

any other provision of law relating to the confiscation of assets of suspected international terrorists, may contest that confiscation by filing a claim in the manner set forth in the Federal Rules of Civil Procedure (Supplemental Rules for Certain Admiralty and Maritime Claims), and asserting as an affirmative defense that—

“(1) the property is not subject to confiscation under such provision of law; or

“(2) the innocent owner provisions of section 983(d) apply to the case.

“(b) EVIDENCE.—In considering a claim filed under this section, a court may admit evidence that is otherwise inadmissible under the Federal Rules of Evidence, if the court determines that the evidence is reliable, and that compliance with the Federal Rules of Evidence may jeopardize the national security interests of the United States.

“(c) CLARIFICATIONS.—

“(1) PROTECTION OF RIGHTS.—The exclusion of certain provisions of Federal law from the definition of the term ‘civil forfeiture statute’ in section 983(i) shall not be construed to deny an owner of property the right to contest the confiscation of assets of suspected international terrorists under—

“(A) subsection (a) of this section;

“(B) the Constitution; or

“(C) subchapter II of chapter 5 of title 5, United States Code (commonly known as the ‘Administrative Procedure Act’).

“(2) SAVINGS CLAUSE.—Nothing in this section shall limit or otherwise affect any other remedies that may be available to an owner of property under section 983 or any other provision of law.”; and

(B) in the chapter analysis, by inserting at the end the following:

“987. Anti-terrorist forfeiture protection.”.

(2) Subsections (a), (b), and (c) of section 316 of Public Law 107-56 are repealed.

(c) CONFORMING AMENDMENTS CONCERNING CONSPIRACIES.—

(1) Section 33(a) of title 18, United States Code is amended by inserting “or conspires” before “to do any of the aforesaid acts”.

(2) Section 1366(a) of title 18, United States Code, is amended—

(A) by striking “attempts” each time it appears and inserting “attempts or conspires”; and

(B) by inserting “, or if the object of the conspiracy had been achieved,” after “the attempted offense had been completed”.

**SEC. 407. TECHNICAL CORRECTIONS TO FINANCING OF TERRORISM STATUTE.**

Section 2332b(g)(5)(B) of title 18, United States Code, is amended by inserting “)” after “2339C (relating to financing of terrorism”.

**SEC. 408. CROSS REFERENCE CORRECTION.**

Section 5318(n)(4)(A) of title 31, United States Code, is amended by striking “National Intelligence Reform Act of 2004” and inserting “Intelligence Reform and Terrorism Prevention Act of 2004”.

**SEC. 409. AMENDMENT TO AMENDATORY LANGUAGE.**

Section 6604 of the Intelligence Reform and Terrorism Prevention Act of 2004 is amended (effective on the date of the enactment of that Act)—

(1) by striking “Section 2339c(c)(2)” and inserting “Section 2339C(c)(2)”;

(2) by striking “Section 2339c(e)” and inserting “Section 2339C(e)”.

**SEC. 410. DESIGNATION OF ADDITIONAL MONEY LAUNDERING PREDICATE.**

Section 1956(c)(7)(D) of title 18, United States Code, is amended—

(1) by inserting “, or section 2339D (relating to receiving military-type training from a foreign terrorist organization)” after “section 2339A or 2339B (relating to providing material support to terrorists)”;

(2) by striking “or” before “section 2339A or 2339B”.

The PRESIDING OFFICER appointed Mr. SPECTER, Mr. HATCH, Mr. KYL, Mr. DEWINE, Mr. SESSIONS, Mr. ROBERTS, Mr. LEAHY, Mr. KENNEDY, Mr. ROCKEFELLER, and Mr. LEVIN conferees on the part of the Senate.

Mr. FRIST. Mr. President, I thank our colleagues on this very important piece of legislation—both those who have reservations and those who support this very important act. I talked to the Attorney General a short while ago, and he expressed his appreciation to this body.

## EXECUTIVE SESSION

### EXECUTIVE CALENDAR

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate immediately proceed to executive session to consider the following nominations on today's Executive Calendar: Calendar Nos. 212, 220, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 253, 254, 255 through 285, 287 through 293, 295, 296, 297 through 302, 303, 304, 305, 306, 307, 308, and all nominations on the Secretary's desk reported by the Armed Services Committee today; Calendar No. 311, Ronald Segal, PN-661; provided further that the following committees be discharged from further consideration of the listed nominations and the Senate proceed en bloc to their consideration: HELP Committee, Charles Ciccolella, PN-524; Foreign Relations Committee, William Burns, PN-747; William Timken, PN-737; Richard Jones, PN-757; Francis Ricciar done, PN-758.

I further ask that the Chair now put the question on Calendar No. 212, the nomination of Granta Nakayama, to be Assistant Administrator of EPA, and I note for the record that Senator BURNS is opposed and he would vote against this nominee.

The PRESIDING OFFICER. The question is, shall the Senate advise and consent to the nomination of Granta Y. Nakayama, to be an Assistant Administrator of the Environmental Protection Agency?

The nomination was confirmed.

Mr. FRIST. Mr. President, I ask unanimous consent that the remaining nominations that I enumerated be confirmed en bloc, the motions to reconsider be laid upon the table, and the President be immediately notified of the Senate's action, and the Senate then return to legislative session.

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

The nominations considered and confirmed are as follows:

#### ENVIRONMENTAL PROTECTION AGENCY

Granta Y. Nakayama, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency.

#### DEPARTMENT OF ENERGY

James A. Rispoli, of Virginia, to be an Assistant Secretary of Energy (Environmental Management).

#### DEPARTMENT OF STATE

Henrietta Holsman Fore, of Nevada, to be an Under Secretary of State (Management).

Josette Sheeran Shiner, of Virginia, to be an Under Secretary of State (Economic, Business, and Agricultural Affairs).

Karen P. Hughes, of Texas, to be Under Secretary of State for Public Diplomacy, with the rank of Ambassador.

Kristen Silverberg, of Texas, to be an Assistant Secretary of State (International Organization Affairs).

Jendayi Elizabeth Frazer, of Virginia, to be an Assistant Secretary of State (African Affairs).

Henry Crumpton, of Virginia, to be Coordinator for Counterterrorism, with the rank and status of Ambassador at Large.

James Cain, of North Carolina, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Denmark.

Alan W. Eastham, Jr., of Arkansas, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Malawi.

Katherine Hubay Peterson, of California, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Republic of Botswana.

Michael Retzer, of Mississippi, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the United Republic of Tanzania.

Gillian Arlette Milovanovic, of Pennsylvania, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Macedonia.

#### DEPARTMENT OF VETERANS AFFAIRS

James Philip Terry, of Virginia, to be Chairman of the Board of Veterans' Appeals for a term of six years.

#### DEPARTMENT OF THE TREASURY

John C. Dugan, of Maryland, to be Comptroller of the Currency for a term of five years.

John M. Reich, of Virginia, to be Director of the Office of Thrift Supervision for a term of five years.

#### SECURITIES AND EXCHANGE COMMISSION

Christopher Cox, of California, to be a Member of the Securities and Exchange Commission for the term expiring June 5, 2009.

Roel C. Campos, of Texas, to be a Member of the Securities and Exchange Commission for a term expiring June 5, 2010. (Reappointment)

Annette L. Nazareth, of the District of Columbia, to be a Member of the Securities and Exchange Commission for the remainder of the term expiring June 5, 2007.

#### FEDERAL DEPOSIT INSURANCE CORPORATION

Martin J. Gruenberg, of Maryland, to be Vice Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation.

Martin J. Gruenberg, of Maryland, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for the remainder of the term expiring December 27, 2006.

Martin J. Gruenberg, of Maryland, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for a term expiring December 27, 2012. (Reappointment)

#### DEPARTMENT OF JUSTICE

Michael J. Garcia, of New York, to be United States Attorney for the Southern District of New York for the term of four years.

Peter Manson Swaim, of Indiana, to be United States Marshal for the Southern District of Indiana for the term of four years.

Phillip Jackson Bell, of Georgia, to be Deputy Under Secretary of Defense for Logistics and Materiel Readiness.

Keith E. Eastin, of Texas, to be an Assistant Secretary of the Army.

IN THE AIR FORCE

The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be general*

Lt. Gen. Norton A. Schwartz, 0000

The following named officer for appointment as Vice Chief of Staff of the Air Force, and for appointment to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., sections 8034 and 601:

*To be general*

Lt. Gen. John D.W. Corley, 0000

The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. Kevin P. Chilton, 0000

The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. Donald J. Hoffman, 0000

The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. David A. Deptula, 0000

The following named officer for appointment in the United States Air Force, to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601, and to be the Senior Member of the Military Staff Committee of the United Nations under title 10, U.S.C., section 711:

*To be lieutenant general*

Lt. Gen. Victor E. Renuart, Jr., 0000

The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. John L. Hudson, 0000

The following named officer for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 8069:

*To be major general*

Brig. Gen. Melissa A. Rank, 0000

The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

*To be major general*

Brigadier General Ted F. Bowlds, 0000

Brigadier General David E. Clary, 0000

Brigadier General David M. Edgington, 0000

Brigadier General Delwyn R. Eulberg, 0000

Brigadier General David S. Gray, 0000

Brigadier General Wendell L. Griffin, 0000

Brigadier General Irving L. Halter, Jr., 0000

Brigadier General Kevin J. Kennedy, 0000

Brigadier General John C. Koziol, 0000

Brigadier General William T. Lord, 0000

Brigadier General Arthur B. Morrill, III, 0000

Brigadier General Larry D. New, 0000

Brigadier General Richard Y. Newton, III, 0000

Brigadier General Allen G. Peck, 0000

Brigadier General Jeffrey R. Riemer, 0000

Brigadier General Eric J. Rosborg, 0000

Brigadier General David J. Scott, 0000

Brigadier General Mark D. Shackelford, 0000

Brigadier General John T. Sheridan, 0000

Brigadier General Gregory L. Trebon, 0000

Brigadier General Roy M. Worden, 0000

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., section 12203:

*To be major general*

Brigadier General Charles W. Collier, Jr., 0000

Brigadier General Scott A. Hammond, 0000

Brigadier General Henry C. Morrow, 0000

Brigadier General Roger C. Nafziger, 0000

Brigadier General Gary L. Saylor, 0000

Brigadier General Darryll D.M. Wong, 0000

*To be brigadier general*

Colonel Michael D. Akey, 0000

Colonel Frances M. Auclair, 0000

Colonel Kathleen F. Berg, 0000

Colonel Stanley E. Clarke, III, 0000

Colonel James F. Dawson, Jr., 0000

Colonel Michael D. Gullihur, 0000

Colonel Tony A. Hart, 0000

Colonel Martin K. Holland, 0000

Colonel Mary J. Kight, 0000

Colonel James W. Kwiatkowski, 0000

Colonel Ulay W. Littleton, Jr., 0000

Colonel Patrick J. Moisis, 0000

Colonel Loda R. Moore, 0000

Colonel Thomas A. Peraro, 0000

Colonel William M. Schuessler, 0000

Colonel Robert M. Stonestreet, 0000

Colonel Jannette Young, 0000

IN THE ARMY

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be general*

Lt. Gen. William E. Ward, 0000

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Lt. Gen. Robert W. Wagner, 0000

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Lt. Gen. Keith B. Alexander, 0000

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. Ronald L. Burgess, Jr., 0000

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Lt. Gen. David H. Petraeus, 0000

The following named officer for appointment in the United States Army to the grade

indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. Martin E. Dempsey, 0000

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. William E. Mortensen, 0000

The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Lt. Gen. Claude V. Christianson, 0000

The following named officer for appointment in the United States Army to the positions and grade indicated under title 10, U.S.C., section 3037:

*To be major general and the judge advocate general of the United States Army*

Maj. Gen. Scott C. Black, 0000

The following named officer for appointment in the United States Army to the positions and grade indicated under title 10, U.S.C., section 3037:

*To be major general and the assistant judge advocate general of the United States Army*

Maj. Gen. Daniel V. Wright, 0000

The following named officers for appointment in the United States Army to the grade indicated under title 10, U.S.C., section 624:

*To be major general*

Brigadier General Jay W. Hood, 0000

The following named officer for appointment in the United States Army to the grade indicated under title 10, U.S.C., section 624:

*To be brigadier general*

Col. Douglas L. Carver, 0000

IN THE MARINE CORPS

The following named officer for appointment as Assistant Commandant of the Marine Corps, and for appointment to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., sections 5044 and 601:

*To be general*

Lt. Gen. Robert Magnus, 0000

The following named officer for appointment in the United States Marine Corps to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. John G. Castellaw, 0000

The following named officer for appointment in the United States Marine Corps to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. Emerson N. Gardner, Jr., 0000

The following named officer for appointment in the United States Marine Corps to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. Joseph F. Weber, 0000

The following named officer for appointment in the United States Marine Corps to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. Richard S. Kramlich, 0000

The following named officer for appointment in the United States Marine Corps to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be lieutenant general*

Maj. Gen. John F. Goodman, 0000

IN THE NAVY

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be vice admiral*

Rear Adm. Ann E. Rondeau, 0000

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be vice admiral*

Vice Adm. David C. Nichols, Jr., 0000

The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

*To be rear admiral*

Rear Adm. (lh) Henry Balam Tomlin, III, 0000

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

*To be rear admiral*

Rear Adm. (lh) Craig O. McDonald, 0000

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

*To be rear admiral*

Rear Adm. (lh) Ben F. Gaumer, 0000

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

*To be rear admiral*

Rear Adm. (lh) Raymond K. Alexander, 0000

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

*To be rear admiral*

Rear Adm. (lh) David O. Anderson, 0000

Rear Adm. (lh) Hugo G. Blackwood, 0000

Rear Adm. (lh) Dirk J. Debbink, 0000

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral*

Rear Adm. (lh) Thomas K. Burkhard, 0000

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral*

Rear Adm. (lh) Donna L. Crisp, 0000

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral*

Rear Adm. (lh) Michael S. Roesner, 0000

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 12203:

*To be rear admiral (lower half)*

Capt. Raymond P. English, 0000

The following named officers for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral (lower half)*

Capt. Richard R. Jeffries, 0000

Capt. David J. Smith, 0000

The following named officers for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral (lower half)*

Capt. Mark F. Heinrich, 0000

Capt. Charles M. Lilli, 0000

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral (lower half)*

Capt. Michael D. Hardee, 0000

The following named officers for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral (lower half)*

Capt. Timothy V. Flynn, III, 0000

Capt. Charles H. Goddard, 0000

Capt. John C. Orzalli, 0000

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral (lower half)*

Capt. Tony L. Cothron, 0000

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral (lower half)*

Capt. Moira N. Flanders, 0000

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

*To be rear admiral (lower half)*

Capt. Michael A. Brown, 0000

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

*To be rear admiral (lower half)*

Capt. Julius S. Caesar, 0000

Capt. William P. Loeffler, 0000

Capt. Lee J. Metcalf, 0000

Capt. Garland P. Wright, Jr., 0000

[NEW REPORTS]

DEPARTMENT OF THE TREASURY

Sandra L. Pack, of Maryland, to be an Assistant Secretary of the Treasury, vice Teresa M. Ressel, resigned.

Timothy D. Adams, of Virginia, to be an Under Secretary of the Treasury.

Randal Quarles, of Utah, to be an Under Secretary of the Treasury.

Kevin I. Fromer, of Virginia, to be a Deputy Under Secretary of the Treasury.

Robert M. Kimmitt, of Virginia, to be Deputy Secretary of the Treasury.

UNITED STATES INTERNATIONAL TRADE COMMISSION

Shara L. Aranoff, of Maryland, to be a Member of the United States International Trade Commission for a term expiring December 16, 2012.

Ronald M. Segal, of Colorado, to be Under Secretary of the Air Force.

NOMINATIONS PLACED ON THE SECRETARY'S DESK

IN THE AIR FORCE

PN309 AIR FORCE nominations (10) beginning THOMAS L. BLASE, and ending GREGORY L. TATE, which nominations were received by the Senate and appeared in the Congressional Record of March 14, 2005.

PN736 AIR FORCE nominations (17) beginning DAVID J. LUTHER, and ending MERIDITH A. WARNER, which nominations were received by the Senate and appeared in the Congressional Record of July 19, 2005.

IN THE ARMY

PN221 ARMY nominations (21) beginning JOHN M. BALAS JR., and ending PAUL J.

WARDEN, which nominations were received by the Senate and appeared in the Congressional Record of February 15, 2005.

PN293 ARMY nominations (85) beginning EDWARD D. ARRINGTON, and ending CLIFTON E. YU, which nominations were received by the Senate and appeared in the Congressional Record of March 4, 2005.

PN315 ARMY nominations (13) beginning BARRY D. BOWDEN, and ending CRAIG N. WILEY, which nominations were received by the Senate and appeared in the Congressional Record of March 14, 2005.

PN616 ARMY nominations (166) beginning WILLIAM P.\* ADELMAN, and ending JOSEPH J.\* ZUBAK, which nominations were received by the Senate and appeared in the Congressional Record of June 9, 2005.

PN617 ARMY nominations (31) beginning TERRY W. AUSTIN, and ending PAUL J. YACOVONE, which nominations were received by the Senate and appeared in the Congressional Record of June 9, 2005.

PN618 ARMY nominations (16) beginning SCOTT W.\* BURGAN, and ending JULIE A.\* SMITH, which nominations were received by the Senate and appeared in the Congressional Record of June 9, 2005.

PN708 ARMY nominations (6) beginning MONROE N. FARMER JR., and ending WENDY C. SPRIGGS, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

PN709 ARMY nominations (5) beginning JERRY R. ACTON JR., and ending STEVEN R. MOUNT, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

PN710 ARMY nominations (11) beginning MARIA E. BOVILL, and ending MICHAEL J.\* WALKER, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

PN711 ARMY nominations (18) beginning THELDA J.\* ATKIN, and ending TAMI ZALEWSKI, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

PN712 ARMY nominations (106) beginning CHRISTOPHER AMAKER, and ending STEPHEN C. WOOLDRIDGE, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

PN713 ARMY nominations (79) beginning DENISE D. ADAMSMANN, and ending ROBIN A. VILLIARD, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

PN714 ARMY nominations (1631) beginning THOMAS H. AARSEN, and ending X3541, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

IN THE MARINE CORPS

PN158 MARINE CORPS nomination of Daniel J. Peterlick, which was received by the Senate and appeared in the Congressional Record of February 8, 2005.

PN177 MARINE CORPS nominations (2) beginning DANNY A. HURD, and ending GEORGE C. MCLAIN, which nominations were received by the Senate and appeared in the Congressional Record of February 8, 2005.

IN THE NAVY

PN398 NAVY nominations (4) beginning JAMES W. CALDWELL JR., and ending RICHARD J. PAPERCA, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN399 NAVY nominations (10) beginning DAVID K. CHAPMAN, and ending WILLIAM V. WEINMAN JR., which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN400 NAVY nomination of Robert W. Worringer, which was received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN401 NAVY nomination of Melissa J. MacKay, which was received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN402 NAVY nominations (3) beginning THOMAS J. CUFF, and ending CARVEN A. SCOTT, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN403 NAVY nominations (2) beginning STEVEN F. MOMANO, and ending AGUSTIN L. OTERO, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN404 NAVY nominations (2) beginning LARRY THOMAS, and ending DAVID J. WRAY, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN405 NAVY nominations (4) beginning KERI A. BUCK, and ending WILLIAM J. WILSON III, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN406 NAVY nominations (5) beginning NICHOLAS A. FILIPPONE, and ending NANCY S. VEGEL, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN407 NAVY nominations (6) beginning EDWARD Y. ANDRUS, and ending THOMAS E. STOWELL, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN 408 NAVY nominations (25) beginning REBEKAH R. BARRISH, and ending SAMUEL G. SUMWALT, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN409 NAVY nominations (17) beginning CHARLES E. ADAMS, and ending KATHERINE A. WALTER, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN410 NAVY nominations (18) beginning WALTER J. ADELMANN JR., and ending CLAYTON G. TETTELBACH, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN411 NAVY nominations (151) beginning RUSSELL E. ALLEN, and ending STEPHEN E. ZINI, which nominations were received by the Senate and appeared in the Congressional Record of April 6, 2005.

PN542 NAVY nominations (3) beginning ANTHONY COOPER, and ending WILLIAM S. GURECK, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN543 NAVY nominations (4) beginning ANNIE B. ANDREWS, and ending SUSAN L. SHERMAN, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN544 NAVY nominations (6) beginning ROBERT G. BERGMAN, and ending PHILIP G. STROZZO, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN545 NAVY nominations (6) beginning SCOTT D. KATZ, and ending PAUL C. STEWART, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN546 NAVY nominations (6) beginning WILLIAM T. AINSWORTH, and ending GEORGE D. SEATON, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN547 NAVY nominations (9) beginning KATHERINE M. DONOVAN, and ending MARTHA M. WARNER, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN548 NAVY nominations (12) beginning TERRY W. AUBERRY, and ending DAVID B. WILKIE, which nominations were received

by the Senate and appeared in the Congressional Record of May 25, 2005.

PN549 NAVY nominations (14) beginning NICHOLAS V. BUCK, and ending MATHIAS W. WINTER, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN550 NAVY nominations (17) beginning MICHAEL E. DEVINE, and ending ALVIN C. WILSON III, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN551 NAVY nominations (29) beginning RAYMOND M. ALFARO, and ending JOSEPH YUSICIAN, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN552-1 NAVY nominations (169) beginning ALAN J. ABRAMSON, and ending DOUGLAS E. WRIGHT, which nominations were received by the Senate and appeared in the Congressional Record of May 25, 2005.

PN582 NAVY nominations (6) beginning CARL J. CWIKLINSKI, and ending ROBERT P. MCCLANAHAN JR., which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN583 NAVY nominations (5) beginning JOSEPH A. CLEMENTS, and ending GAROLD G. ULMER, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN584 NAVY nominations (14) beginning JEFFREY T. BOROWY, and ending JULIUS C. WASHINGTON, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN585 NAVY nominations (34) beginning DIANNE A. ARCHER, and ending JEFFERY S. WOLFE, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN586 NAVY nominations (11) beginning ROBERT B. BLAZEWICK, and ending ERIC C. PRICE, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN587 NAVY nominations (35) beginning WILLIAM J. ADAMS JR., and ending STEVEN J. WINTER, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN588 NAVY nominations (32) beginning GREGORY S. BLASCHKE, and ending DAVID G. WRIGHT, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN589 NAVY nominations (13) beginning IOANA BETTIOS, and ending MICHAEL J. WOLFGANG, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN590 NAVY nominations (22) beginning LINNEA M. AXMAN, and ending LAURIE L. WILLIAMSON, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN592 NAVY nominations (2) beginning JOHN G. DILLENDER, and ending DIANE L. SNYDER, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN593 NAVY nominations (4) beginning JANE D. BINGHAM, and ending STEVEN R. MORGAN, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN594 NAVY nominations (33) beginning GREGORY F. BECHT, and ending MICHAEL L. ZABEL, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN595 NAVY nominations (28) beginning DEANA L. ABERNATHEY, and ending LINDA J. TIEASKIE, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN596 NAVY nominations (12) beginning MAUREEN E. CARROLL, and ending JACOB

R. WALKER, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN597 NAVY nominations (20) beginning THOMAS L. AMERSON, and ending KENNETH E. WAVELL, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN598 NAVY nominations (4) beginning BRIAN D. HODGSON, and ending POMAY TSOI, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN599 NAVY nominations (25) beginning GREGORY L. BELCHER, and ending WAYNE M. WEISS, which nominations were received by the Senate and appeared in the Congressional Record of June 6, 2005.

PN629 NAVY nominations (5) beginning RICHARD W. HAUPT, and ending ALVIN A. PLEXICO JR., which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN630 NAVY nominations (11) beginning RONALD M. BISHOP JR., and ending ANTHONY S. VIVONA, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN631 NAVY nominations (12) beginning CHERYL J. COTTON, and ending TRACY D. WHITELEY, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN632 NAVY nominations (14) beginning ALBERT R. COSTA, and ending CHRISTOPHER S. WIRTH, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN633 NAVY nominations (14) beginning DAVID J. BYERS, and ending MARC T. STEINER, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN634 NAVY nominations (17) beginning JASON W. CARTER, and ending LAURA G. YAMBRICK, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN635 NAVY nominations (17) beginning CLIFFORD W. BEAN III, and ending DONNA M. YOUNG, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN636 NAVY nominations (37) beginning THOMAS J. ANDERSON, and ending MICHAEL ZIV, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN637 NAVY nominations (37) beginning JASON L. ANSLEY, and ending TRACY A. VINCENT, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN638 NAVY nominations (59) beginning DANIEL A. ABRAMS, and ending JOHN W. WOOD, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN639-1 NAVY nominations (317) beginning JOHN C. ABSETZ, and ending JOHN J. ZERR II, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2005.

PN715 NAVY nominations (40) beginning JAMES R. MARTIN, and ending GLEN WOOD, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

PN716 NAVY nominations (66) beginning MARJORIE ALEXANDER, and ending MARIA A. YOUNG, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

PN717 NAVY nominations (27) beginning ERIC M. AABY, and ending CHARLES S. WILLMORE, which nominations were received by the Senate and appeared in the Congressional Record of July 12, 2005.

PN722 NAVY nominations (3) beginning WILLIAM D. BRYAN, and ending BILLY W. SLOAN, which nominations were received by the Senate and appeared in the Congressional Record of July 14, 2005.

PN723 NAVY nominations (10) beginning BRUCE H. BOYLE, and ending BRADLEY E. TELLEEN, which nominations were received by the Senate and appeared in the Congressional Record of July 14, 2005.

PN724 NAVY nominations (25) beginning JEFFREY G. ANT, and ending BENJAMIN W. YOUNG JR., which nominations were received by the Senate and appeared in the Congressional Record of July 14, 2005.

PN725 NAVY nominations (28) beginning SYED N. AHMAD, and ending BARBARA H. ZELIFF, which nominations were received by the Senate and appeared in the Congressional Record of July 14, 2005.

PN726 NAVY nominations (44) beginning ANTHONY A. ARITA, and ending LINDA D. YOUNG, which nominations were received by the Senate and appeared in the Congressional Record of July 14, 2005.

PN727 NAVY nominations (60) beginning JAMES T. ALBRITTON, and ending TODD E. YANIK, which nominations were received by the Senate and appeared in the Congressional Record of July 14, 2005.

PN728 NAVY nominations (154) beginning THOMAS C. ALEWINE, and ending TARA J. ZIEBER, which nominations were received by the Senate and appeared in the Congressional Record of July 14, 2005.

#### NOMINATION REFERENCE AND REPORT

*Ordered*, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Charles S. Ciccolella, of Virginia, to be Assistant Secretary of Labor for Veterans' Employment and Training, vice Frederico Juarbe, Jr., resigned.

*Ordered*, That the following nomination be referred to the Committee on Foreign Relations:

William J. Burns, of the District of Columbia, a Career Member of the Senior Foreign Service, Class of Career Minister, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Russian Federation.

*Ordered*, That the following nomination be referred to the Committee on Foreign Relations:

William Robert Timken, Jr., of Ohio, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Federal Republic of Germany.

*Ordered*, That the following nomination be referred to the Committee on Foreign Relations:

Richard Henry Jones, of Nebraska, a Career Member of the Senior Foreign Service, Class of Career Minister, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Israel.

*Ordered*, That the following nomination be referred to the Committee on Foreign Relations:

Francis Joseph Ricciardone, Jr., of New Hampshire, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Arab Republic of Egypt.

#### LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now return to legislative session.

#### ORDER FOR NOMINATIONS TO REMAIN IN STATUS QUO

Mr. FRIST. Mr. President, I ask unanimous consent that all nominations received by the Senate during the

109th Congress remain in status quo during the August adjournment of the Senate under the provisions of rule XXXI, paragraph 6, of the Standing Rules of the Senate, with the exception of the nomination of John Robert Bolton, PN326 and PN327.

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

#### NATIONAL PROSTATE CANCER AWARENESS MONTH

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of S. Res. 230, which was submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 230) designating September 2005 as "National Prostate Cancer Awareness Month".

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

Mr. FRIST. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

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

The resolution (S. Res. 230) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 230

Whereas countless families in the United States have a family member that suffers from prostate cancer;

Whereas 1 in 6 men in the United States is diagnosed with prostate cancer;

Whereas throughout the past decade, prostate cancer has been the most commonly diagnosed type of cancer other than skin cancer and the second most common cause of cancer-related deaths among men in the United States;

Whereas, in 2005, more than 232,090 men in the United States will be diagnosed with prostate cancer and 30,350 men in the United States will die of prostate cancer according to estimates from the American Cancer Society;

Whereas 30 percent of the new diagnoses of prostate cancer occur in men under the age of 65;

Whereas a man in the United States turns 50 years old about every 14 seconds, increasing his odds of being diagnosed with prostate cancer;

Whereas African American males suffer from prostate cancer at an incidence rate up to 65 percent higher than white males and at a mortality rate double that of white males;

Whereas obesity is a significant predictor of the severity of prostate cancer and the chance that the disease will lead to death;

Whereas if a man in the United States has 1 family member diagnosed with prostate cancer, he has double the risk of prostate cancer, if he has 2 family members with such diagnosis, he has 5 times the risk, and if he has 3 family members with such diagnosis, he has a 97 percent risk of prostate cancer;

Whereas screening by both a digital rectal examination (DRE) and a prostate specific antigen blood test (PSA) can detect prostate cancer in earlier and more treatable stages and reduce the rate of mortality due to the disease;

Whereas ongoing research promises further improvements in prostate cancer prevention, early detection, and treatments; and

Whereas educating people in the United States, including health care providers, about prostate cancer and early detection strategies is crucial to saving the lives of men and preserving and protecting our families: Now, therefore, be it

*Resolved*, That the Senate—

(1) designates September 2005 as "National Prostate Cancer Awareness Month";

(2) declares that it is critical to—

(A) raise awareness about the importance of screening methods and the treatment of prostate cancer;

(B) increase research funding to be proportionate with the burden of prostate cancer so that the causes of the disease, improved screening and treatments, and ultimately a cure may be discovered; and

(C) continue to consider methods to improve both access to and the quality of health care services for detecting and treating prostate cancer; and

(3) calls on the people of the United States, interested groups, and affected persons to—

(A) promote awareness of prostate cancer;

(B) take an active role in the fight to end the devastating effects of prostate cancer on individuals, their families, and the economy; and

(C) observe September 2005 with appropriate ceremonies and activities.

#### ENCOURAGING THE TRANSITIONAL NATIONAL ASSEMBLY OF IRAQ

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 231, submitted earlier today.

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

The legislative clerk read as follows:

A resolution (S. Res. 231) encouraging the Transitional National Assembly of Iraq to adopt a constitution that grants women equal rights under the law and to work to protect such rights.

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

Mr. FRIST. Mr. President, I ask unanimous consent that the resolution and preamble be agreed to, en bloc, the motion to reconsider be laid upon the table, and that any statements relating to the resolution be printed in the RECORD, without intervening action or debate.

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

The resolution (S. Res. 231) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 231

Whereas Iraq is a sovereign nation and a party to the International Covenant on Civil and Political Rights, done at New York December 16, 1966, and entered into force March 23, 1976;

Whereas in Iraq's January 2005 parliamentary elections, more than 2,000 women ran for office and currently 31 percent of the seats in Iraq's National Assembly are occupied by women;

Whereas women lead the Iraqi ministries of Displacement and Migration, Communications, Municipalities and Public Works, Environment, and Science and Technology;