

of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Metropolitan Washington D.C. 1-Hour Ozone Attainment Plan, Lifting of Earlier Rules Resulting in Removal of Sanctions and Federal Implementation Clocks" (FRL7997-5) received on November 14, 2005; to the Committee on Environment and Public Works.

EC-4653. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of State Air Quality Plans for Designated Facilities and Pollutants, Commonwealth of Virginia; Control of Emissions From Hospital/Medical/Infectious Waste Incinerator Units; Correction" (FRL7997-6) received on November 14, 2005; to the Committee on Environment and Public Works.

EC-4654. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Indiana; Redesignation of Delaware County to Attainment of the 8-Hour Ozone Standard" (FRL7997-8) received on November 14, 2005; to the Committee on Environment and Public Works.

EC-4655. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Control of Air Pollution From Aircraft and Aircraft Engines; Emission Standards and Test Procedures" (FRL7997-3) received on November 14, 2005; to the Committee on Environment and Public Works.

EC-4656. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Control of Air Pollution from New Motor Vehicles; Revisions to Motor Vehicle Diesel Fuel Sulfur Transition Provisions; and Technical Amendments to the Highway Diesel, Nonroad Diesel, and Tier 2 Gasoline Programs" (FRL7996-9) received on November 14, 2005; to the Committee on Environment and Public Works.

EC-4657. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing: Reconsideration" (FRL7997-9) received on November 14, 2005; to the Committee on Environment and Public Works.

EC-4658. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Final Rule to Implement the 8-Hour Ozone National Ambient Air Quality Standard—Phase 2; Final Rule to Implement Certain Aspects of the 1990 Amendments Relating to New Source Review and Prevention of Significant Deterioration as they Apply in Carbon Monoxide, Particulate Matter and Ozone NAAQS; Final Rule for Reformulated Gasoline" (FRL7996-8) received on November 14, 2005; to the Committee on Environment and Public Works.

EC-4659. A communication from the Secretary, Department of Agriculture, transmit-

ting, a report of draft legislation which would provide for the Secretary of Agriculture to meet certain reporting requirements relating to strategic planning; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4660. A communication from the Acting Under Secretary, Emergency Preparedness and Response, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, a report that funding for the State of Minnesota as a result of the emergency conditions resulting from the influx of evacuees from areas struck by Hurricane Katrina beginning on August 29, 2005, and continuing, has exceeded \$5,000,000; to the Committee on Banking, Housing, and Urban Affairs.

EC-4661. A communication from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation (FDIC), transmitting, pursuant to law, the report of a rule entitled "Deposit Insurance Coverage; Accounts in Qualified Tuition Savings Programs Under Section 529 of the Internal Revenue Code" (RIN3064-AC90) received on November 15, 2005; to the Committee on Banking, Housing, and Urban Affairs.

EC-4662. A communication from the Secretary, Commission of Fine Arts, transmitting, pursuant to law, a report on Fiscal Year 2005 Competitive Sourcing Efforts and the Commission's Fiscal Year 2005 Inventory of Commercial and Inherently Governmental Activities Report, dated May 24, 2005; to the Committee on Homeland Security and Governmental Affairs.

EC-4663. A communication from the Independent Counsel, Office of Independent Council, transmitting, pursuant to law, the Office's Annual Report on Audit and Investigative Activities; to the Committee on Homeland Security and Governmental Affairs.

EC-4664. A communication from the Director of Selective Service, transmitting, pursuant to law, a report in accordance with the Federal Managers' Integrity Act; to the Committee on Homeland Security and Governmental Affairs.

EC-4665. A communication from the Chairman, Occupational Safety and Health Review Commission, transmitting, pursuant to law, a report on the Agency's compliance with the Inspector General Act of 1978 and the Federal Managers' Financial Integrity Act for fiscal year 2005; to the Committee on Homeland Security and Governmental Affairs.

EC-4666. A communication from the Staff Director, Commission on Civil Rights, transmitting, pursuant to law, the Federal Managers' Financial Integrity Act Report for fiscal year 2004; to the Committee on Homeland Security and Governmental Affairs.

EC-4667. A communication from the Director, Division for Strategic Human Resources Policy, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Department of Defense Human Resources Management and Labor Relations Systems" (RIN3206-AK76/0790-AH82) received on November 15, 2005; to the Committee on Homeland Security and Governmental Affairs.

EC-4668. A communication from the Acting Deputy Secretary of Defense, transmitting, pursuant to law, the Department's Fiscal Year 2005 Performance and Accountability Report; to the Committee on Homeland Security and Governmental Affairs.

EC-4669. A communication from the Commissioner, Social Security Administration, transmitting, pursuant to law, the Administration's Performance and Accountability Report for Fiscal Year 2005; to the Committee on Homeland Security and Governmental Affairs.

EC-4670. A communication from the Attorney General, Department of Justice, trans-

mitting, pursuant to law, the Department's Fiscal Year 2005 Performance and Accountability Report; to the Committee on Homeland Security and Governmental Affairs.

EC-4671. A communication from the Chairman, Nuclear Regulatory Commission, transmitting, pursuant to law, the Commission's Fiscal Year 2005 Performance and Accountability Report; to the Committee on Homeland Security and Governmental Affairs.

EC-4672. A communication from the Director, U.S. Trade and Development Agency, transmitting, pursuant to law, the Agency's Performance and Accountability Reports including audited financial statements for fiscal year 2005; to the Committee on Homeland Security and Governmental Affairs.

## REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. CRAIG, from the Committee on Veterans' Affairs, without amendment:

S. 716. A bill to amend title 38, United States Code, to enhance services provided by vet centers, to clarify and improve the provision of bereavement counseling by the Department of Veterans Affairs, and for other purposes (Rept. No. 109-180).

By Mr. STEVENS, from the Committee on Commerce, Science, and Transportation, with an amendment in the nature of a substitute:

S. 363. A bill to amend the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 to establish vessel ballast water management requirements, and for other purposes (Rept. No. 109-181).

By Mr. SHELBY, from the Committee on Banking, Housing, and Urban Affairs, with an amendment in the nature of a substitute:

S. 467. A bill to extend the applicability of the Terrorism Risk Insurance Act of 2002.

By Mr. GRASSLEY, from the Committee on Finance, without amendment:

S. 2020. An original bill to provide for reconciliation pursuant to section 202(b) of the concurrent resolution on the budget for fiscal year 2006.

## EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of committees were submitted:

By Mr. WARNER for the Committee on Armed Services.

Army nominations beginning with Brigadier General Robert P. French and ending with Colonel Terry L. Wiley, which nominations were received by the Senate and appeared in the Congressional Record on November 4, 2005.

Air Force nominations beginning with Brigadier General Larita A. Aragon and ending with Colonel Alex D. Roberts, which nominations were received by the Senate and appeared in the Congressional Record on November 4, 2005.

Air Force nomination of Colonel Steven R. Doohen to be Brigadier General.

Air Force nomination of Colonel Daniel R. Eagle to be Brigadier General.

Army nomination of Lt. Gen. David D. McKiernan to be General.

Army nomination of Maj. Gen. Peter W. Chiarelli to be Lieutenant General.

Army nomination of Maj. Gen. Keith W. Dayton to be Lieutenant General.

Army nomination of Maj. Gen. John R. Wood to be Lieutenant General.

Army nomination of Brig. Gen. William T. Nesbitt to be Major General.

Army nomination of Col. Guy L. Sands-Pingot to be Brigadier General.

Army nomination of Col. Mitchell L. Brown to be Brigadier General.

Navy nomination of Rear Adm. John C. Harvey, Jr. to be Vice Admiral.

Navy nomination of Capt. Frank Thorp IV to be Rear Admiral (lower half).

Mr. WARNER. Mr. President, for the Committee on Armed Services I report favorably the following nomination lists which were printed in the RECORDS on the dates indicated, and ask unanimous consent, to save the expense of reprinting on the Executive Calendar that these nominations lie at the Secretary's desk for the information of Senators.

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

Air Force nominations beginning with Brian F. Abell and ending with Ray A. Zuniga, which nominations were received by the Senate and appeared in the Congressional Record on May 26, 2005.

Air Force nomination of Jon R. Stovall to be Colonel.

Air Force nomination of Kenneth W. Bullock to be Lieutenant Colonel.

Air Force nominations beginning with Randall S. Lecheminant and ending with Scott H. R. Lee, which nominations were received by the Senate and appeared in the Congressional Record on November 10, 2005.

Air Force nomination of Rena A. Nicholas to be Major.

Air Force nomination of Jeffrey S. Brittig to be Major.

Air Force nomination of Albert J. Bainger to be Major.

Army nominations beginning with Robinette J. Amaker and ending with Josef H. Moore, which nominations were received by the Senate and appeared in the Congressional Record on October 25, 2005.

Army nominations beginning with Terry K. Besch and ending with John R. Taber, which nominations were received by the Senate and appeared in the Congressional Record on October 25, 2005.

Army nominations beginning with Kimberly K. Armstrong and ending with Kelly A. Wolgast, which nominations were received by the Senate and appeared in the Congressional Record on October 25, 2005.

Army nominations beginning with Randall G. Anderson and ending with John H. Trakowski, Jr., which nominations were received by the Senate and appeared in the Congressional Record on October 25, 2005.

Army nominations beginning with Robert Dempster and ending with Errol Lader, which nominations were received by the Senate and appeared in the Congressional Record on October 26, 2005.

Army nominations beginning with Mimms Mabee and ending with Jimmie Perez, which nominations were received by the Senate and appeared in the Congressional Record on October 26, 2005.

Army nominations beginning with Michelle Beach and ending with Helen Laquay, which nominations were received by the Senate and appeared in the Congressional Record on October 26, 2005.

Army nominations beginning with Gregory Brewer and ending with Terrell Morrow, which nominations were received by the Senate and appeared in the Congressional Record on October 26, 2005.

Army nominations beginning with Walter J. Austin and ending with Keith C. Smith, which nominations were received by the Senate and appeared in the Congressional Record on November 4, 2005.

Army nomination of Jack N. Washburne to be Colonel.

Army nominations beginning with Barry J. Bernstein and ending with Juan M. Vera,

which nominations were received by the Senate and appeared in the Congressional Record on November 10, 2005.

Army nominations beginning with Melvin S. Hogan and ending with Joseph M. Jackson, which nominations were received by the Senate and appeared in the Congressional Record on November 10, 2005.

By Mr. SHELBY for the Committee on Banking, Housing, and Urban Affairs.

\*Ben S. Bernanke, of New Jersey, to be a Member of the Board of Governors of the Federal Reserve System for a term of four years from February 1, 2006.

\*Ben S. Bernanke, of New Jersey, to be Chairman of the Board of Governors of the Federal Reserve System for a term of four years.

By Mr. DOMENICI for the Committee on Energy and Natural Resources.

\*Jeffrey D. Jarrett, of Pennsylvania, to be an Assistant Secretary of Energy (Fossil Energy).

\*Edward F. Sproat III, of Pennsylvania, to be Director of the Office of Civilian Radioactive Waste Management, Department of Energy.

\*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

#### EXECUTIVE REPORT OF COMMITTEE

The following executive report of committee was submitted:

By Mr. LUGAR, from the Committee on Foreign Relations:

Convention Concerning Migratory Fish Stock in the Pacific Ocean (Treaty Doc. 109-1) (Ex. Rept. 109-8).

Text of the resolution of ratification as reported by the Committee on Foreign Relations:

*Resolved (two-thirds of the Senators present concurring therein),*

The Senate advises and consents to the ratification of the Convention on the Conservation and Management of the Highly Migratory Fish Stocks in the Western and Central Pacific Ocean, with Annexes, adopted at Honolulu on September 5, 2000, by the Multilateral High Level Conference on the Highly Migratory Fish Stocks in the Western and Central Pacific Ocean, and signed by the United States on that date (Treaty Doc. 109-1).

#### 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. GRASSLEY (for himself and Mr. SESSIONS):

S. 2016. A bill to amend chapter 3 of title 28, United States Code, to provide for 11 circuit judges on the United States Court of Appeals for the District of Columbia Circuit; to the Committee on the Judiciary.

By Mr. FEINGOLD (for himself and Ms. SNOWE):

S. 2017. A bill to amend the provisions of titles 5 and 28, United States Code, relating to equal access to justice, award of reasonable costs and fees, and administrative set-

tlement offers, and for other purposes; to the Committee on the Judiciary.

By Mr. JOHNSON (for himself, Mr. CONRAD, and Mr. DORGAN):

S. 2018. A bill to amend the Federal Meat Inspection Act to provide that a quality grade label issued by the Secretary of Agriculture for beef and lamb may not be used for imported beef or imported lamb; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. SMITH (for himself and Mr. BAUCUS):

S. 2019. A bill to provide for a research program for remediation of closed methamphetamine production laboratories, and for other purposes; to the Committee on Environment and Public Works.

By Mr. GRASSLEY:

S. 2020. An original bill to provide for reconciliation pursuant to section 202(b) of the concurrent resolution on the budget for fiscal year 2006; from the Committee on Finance; placed on the calendar.

By Mr. CHAMBLISS:

S. 2021. A bill to amend title 38, United States Code, to establish in the Department of Veterans Affairs an Office of National Veterans Sports Programs and Special Events; to the Committee on Veterans' Affairs.

By Mr. COLEMAN (for himself and Mr. BINGAMAN):

S. 2022. A bill to amend title XVIII of the Social Security Act to provide for coverage of remote patient management services for chronic health care conditions under the Medicare program; to the Committee on Finance.

By Mr. INHOFE (for himself and Mr. THUNE):

S. 2023. A bill to amend the Oil Pollution Act of 1990 to improve that Act, and for other purposes; to the Committee on Environment and Public Works.

By Ms. MURKOWSKI:

S. 2024. A bill to raise the minimum State allocation under section 217(b)(2) of the Cranston-Gonzalez National Affordable Housing Act; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BAYH (for himself, Mr. BROWNBACK, Mr. LIEBERMAN, Mr. COLEMAN, Mr. GRAHAM, Mr. SALAZAR, Mr. SESSIONS, Mr. NELSON of Florida, Mr. LUGAR, and Mr. OBAMA):

S. 2025. A bill to promote the national security and stability of the United States economy by reducing the dependence of the United States on oil through the use of alternative fuels and new technology, and for other purposes; to the Committee on Finance.

By Mr. LAUTENBERG (for himself, Mr. KERRY, Mr. DORGAN, and Mr. DAYTON):

S. 2026. A bill to amend title XVIII of the Social Security Act to require that a prescription drug plan or an MA-PD plan that has an initial coverage limit obtain a signed certification prior to enrolling beneficiaries under the plan under part D of such title; to the Committee on Finance.

By Mr. GRASSLEY (for himself and Mr. BAUCUS):

S. 2027. A bill to implement the United States-Bahrain Free Trade Agreement; to the Committee on Finance.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mr. BURNS (for himself, Mr. LEAHY, Mr. INOUE, Mr. SMITH, Mr.