

of Katherine Riley Lugar on December 28, 2005, at Sibley Memorial Hospital in Washington, DC. Katherine was a healthy 8 pounds, 1 ounce at birth. Her parents are David Riley Lugar, son of Richard and Charlene Lugar; and his wife, Katherine Graham Lugar, daughter of Lawrence and Jane Graham. Katherine was born at 4:20 p.m. and in the next few hours was joined in the hospital delivery room by Jane Graham, Richard and Charlene Lugar, and David's brother, John Lugar with his wife, Kelly. We shared together a wonderful experience. On the next day, Katherine met her sister, Elizabeth Merrell Lugar, who was born at Sibley Memorial Hospital on May 25, 2004. The two girls and their parents are now safe and healthy in their McLean, VA, residence.

Katherine and David were married on June 3, 2000, in St. David's Episcopal Church in Austin, TX. Katherine, a graduate of the University of Colorado, is Vice President of Federal Government Relations for St. Paul Travelers. David Lugar, who came with us to Washington, along with his three brothers, 29 years ago, graduated from Langley High School in McLean, VA, and Indiana University. He is a partner of Quinn Gillespie & Associates. Both Katherine and David are well known to many of our colleagues and their staff members. We know that you will understand our excitement and our joy that they and we have been given this divine blessing and responsibility for a glorious new chapter in our lives.●

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Evans, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-5221. A communication from the Commissioner, Social Security Administration, transmitting, pursuant to law, the Administration's Report on Fiscal Year 2005 Competitive Sourcing Efforts; to the Committee on Finance.

EC-5222. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, the semi-annual report on the continued compliance of Azerbaijan, Kazakhstan, Moldova, the Russian Federation,

Tajikistan, Ukraine and Uzbekistan with the 1974 Trade Act's freedom of emigration provisions, as required under the Jackson-Vanik Amendment; to the Committee on Finance.

EC-5223. A communication from the President of the United States of America, transmitting, pursuant to law, a report relative to entering a free trade agreement with the Republic of Peru; to the Committee on Finance.

EC-5224. A communication from the Inspector General, Department of the Treasury, transmitting, the report of a draft bill entitled "Enhanced Protection of the Internal Revenue Service and Its Employees Act of 2005"; to the Committee on Finance.

EC-5225. A communication from the Secretary of Labor, transmitting, pursuant to law, a report relative to the impact of the Andean Trade Preference Act on U.S. trade and employment from 2003 to 2004; to the Committee on Finance.

EC-5226. A communication from the Regulations Officer, Office of Disability and Income Security Programs, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Medicare Part D Subsidies" (RIN0960-AG03) received on January 4, 2006; to the Committee on Finance.

EC-5227. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Annual Cumulative List of Changes in Plan Qualification Requirements" (Notice 2005-101) received on January 4, 2006; to the Committee on Finance.

EC-5228. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Consent Procedures for Changes Under Simplified Service Cost and Simplified Production Methods" (Rev. Proc. 2006-11) received on January 4, 2006; to the Committee on Finance.

EC-5229. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Annual Update of No-Rule Rev. Proc." (Rev. Proc. 2006-3) received on January 4, 2006; to the Committee on Finance.

EC-5230. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Bureau of Labor Statistics Price Indexes for Department Stores—October 2005" (Rev. Rul. 2005-79) received on January 4, 2006; to the Committee on Finance.

EC-5231. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "RIC Commodity Swaps" (Rev. Rul. 2006-1) received on January 4, 2006; to the Committee on Finance.

EC-5232. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Applicable Federal Rates—January 2006" (Rev. Rul. 2006-4) received on January 4, 2006; to the Committee on Finance.

EC-5233. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Revocation of Rev. Rul. 74-503" (Rev. Rul. 2006-2) received on January 4, 2006; to the Committee on Finance.

EC-5234. A communication from the Acting Chief, Publications and Regulations Branch,

Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Japanese YKs" (Rev. Rul. 2006-3) received on January 4, 2006; to the Committee on Finance.

EC-5235. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "TD: Refunding Regulations under Section 141" ((RIN1545-AU98) (TD9234)) received on January 4, 2006; to the Committee on Finance.

EC-5236. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Section 1374 Effective Dates" ((RIN1545-BD95) (TD9236)) received on January 4, 2006; to the Committee on Finance.

EC-5237. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Guidance under Sec. 7874 for Determining Ownership by Former Shareholders or Partners of Domestic Entities" ((RIN1545-BE94) (TD9238)) received on January 4, 2006; to the Committee on Finance.

EC-5238. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Acceptance Agent Revenue Procedure" (Rev. Proc. 2006-10) received on January 4, 2006; to the Committee on Finance.

EC-5239. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Internal Revenue Code section 482: Allocation of Income and Deductions Among Taxpayers" (Rev. Proc. 2006-9) received on January 4, 2006; to the Committee on Finance.

EC-5240. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Reporting Requirements under Temporary Income Tax Regulations on Conversions to Roth IRAs" (Rev. Proc. 2006-13) received on January 4, 2006; to the Committee on Finance.

EC-5241. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Automatic Accounting Method Change Procedures for Intangibles" (Rev. Proc. 2006-12) received on January 4, 2006; to the Committee on Finance.

EC-5242. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Updating Rev. Proc. 2006-7 and 2005-1" (Rev. Proc. 2006-7) received on January 4, 2006; to the Committee on Finance.

EC-5243. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Extension of Transition Relief for Certain Partnerships and Other Pass-Thru Entities under section 470" (Notice 2006-2) received on January 4, 2006; to the Committee on Finance.

EC-5244. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Information Reporting for Distributions with Respect to Securities Issued by Foreign Corporations"

(Notice 2006-3) received on January 4, 2006; to the Committee on Finance.

EC-5245. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Weighted Average Interest Rate Update Notice—Pension Funding Equity Act of 2004" (Notice 2005-96) received on January 4, 2006; to the Committee on Finance.

EC-5246. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Cash or Deferred Arrangements under section 401(k) and Matching Contributions section 401(m)" ((RIN1545-BE05) (TD9237)) received on January 6, 2006; to the Committee on Finance.

EC-5247. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Time for Filing Employment Tax Returns and Modifications to the Deposit Rules" ((RIN1545-BE00) (TD9239)) received on January 6, 2006; to the Committee on Finance.

EC-5248. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Republication of Rev. Proc. 2005-6" (Rev. Proc. 2006-6) received on January 6, 2006; to the Committee on Finance.

EC-5249. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Republication of Rev. Proc. 2005-8" (Rev. Proc. 2006-8) received on January 6, 2006; to the Committee on Finance.

EC-5250. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Republication of Rev. Proc. 2005-5" (Rev. Proc. 2006-5) received on January 6, 2006; to the Committee on Finance.

EC-5251. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Republication of Rev. Proc. 2005-4" (Rev. Proc. 2006-4) received on January 6, 2006; to the Committee on Finance.

EC-5252. A communication from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Heavy Equipment Dealers Use of Replacement Cost Method to Value Heavy Equipment Parts Inventory" (Rev. Proc. 2006-14) received on January 16, 2006; to the Committee on Finance.

EC-5253. A communication from the Regulations Officer, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Representation of Parties; Recognition, Disqualification, and Reinstatement of Representative" (RIN0960-AG15) received on January 16, 2006; to the Committee on Finance.

EC-5254. A communication from the Assistant Bureau Chief, Enforcement Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Review of the Emergency Alert System" ((EB Docket No. 04-296) (FCC05-191)) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5255. A communication from the Legal Advisor/Chief, Wireless Telecommunications

Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Part 22 of the Commission's Rules to Benefit the Consumers of Air-Ground Telecommunications Services, et. al.—Order on Reconsideration and Report and Order" (FCC05-202) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5256. A communication from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Grand Portage, Minnesota)" (MB Docket No. 04-339) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5257. A communication from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Fruit Cove and St. Augustine, Florida)" (MB Docket No. 05-244) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5258. A communication from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Victoria, George West, and Three Rivers, Texas)" (MB Docket No. 03-56) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5259. A communication from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Caseville, Pigeon, Harbor Beach, and Lexington, Michigan)" (NM Docket Nos. 01-229 and 01-231) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5260. A communication from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Greenville, LaGrange and Waverly Hall, Georgia)" (MB Docket No. 04-339) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5261. A communication from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Holdenville and Pauls Valley, Oklahoma)" (NM Docket No. 01-180, RM-10200 and RM-11018) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5262. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Method for Calculating Monetary Threshold for Reporting Rail Equipment Accidents/Incidents; Announcement of Reporting Threshold for Calendar Year 2006" (RIN2130-AB65) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5263. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Track Safety Standards; Inspection of

Joints in Continuous Welded Rail" ((RIN2130-AB71) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5264. A communication from the Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Technical Amendments to Standards for Development and Use of Processor-Based Signal and Train Control Systems; Correction" (RIN2130-AA94) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5265. A communication from the Paralegal, Federal Transit Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Organizations, Functions, and Procedures" (RIN2132-AA79) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5266. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Boeing Model 737-600, 700, 700C, and 800 Series Airplanes" ((RIN2120-AA64) (2005-0573)) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5267. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Learjet Model 45 Airplanes" ((RIN2120-AA64) (2005-0572)) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5268. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: BAE Systems Limited Model BAe 146 and Model Avro 146-RJ Airplanes" ((RIN2120-AA64) (2005-0571)) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5269. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace: Wellington Municipal Airport, KS" ((RIN2120-AA66) (2005-0261)) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5270. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace: Sheldon Municipal Airport, IA" ((RIN2120-AA66) (2005-0260)) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5271. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Jet Routes J-8, J-18, J-19, J-58, J-104, and J-244; and VOR Federal Airways V-60, V-190, V-263, and V-611; Las Vegas, NM" ((RIN2120-AA66) (2005-0262)) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5272. A communication from the Attorney-Advisor, United States Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Notification of Arrival in U.S. Ports; Certain Dangerous Cargoes; Electronic Submission" (RIN1625-AA93) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5273. A communication from the Attorney, United States Coast Guard, Department

of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Marine Casualties and Investigations; Chemical Testing Following Serious Marine Incidents" ((RIN1625-AA27) (Formerly RIN2115-AG07) (USCG-2001-8773)) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5274. A communication from the Attorney-Advisor, United States Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Reporting Marine Casualties" ((RIN1625-AA04) (USCG-2000-6927)) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5275. A communication from the Chief, Regulations and Administrative Law, United States Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Security Zones; Oahu, Maui, Hawaii, and Kauai, HI" (RIN1625-AA87) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5276. A communication from the Chief, Regulations and Administrative Law, United States Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Regulated Navigation Area; East Rockaway Inlet to Atlantic Beach Bridge, Nassau County, Long Island, New York" (RIN1625-AA11) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5277. A communication from the Chief, Regulations and Administrative Law, United States Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Safety Zone; Chicago New Year's Celebration, Lake Michigan, Chicago, IL" (RIN1625-AA00) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5278. A communication from the Chief, Regulations and Administrative Law, United States Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Anchorage Regulations; Mississippi River Below Baton Rouge, LA, Including South and Southwest Passes" (RIN1625-AA01) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5279. A communication from the Chief, Regulations and Administrative Law, United States Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulations (including 2 regulations): [CGD01-00-228], [CGD13-05-023]" (RIN1625-AA09) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5280. A communication from the Chief, Regulations and Administrative Law, United States Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Drawbridge Operation Regulations (including 2 regulations): [CGD01-05-110], [CGD11-05-035]" (RIN1625-AA09) received on January 3, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5281. A communication from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting, pursuant to law, a report stating that the Coast Guard implemented no new rules in 2005 concerning the Edible Oil Regulatory Reform Act; to the Committee on Commerce, Science, and Transportation.

EC-5282. A communication from the Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Atlan-

tic Bluefin Tuna Fisheries, Quota Transfer" (I.D. 112305D) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5283. A communication from the Acting Deputy Assistant Administrator, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries off West Coast States and in the Western Pacific; Western Pacific Pelagic Fisheries; Sea Turtle Mitigation Measures" ((RIN0648-AQ91)(I.D. 072105B)) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5284. A communication from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States and in the Western Pacific; Pacific Coast Groundfish Fishery; Annual Specifications and Management Measures; Inseason Adjustments" (I.D. 112305B) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5285. A communication from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area" (I.D. 112105A) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5286. A communication from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Herring Fishery; Closure of Directed Fishery for Management Area 1A" (I.D. 112505B) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5287. A communication from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Temporary Rule; Quota Transfer (Summer Flounder Commercial Quota Transfer Between NC and VA)" (I.D. 112905B) received on January 4, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5288. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Supplemental Oxygen" (RIN2120-AI65) received on January 6, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5289. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "FAA Accident and Incident Data System Records Expunction Policy" (RIN2120-ZZ77) received on January 6, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5290. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revocation of Class E Airspace; Eagle, CO" ((RIN2120-AA66) (2005-0258)) received on January 6, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5291. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, trans-

mitting, pursuant to law, the report of a rule entitled "Establishment and Revision of Area Navigation Routes; Western United States; Correction" ((RIN2120-AA66) (2005-0257)) received on January 6, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5292. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class D and Class E Airspace; Salina Municipal Airport, KS; Correction" ((RIN2120-AA66) (2005-0256)) received on January 6, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5293. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Miscellaneous Amendments (119)" ((RIN2120-AA65) (2005-003)) received on January 6, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5294. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Miscellaneous Amendments (38)" ((RIN2120-AA65) (2005-0034)) received on January 6, 2006; to the Committee on Commerce, Science, and Transportation.

EC-5295. A communication from the Deputy Secretary, Department of the Interior, transmitting, pursuant to law, the Department's Competitive Sourcing Report for Fiscal Year 2005; to the Committee on Energy and Natural Resources.

EC-5296. A communication from the Principal Deputy Assistant Secretary, Bureau of Indian Affairs, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Reindeer in Alaska" (RIN1076-AE37) received on January 6, 2006; to the Committee on Indian Affairs.

EC-5297. A communication from the Administrator, Food and Nutrition Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Child and Adult Care Food Program: Age Limits for Children Receiving Meals in Emergency Shelters" (RIN0584-AD56) received on January 6, 2006; to the Committee on Agriculture, Nutrition, and Forestry.

EC-5298. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to law, the report of the texts and background statements of international agreements, other than treaties (List 05-318-05-332); to the Committee on Foreign Relations.

EC-5299. A communication from the Director, Office of Regulation Policy and Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Reservists' Education: Revision of Eligibility Requirements for the Montgomery GI Bill—Selected Reserve" (RIN2900-AL69) received on January 6, 2006; to the Committee on Veterans' Affairs.

EC-5300. A communication from the Chairman and President (Acting), Export-Import Bank of the United States, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to the Kingdom of the Netherlands; to the Committee on Banking, Housing, and Urban Affairs.

EC-5301. A communication from the Federal Register Certifying Officer, Financial Management Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Withholding of District of Columbia, State, City and County Income or Employment Taxes by Federal Agencies" (RIN1510-AB06) received on January 6, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5302. A communication from the Assistant Secretary for Legislative Affairs, Department of State, transmitting, pursuant to law, the six-month periodic report on the national emergency with respect to the proliferation of weapons of mass destruction that was declared in Executive Order 12938 of November 14, 1994; to the Committee on Banking, Housing, and Urban Affairs.

EC-5303. A communication from the Acting Director, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, a report that funding for the State of Georgia 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-5304. A communication from the President of the United States of America, transmitting, pursuant to law, a report relative to the continuation of the emergency with respect to the Government of Cuba's destruction of two unarmed U.S.-registered civilian aircraft; to the Committee on Banking, Housing, and Urban Affairs.

EC-5305. A communication from the Secretary of Commerce, transmitting, pursuant to law, a six-month report prepared by the Department of Commerce's Bureau of Industry and Security on the national emergency declared by Executive Order 13222 of August 17, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-5306. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to terrorists who threaten to disrupt the Middle East peace process that was declared in Executive Order 12947 of January 23, 1995; to the Committee on Banking, Housing, and Urban Affairs.

EC-5307. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the six-month periodic report on the national emergency with respect to the risk of nuclear proliferation created by the accumulation of weapons-usable fissile material in the territory of the Russian Federation that was declared in Executive Order 13159 of June 21, 2000; to the Committee on Banking, Housing, and Urban Affairs.

EC-5308. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the six-month periodic report on the national emergency with respect to the Western Balkans that was declared in Executive Order 13219 of June 26, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-5309. A communication from the Assistant to the Board, Division of Consumer and Community Affairs, Board of Governors of the Federal Reserve System, transmitting, pursuant to law, the report of a rule entitled "Home Mortgage Disclosure Act" (Docket No. 1245) received on January 3, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5310. A communication from the Associate General Counsel for Legislation and Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Electronic Submission of Applications for Grants and Other HUD Financial Assistance" ((RIN2501-AD02)(FR-4875-F-02)) received on January 3, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5311. A communication from the Associate General Counsel for Legislation and Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of

a rule entitled "Eligibility of Students for Assisted Housing Under Section 8 of the U.S. Housing Act of 1937" ((RIN2501-AD19)(FR-5036-F-01)) received on January 3, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5312. A communication from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Anti-Money Laundering Programs—Special Due Diligence Programs for Certain Foreign Accounts" (RIN1506-AA29) received on January 4, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5313. A communication from the General Counsel, National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Requirements for Insurance; Purchase of Assets and Assumption of Liabilities" (RIN3133-AD14) received on January 8, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5314. A communication from the General Counsel, National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Fidelity Bond and Insurance Coverage for Federal Credit Unions" (12 CFR Parts 713 and 741) received on January 8, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5315. A communication from the General Counsel, National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Audit Requirements for Credit Union Service Organizations" (12 CFR Part 712) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5316. A communication from the General Counsel, National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Security Program and Appendix B—Guidance on Response Programs for Unauthorized Access to Member Information and Member Notice" (12 CFR Part 748) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5317. A communication from the Assistant to the Board, Federal Reserve Board, transmitting, pursuant to law, the report of a rule entitled "Regulation E—Electronic Fund Transfers" (Docket No. R-1247) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5318. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((Doc. No. FEMA-B-7455)(44 CFR Part 65)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5319. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((Doc. No. FEMA-7899)(44 CFR Part 64)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5320. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "List of Communities Eligible for the Sale of Flood Insurance" ((Doc. No. FEMA-7782)(44 CFR Part 64)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5321. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Com-

munity Eligibility" ((Doc. No. FEMA-7905)(44 CFR Part 64)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5322. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((Doc. No. FEMA-7897)(44 CFR Part 64)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5323. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Suspension of Community Eligibility" ((Doc. No. FEMA-7895)(44 CFR Part 64)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5324. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((70 FR 55031)(44 CFR Part 67)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5325. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((70 FR 57791)(44 CFR Part 67)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5326. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((Doc. No. FEMA-D-7579)(44 CFR Part 65)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5327. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((Doc. No. FEMA-P-7646)(44 CFR Part 65)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5328. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((70 FR 57788)(44 CFR Part 65)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5329. A communication from the General Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((70 FR 55029)(44 CFR Part 65)) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5330. A communication from the Counsel for Legislation and Regulations, Office of Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Eligibility of Adjustable Rate Mortgages" ((RIN2502-AI26)(FR-4946-F-02)) received on January 18, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5331. A communication from the Assistant to the Board, Federal Reserve Board, transmitting, pursuant to law, the report of

a rule entitled "Regulation E—Electronic Fund Transfers" (Dockets R-1210 and R-1234) received on January 16, 2006; to the Committee on Banking, Housing, and Urban Affairs.

EC-5332. A communication from the Secretary of Labor, transmitting, the report of a draft bill which would amend the Mine Safety and Health Administration's ("MSHA") civil money penalty system by permitting MSHA to levy a maximum civil penalty of \$220,000 for certain violations (termed "flagrant" violations) that substantially and proximately caused, or reasonably could have been expected to cause, death or serious bodily injury; to the Committee on Health, Education, Labor, and Pensions.

EC-5333. A communication from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Parts 4022 and 4044) received on January 8, 2006; to the Committee on Health, Education, Labor, and Pensions.

EC-5334. A communication from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Valuations of Benefits: Mortality Assumptions" (RIN1212-AA55) received on January 8, 2006; to the Committee on Health, Education, Labor, and Pensions.

REPORTS OF COMMITTEES

Under the authority of the order of the Senate of January 18, 2006, the following reports of committees were submitted on January 24, 2006.

By Mr. MCCAIN, from the Committee on Indian Affairs, without amendment.

S. 1219. A bill to authorize certain tribes in the State of Montana to enter into a lease or other temporary conveyance of water rights to meet the water needs of the Dry Prairie Rural Water Association, Inc. (Rept. No. 109-213).

EXECUTIVE REPORT OF COMMITTEE RECEIVED DURING ADJOURNMENT

Under the authority of the order of the Senate of January 18, 2006, the following executive report of committee was submitted on January 24, 2006:

By Mr. SPECTER for the Committee on the Judiciary.

Samuel A. Alito, Jr., of New Jersey, to be an Associate Justice of the Supreme Court of the United States.

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

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Under authority of the order of the Senate of January 18, 2006, the following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. REID (for himself, Mr. DURBIN, Ms. STABENOW, Mr. SCHUMER, Mr. AKAKA, Mr. BAUCUS, Mr. BAYH, Mr. BIDEN, Mr. BINGAMAN, Mrs. BOXER,

Mr. CARPER, Mrs. CLINTON, Mr. CONRAD, Mr. DAYTON, Mr. DORGAN, Mr. FEINGOLD, Mr. HARKIN, Mr. JOHNSON, Mr. KENNEDY, Mr. KERRY, Mr. KOHL, Mr. LAUTENBERG, Mr. LEAHY, Mr. LEVIN, Mr. LIEBERMAN, Mrs. LINCOLN, Mr. MENENDEZ, Ms. MIKULSKI, Mrs. MURRAY, Mr. OBAMA, Mr. REED, Mr. ROCKEFELLER, Mr. SALAZAR, and Mr. WYDEN):

S. 2180. A bill to provide more rigorous requirements with respect to disclosure and enforcement of ethics and lobbying laws and regulations, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

By Mr. LAUTENBERG (for himself, Ms. SNOWE, Mr. SCHUMER, Mr. COLEMAN, Mrs. FEINSTEIN, Mr. PRYOR, Mr. DEWINE, Mrs. BOXER, Mr. MENENDEZ, Ms. COLLINS, Mr. DAYTON, Mr. REED, Mr. JEFFORDS, Mrs. LINCOLN, Mr. LEAHY, Mr. WYDEN, Ms. STABENOW, Mr. JOHNSON, Mr. KENNEDY, Mr. DORGAN, Mr. LIEBERMAN, Mrs. CLINTON, Mr. CHAFEE, and Mr. DODD):

S. 2181. A bill to amend title XIX of the Social Security Act to provide for an offset from the Medicaid clawback for State prescription drug expenditures for covered part D drugs for Medicare beneficiaries; to the Committee on Finance.

By Mr. ISAKSON:

S. 2182. A bill to terminate the Internal Revenue Code of 1986, and for other purposes; to the Committee on Finance.

By Mr. ROCKEFELLER (for himself, Mr. REID, Mrs. MURRAY, Mr. BINGAMAN, Mrs. LINCOLN, Mr. KENNEDY, Mrs. CLINTON, Mr. LAUTENBERG, Ms. STABENOW, Mr. DURBIN, Mr. KERRY, Mr. SCHUMER, Mr. PRYOR, Mr. LEAHY, Mr. DAYTON, Mr. JEFFORDS, Mr. HARKIN, Ms. MIKULSKI, Mr. JOHNSON, Ms. CANTWELL, Mr. AKAKA, Mr. LIEBERMAN, Mr. KOHL, Ms. LANDRIEU, Mr. SARBANES, and Mrs. BOXER):

S. 2183. A bill to provide for necessary beneficiary protections in order to ensure access to coverage under the Medicare part D prescription drug program; to the Committee on Finance.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

Under authority of the order of the Senate of January 18, 2006, the following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. SANTORUM (for himself and Mr. KYL):

S. Res. 349. A resolution condemning the Government of Iran for violating the terms of the 2004 Paris Agreement, and expressing support for efforts to refer Iran to the United Nations Security Council for its noncompliance with International Atomic Energy Agency obligations; to the Committee on Foreign Relations.

By Mr. LEAHY (for himself and Mr. KENNEDY):

S. Res. 350. A resolution expressing the sense of the Senate that Senate Joint Resolution 23 (107th Congress), as adopted by the Senate on September 14, 2001, and subsequently enacted as the Authorization for Use of Military Force does not authorize warrantless domestic surveillance of United States citizens; to the Committee on the Judiciary.

By Mr. BAYH:

S. Res. 351. A resolution responding to the threat posed by Iran's nuclear program; to the Committee on Foreign Relations.

By Mr. COLEMAN (for himself, Mr. SCHUMER, Mr. LAUTENBERG, Mr. ALLEN, Mr. DEWINE, Mr. BROWNBACK, Mr. NELSON of Nebraska, Mr. NELSON of Florida, and Mrs. FEINSTEIN):

S. Con. Res. 76. A concurrent resolution condemning the Government of Iran for its flagrant violations of its obligations under the Nuclear Non-Proliferation Treaty, and calling for certain actions in response to such violations; to the Committee on Foreign Relations.

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. SCHUMER:

S. 2184. A bill to amend title XVIII of the Social Security Act to provide residents of long-term care facilities with assistance with respect to prescription drug coverage under part D of such title for the resident; to the Committee on Finance.

By Mr. HAGEL (for himself, Mr. HARKIN, Mr. JEFFORDS, Mr. ROBERTS, Mr. SCHUMER, Mr. LIEBERMAN, Mr. WARNER, Mr. DAYTON, Mr. KERRY, Mr. CHAFEE, Mr. KENNEDY, Ms. MIKULSKI, Ms. SNOWE, Mr. DODD, Mr. REED, Ms. COLLINS, Mrs. MURRAY, Mr. BINGAMAN, Mr. COLEMAN, and Mr. JOHNSON):

S. 2185. A bill to amend part B of the Individuals with Disabilities Education Act to provide full Federal funding of such part; to the Committee on Health, Education, Labor, and Pensions.

By Mr. COLEMAN (for himself, Mr. NELSON of Nebraska, Mr. ALLARD, Mr. ENZI, Mr. BURNS, Mr. COBURN, and Mr. THOMAS):

S. 2186. A bill to establish a commission to strengthen confidence in Congress; to the Committee on Rules and Administration.

By Mr. ISAKSON:

S. 2187. A bill to amend the International Revenue Code of 1986 to provide economic incentives for the preservation of open space and conservation of natural resources, and for other purposes; to the Committee on Finance.

By Mr. SANTORUM:

S. 2188. A bill to suspend temporarily the duty on hydrazine hydrate; to the Committee on Finance.

By Mr. SANTORUM:

S. 2189. A bill to suspend temporarily the duty on certain fungicides containing zinc dimethyldithiocarbamate; to the Committee on Finance.

By Mr. SANTORUM:

S. 2190. A bill to extend the temporary suspension of duty on 11-aminoundecanoic acid (monomer 11); to the Committee on Finance.

By Mr. SANTORUM:

S. 2191. A bill to extend the temporary suspension of duty on thiophanate-methyl; to the Committee on Finance.

By Mr. SANTORUM:

S. 2192. A bill to extend the temporary suspension of duty on thiophanate-methyl fungicide 70% wettable powder; to the Committee on Finance.

By Mrs. HUTCHISON:

S. 2193. A bill to amend the Internal Revenue Code of 1986 to establish fairness in the treatment of certain pension plans maintained by churches, and for other purposes; to the Committee on Finance.

By Mr. STEVENS:

S. 2194. A bill for the relief of Nadezda Shestakova; to the Committee on the Judiciary.