

**SEC. 116. TREATMENT OF UNBORN CHILDREN.**

(a) CODIFICATION OF CURRENT REGULATIONS.—Section 2110(c)(1) (42 U.S.C. 1397j(c)(1)) is amended by striking the period at the end and inserting the following: “, and includes, at the option of a State, an unborn child. For purposes of the previous sentence, the term ‘unborn child’ means a member of the species *Homo sapiens*, at any stage of development, who is carried in the womb.”.

(b) CLARIFICATIONS REGARDING COVERAGE OF MOTHERS.—Section 2103 (42 U.S.C. 1397cc) is amended by adding at the end the following new subsection:

“(g) CLARIFICATIONS REGARDING AUTHORITY TO PROVIDE POSTPARTUM SERVICES AND MATERNAL HEALTH CARE.—Any State that provides child health assistance to an unborn child under the option described in section 2110(c)(1) may—

“(1) continue to provide such assistance to the mother, as well as postpartum services, through the end of the month in which the 60-day period (beginning on the last day of pregnancy) ends; and

“(2) in the interest of the child to be born, have flexibility in defining and providing services to benefit either the mother or unborn child consistent with the health of both.”.

**SA 81.** Mr. BUNNING submitted an amendment intended to be proposed by him to the bill H.R. 2, to amend title XXI of the Social Security Act to extend and improve the Children’s Health Insurance Program, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 273, line 8, strike “inserting “\$24.78”.” and all that follows through page 276, line 9, and insert “inserting “\$2.8311 cents”.”.

**AUTHORITY FOR COMMITTEES TO MEET**

COMMITTEE ON FOREIGN RELATIONS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, January 28, 2009, at 10 a.m., to hold a hearing entitled “Addressing Global Climate Change: The Road to Copenhagen.”

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

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. MENENDEZ. 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 Wednesday, January 28, 2009, at 10 a.m. to conduct a hearing entitled “Lessons from the Mumbai Terrorist Attacks, Part II.”

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

COMMITTEE ON THE JUDICIARY

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Senate Committee on the Judiciary be authorized to meet during the session of the Senate, to conduct an executive business meeting on Wednesday, January 28, 2009, at 10 a.m. in room SH-216 of the Hart Senate Office Building.

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

COMMITTEE ON VETERANS’ AFFAIRS

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Veterans’ Affairs be authorized to meet during the session of the Senate on Wednesday, January 28, 2009.

The Committee will meet in room 418 of the Russell Senate Office Building beginning at 9:30 a.m.

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

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, FEDERAL SERVICE, AND INTERNATIONAL SECURITY

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs’ Subcommittee on Federal Financial Management, Government Information, Federal Services, and International Security be authorized to meet during the session of the Senate on Wednesday, January 28, 2009, at 2:30 p.m. to conduct a hearing entitled, “The Impact of the Economic Crisis on the U.S. Postal Service”.

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

SELECT COMMITTEE ON INTELLIGENCE

Mr. MENENDEZ. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on Wednesday, January 28, 2009 at 2:30 p.m.

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

PRIVILEGES OF THE FLOOR

Mr. GRASSLEY. Madam President, I ask unanimous consent that Terri Postma and Rachel Miller, members of my staff, be granted the privilege of the floor during the debate of H.R. 2, the Children’s Health Insurance Program Reauthorization Act of 2009.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. TESTER. Mr. President, I ask unanimous consent that the Senate proceed to executive session to consider Calendar Nos. 6, 7, 8, 10, and all nominations on the Secretary’s Desk in the Air Force, Army, Marine Corps, and Navy; that the nominations be confirmed, and the motions to reconsider be laid upon the table, en bloc; that no further motions be in order, and any statements relating to the nominations be printed in the RECORD; and that the President be immediately notified of the Senate’s action.

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

The nominations considered and confirmed en bloc are as follows:

IN THE AIR FORCE

The following Air National Guard of the United States officers for appointment in the

Reserve of the Air Force to the grades indicated under title 10, U.S.C., sections 12203 and 12212:

*To be major general*

- Brigadier General Donald A. Haught
- Brigadier General Thomas J. Haynes
- Brigadier General Craig D. McCord
- Brigadier General Robert M. Stonestreet
- Brigadier General Edward W. Tonini
- Brigadier General Francis A. Turley

*To be brigadier general*

- Colonel Margaret H. Bair
- Colonel James H. Bartlett
- Colonel Jorge R. Cantres
- Colonel Sandra L. Carlson
- Colonel Stephen D. Cotter
- Colonel James T. Daugherty
- Colonel Gretchen S. Dunkelberger
- Colonel Robert A. Hamrick
- Colonel Chris R. Helstad
- Colonel Cecil J. Hensel, Jr.
- Colonel Frank D. Landes
- Colonel Robert L. Leeker
- Colonel Rickie B. Mattson
- Colonel Maureen McCarthy
- Colonel John E. McCoy
- Colonel John W. Merritt
- Colonel Thomas R. Schiess
- Colonel Rodger F. Seidel
- Colonel Glenn K. Thompson
- Colonel Dean L. Winslow
- Colonel William M. Ziegler

IN THE MARINE CORPS

The following named officers for appointment in the United States Marine Corps Reserve to the grade indicated under title 10, U.S.C., section 12203:

*To be major general*

- Brig. Gen. John M. Croley
- Brig. Gen. Tracy L. Garrett

IN THE ARMY

The following Army National Guard of the United States officers for appointment in the Reserve of the Army to the grades indicated under title 10, U.S.C., sections 12203 and 12211:

*To be major general*

- Brigadier General Peter M. Aylward
- Brigadier General Grant L. Hayden
- Brigadier General David L. Jennette, Jr.
- Brigadier General Robert E. Livingston, Jr.
- Brigadier General William M. Maloan
- Brigadier General Randy E. Manner
- Brigadier General Randall R. Marchi
- Brigadier General Stuart C. Pike
- Brigadier General Eddy M. Spurgin
- Brigadier General Charles L. Yriarte

*To be brigadier general*

- Colonel Dennis J. Adams
- Colonel Robbie L. Asher
- Colonel Christopher D. Bishop
- Colonel Glenn A. Bramhall
- Colonel Dominic A. Cariello
- Colonel Robert C. Clouse, Jr.
- Colonel Robert W. Enzenauer
- Colonel Peter J. Fagan
- Colonel Jack R. Fox
- Colonel Wilton S. Gorske
- Colonel Louis H. Guernsey, Jr.
- Colonel Stephen L. Huxtable
- Colonel Timothy J. Kadavy
- Colonel James E. Keighley
- Colonel Gerald W. Ketchum
- Colonel Leonard H. Kiser
- Colonel Timothy L. Lake
- Colonel Gregory A. Lusk
- Colonel David V. Matakas
- Colonel Owen W. Monconduit
- Colonel Timothy E. Orr
- Colonel William R. Phillips, II
- Colonel Renaldo Rivera
- Colonel Kenneth C. Roberts
- Colonel Stephen G. Sanders
- Colonel William L. Smith