 9.5 pounds, were laid on top of the crushed stone and tar surface to upgrade the Indianapolis Motor Speedway, leading the facility to be nicknamed "The Brickyard";

Whereas a 3-foot horizontal strip of that original brick remains exposed at the start and finish line, known as the "Yard of Bricks";

Whereas on May 30, 1911, the first Indianapolis 500 Mile Race took place and was won by Ray Harroun at an average speed of 74.602 miles per hour;

Whereas the Indianapolis 500, the largest single-day spectator sporting event in the world, has occurred on every Memorial Day weekend since 1911, except during the involvement of the United States in world wars from 1917 through 1918 and 1942 through 1945;

Whereas in 1977, Janet Guthrie became the first woman to compete in the Indianapolis 500;

Whereas in 1991, Willy T. Ribbs became the first African-American driver to compete in the Indianapolis 500;

Whereas the Indianapolis Motor Speedway, by hosting the IZOD IndyCar Series, the NASCAR Sprint Cup Series, the MotoGP Series, and the Formula One Series, is the only facility in the world that has played host to these 4 elite worldwide racing series;

Whereas every May since 1981 the Indianapolis Motor Speedway has served as the backdrop for the annual Armed Forces Induction Ceremony, in which citizens of Indiana who have volunteered to serve in the Armed Forces are administered the oath of enlistment;

Whereas in 1987, the Indianapolis Motor Speedway was officially listed on the National Park Service list of National Historic Landmarks as the oldest continuously operated automobile racecourse; and

Whereas the Indianapolis 500 Mile Race has played an enormous part in shaping and defining the City of Indianapolis, the State of

Indiana, United States motorsports, and the United States automobile industry, and is a great source of pride to all citizens of Indiana: Now, therefore, be it

*Resolved*, That the Senate recognizes the 100th anniversary of the Indianapolis 500 Mile Race.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 320. Mr. REID (for Mr. LIEBERMAN) proposed an amendment to the resolution S. Res. 174, expressing the sense of the Senate that effective sharing of passenger information from inbound international flight manifests is a crucial component of our national security and that the Department of Homeland Security must maintain the information sharing standards required under the 2007 Passenger Name Record Agreement between the United States and the European Union.

#### TEXT OF AMENDMENTS

SA 320. Mr. REID (for Mr. LIEBERMAN) proposed an amendment to the resolution S. Res. 174, expressing the sense of the Senate that effective sharing of passenger information from inbound international flight manifests is a crucial component of our national security and that the Department of Homeland Security must maintain the information sharing standards required under the 2007 Passenger Name Record Agreement between the United States and the European Union; as follows:

In the 5th whereas clause of the preamble, strike "an agreement to exchange passenger information" and insert "information sharing agreements".

In the 6th whereas clause of the preamble, strike "international law and treaties have recognized" and insert "security and intelligence experts recognize".

#### NOTICE OF HEARING

##### PERMANENT SUBCOMMITTEE ON INVESTIGATIONS

Mr. LEVIN. Mr. President, I would like to announce for the information of the Senate and the public that the Permanent Subcommittee on Investigations of the Committee on Homeland Security and Governmental Affairs has scheduled a hearing entitled, "Stimulus Contractors Who Cheat on Their Taxes: What Happened?" The Subcommittee hearing will focus on the findings of the forthcoming Government Accountability Office Report entitled Thousands of Recovery Act Contract and Grant Recipients Owe Hundreds of Millions in Federal Taxes to examine how contractors with tax delinquencies received payments under the American Recovery and Reinvestment Act, ARRA. The hearing will also examine solutions to the problem, including denying Federal contract dollars to subcontractors with serious tax delinquencies. Witnesses for the hearing will include Mr. Gregory D. Kutz, Director of Forensic Audits and Investigative Services of the Government Accountability Office and The Honorable Daniel I. Gordon, Administrator of the Office of Federal Procurement Pol-

icy at the Office of Management and Budget.

The Subcommittee hearing has been scheduled for Tuesday, May 24, 2011, at 2:30 p.m. in room 342 of the Dirksen Senate Office Building. For further information, please contact Elise Bean of the Permanent Subcommittee on Investigations at (202) 224-9505.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON FOREIGN RELATIONS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on May 18, 2011, at 2:30 p.m., to hold a European Affairs subcommittee hearing entitled, "Administration Priorities for Europe in the 112th Congress."

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

##### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet during the session of the Senate on March 18, 2011, at 2:20 p.m.

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

##### COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet during the session of the Senate on May 18, 2011, at 9:45 a.m.

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

##### COMMITTEE ON THE JUDICIARY

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate, on May 18, 2011, at 10 a.m., in room SD-226 of the Dirksen Senate Office Building, to conduct a hearing entitled "Improving Efficiency and Ensuring Justice in the Immigration Court System."

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

##### COMMITTEE ON VETERANS' AFFAIRS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on May 18, 2011. The committee will meet in room 418 of the Russell Senate Office Building beginning at 10 a.m.

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

##### SUBCOMMITTEE ON PUBLIC LANDS AND FORESTS

Mr. WARNER. Mr. President, I ask unanimous consent that the Subcommittee on Public Lands and Forests be authorized to meet during the session of the Senate on May 18, 2011, at 2:30 p.m., in room SD-366 of the Dirksen Senate Office Building.

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

SUBCOMMITTEE ON READINESS AND  
MANAGEMENT SUPPORT

Mr. WARNER. Mr. President, I ask unanimous consent that the Subcommittee on Readiness and Management Support of the Committee on Armed Services be authorized to meet during the session of the Senate on May 18, 2011, at 10 a.m.

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

SUBCOMMITTEE ON SCIENCE AND SPACE

Mr. WARNER. Mr. President, I ask unanimous consent that the Subcommittee on Science and Space of the Committee on Commerce, Science, and Transportation be authorized to meet during the session of the Senate on May 18, 2011, at 10:30 a.m. in room 253 of the Russell Senate Office Building, to conduct a hearing entitled, "Contributions of Space to National Imperatives."

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

SUBCOMMITTEE ON SEAPOWERS

Mr. WARNER. Mr. President, I ask unanimous consent that the Subcommittee on Seapower of the Committee on Armed Services be authorized to meet during the session of the Senate on May 18, 2011, at 2:30 p.m.

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

SUBCOMMITTEE ON SECURITIES, INSURANCE, AND  
INVESTMENT

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs' Subcommittee on Securities, Insurance, and Investment, be authorized to meet during the session of the Senate on May 18, 2011, at 9:30 a.m., to conduct a hearing entitled "The State of the Securitization Markets."

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

U.S./EUROPEAN UNION FLIGHT  
MANIFEST EXCHANGE

Mr. REID. I ask unanimous consent the Senate proceed to Calendar No. 49, S. Res. 174.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 174) expressing the sense of the Senate that effective sharing of passenger information from inbound international flight manifests is a crucial component of our national security and that the Department of Homeland Security must maintain the information sharing standards required under the 2007 Passenger Name Record Agreement between the United States and the European Union.

There being no objection, the Senate proceeded to consider the resolution.

Mr. REID. Madam President, I ask unanimous consent the resolution be agreed to, the Lieberman amendment, which is at the desk, to the preamble, be agreed to; the preamble as amended

be agreed to; there be no intervening action or debate, and any statements be printed in the RECORD.

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

The resolution (S. Res. 174) was agreed to.

The amendment (No. 320) was agreed to, as follows:

(Purpose: To amend the preamble)

In the 5th whereas clause of the preamble, strike "an agreement to exchange passenger information" and insert "information sharing agreements".

In the 6th whereas clause of the preamble, strike "international law and treaties have recognized" and insert "security and intelligence experts recognize".

The preamble, as amended, was agreed to.

The resolution, with its preamble, as amended, read as follows:

S. RES. 174

Whereas the National Commission on Terrorist Attacks Upon the United States—

(1) found that "[t]argeting travel is at least as powerful a weapon against terrorists as targeting their money"; and

(2) recommended that the United States "combine terrorist travel intelligence, operations, and law enforcement in a strategy to intercept terrorist, find terrorist travel facilitators, and constrain terrorist mobility";

Whereas terrorists continue to target international travel to the United States, as evidenced by Umar Farouk Abdulmutallab's attempt to detonate a bomb on board Northwest Airlines Flight 253 on December 25, 2009, en route from Amsterdam to Detroit;

Whereas Congress responded to the attacks of September 11, 2001, by mandating that all air carriers flying into the United States provide passenger name record (referred to in this resolution as "PNR") data concerning all inbound passengers to U.S. Customs and Border Protection to assist the Department of Homeland Security in fulfilling its missions of protecting the border and enhancing border security;

Whereas there is bipartisan agreement on the need to collect and share passenger travel data, which—

(1) has served as a cornerstone for interdicting terrorists by the administrations of President Barack Obama and former President George W. Bush; and

(2) continues to fulfill the mandate for increased information sharing set by Congress in—

(A) the Aviation and Transportation Security Act (Public Law 107-71);

(B) the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458);

(C) the Implementing Recommendations of the 9/11 Commission Act of 2007 (Public Law 110-53); and

(D) other laws requiring information sharing internationally and within the United States Government to promote greater security;

Whereas the Implementing Recommendations of the 9/11 Commission Act of 2007 required nations to enter into information sharing agreements with the United States in order to qualify for the United States visa waiver program;

Whereas security and intelligence experts recognize that—

(1) advance information about travelers is a critical tool in identifying high-risk passengers; and

(2) the intelligence gained from the analysis of passenger travel data is critical for—

(A) protecting the United States against terrorists entering the United States; and

(B) preventing terrorists from boarding international flights bound for the United States;

Whereas the Agreement Between the United States of America and the European Union on the Processing and Transfer of Passenger Name Record (PNR) Data by Air Carriers to the United States Department of Homeland Security (DHS), done at Brussels and Washington on July 23 and 26, 2007 (referred to in this resolution as the "EU-U.S. PNR Agreement")—

(1) succeeded a series of agreements between 2002 and October 2006;

(2) was intended to remain in effect until 2014; and

(3) complied with European Union and United States privacy laws by providing assurances that the United States would use PNR data for limited purposes;

Whereas PNR data gathered pursuant to the EU-U.S. PNR Agreement has been used to identify and arrest a number of dangerous terrorists, including—

(1) David Headley, who was planning an attack on Denmark and who contributed to the tragedy in Mumbai; and

(2) Faisal Shahzad, who was attempting to flee the country after attempting to set off a car-bomb in Times Square.

Whereas PNR data has been used to prevent the travel of many other individuals considered to be national security threats or otherwise inadmissible to the United States;

Whereas the privacy protections in the current EU-U.S. PNR Agreement are robust, and a February 2010 joint review by both signatories found no privacy violations, misuse, or injury from the collection of PNR data by the Department of Homeland Security;

Whereas although the United States and the European Union have different governing mechanisms that lead to differences in how oversight is conducted, both governments have a firm commitment to the protection of data and the respect of individual privacy;

Whereas in February 2011, the European Commission proposed that the European Union create its own PNR system in order to identify potential terrorists and other dangerous criminals;

Whereas in 2010, the Washington Post—

(1) recognized the important role that PNR data plays in securing international aviation; and

(2) recommended that data sharing should not be restricted without demonstrating specific problems with the operation of current agreement: Now, therefore, be it

*Resolved*, That the Senate—

(1) acknowledges the grave threat posed by terrorists and other dangerous criminals who seek to exploit international aviation to do harm to our countries;

(2) urges the Department of Homeland Security to reject any efforts by the European Union to modify existing PNR data sharing mechanisms in a way that would degrade the usefulness of the PNR data for identifying terrorists and other dangerous criminals;

(3) urges the Department of Homeland Security to not enter into any agreement that would impose European oversight structures on the United States; and

(4) opposes any effort by the European Union to interfere with counterterrorism cooperation and information sharing between the Department of Homeland Security and non-European countries.

RECOGNIZING AND HONORING  
HARMON KILLEBREW

Mr. REID. I ask unanimous consent the Senate proceed to S. Res. 189.