

of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Updating Administrative Requirements for Voluntary Shell Egg, Poultry, and Rabbit Grading" (RIN0581-AC25) received on July 31, 2006; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7834. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Irish Potatoes Grown in Colorado; Suspension of Continuous Assessment Rate" (Docket No. FV06-948-1 IFR) received on July 31, 2006; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7835. A communication from the Director of the Regulatory Review Group, Farm Service Agency, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Regulations Regarding Employee Conflicts of Interest" (RIN0560-AH57) received August 1, 2006; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7836. A communication from the Administrator of the Food and Nutrition Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Uniform Federal Assistance Regulations; Nondiscretionary Technical Amendments" (RIN0584-AD16) received August 1, 2006; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7837. A communication from the Executive Director, Commodity Futures Trading Commission, transmitting, pursuant to law, the report of a rule entitled "Joint Final Rules: Application of the Definition of Narrow-Based Security Index to Debt Securities Indexes and Security Futures on Debt Securities, 17 CFR Part 240 (71 FR 39534, July 13, 2006)" (RIN3235-AJ54) received on August 2, 2006; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7838. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Citrus Canker; Quarantine of the State of Florida" (Docket No. 06-114-1) received August 1, 2006; to the Committee on Agriculture, Nutrition, and Forestry.

EC-7839. A communication from the President of the United States of America, transmitting, pursuant to law, a report relative to the export to the People's Republic of China of items not detrimental to the United States space launch industry; to the Committee on Foreign Relations.

EC-7840. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed license for the export of defense articles or defense services sold commercially under contract in the amount of \$100,000,000 or more to Spain; to the Committee on Foreign Relations.

EC-7841. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed license for the export of defense articles or defense services sold commercially under contract in the amount of \$100,000,000 or more to the United Kingdom; to the Committee on Foreign Relations.

EC-7842. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed license agreement for the manufacture of significant military equipment abroad and the export of defense articles or defense services in the amount of \$100,000,000 or more to Japan; to the Committee on Foreign Relations.

EC-7843. A communication from the Assistant Secretary, Legislative Affairs, Depart-

ment of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed license for the export of defense articles or defense services sold commercially under contract in the amount of \$100,000,000 or more to Japan; to the Committee on Foreign Relations.

EC-7844. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles and defense services sold commercially under contract in the amount of \$50,000,000 or more to Mexico; to the Committee on Foreign Relations.

EC-7845. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed license for the export of defense articles or defense services sold commercially under contract in the amount of \$50,000,000 or more to Singapore; to the Committee on Foreign Relations.

EC-7846. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the termination of the 15% Danger Pay Allowance for Sarajevo, Bosnia-Herzegovina; to the Committee on Foreign Relations.

EC-7847. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to law, a report relative to agreements between the United States and Taiwan; to the Committee on Foreign Relations.

EC-7848. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the establishment of the 15% Danger Pay Allowance for East Timor; to the Committee on Foreign Relations.

EC-7849. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the removal of a specific sonar system from the United States Munitions List (USML); to the Committee on Foreign Relations.

EC-7850. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 06-170-06-185); to the Committee on Foreign Relations.

EC-7851. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans for Arizona; Maricopa County PM-10 Nonattainment Area; Serious Area Plan for Attainment of the 24-Hour and Annual PM-10 Standards" (FRL 8204-8) received on July 27, 2006; to the Committee on Environment and Public Works.

EC-7852. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Guidelines Establishing Test Procedures for the Analysis of Pollutants Under the Clean Water Act; National Primary Drinking Water Regulations; and National Secondary Drinking Water Regulations; Analysis and Sampling Procedures" (FRL 8203-8) received on July 27, 2006; to the Committee on Environment and Public Works.

EC-7853. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics and Innovation, Envi-

ronmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Hazardous Waste Management System; Modification of the Hazardous Waste Program; Cathode Ray Tubes" (FRL 8203-1) received on July 27, 2006; to the Committee on Environment and Public Works.

EC-7854. A communication from the Assistant Secretary of the Army (Civil Works), Department of the Army, transmitting, pursuant to law, a report relative to the environmental restoration and protection of Smith Island, Maryland; to the Committee on Environment and Public Works.

EC-7855. A communication from the Chairman of the Federal Energy Regulatory Commission, transmitting, pursuant to law, a report relative to the recommendations of regional joint boards for the study of economic dispatch; to the Committee on Energy and Natural Resources.

EC-7856. A communication from the Secretary of the Department of Energy, transmitting, pursuant to law, the annual report relative to the Strategic Petroleum Reserve for the year 2005; to the Committee on Energy and Natural Resources.

EC-7857. A communication from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting a draft of a bill entitled "National Heritage Areas Partnership Act"; to the Committee on Energy and Natural Resources.

EC-7858. A communication from the Secretary of Energy, transmitting, pursuant to law, a report relative to the Department of Energy's Underground Storage Tank (UST) compliance strategy; to the Committee on Energy and Natural Resources.

EC-7859. A communication from the Secretary of Energy, transmitting, pursuant to law, a report relative to the Department of Energy's strategic research portfolio analysis and coordination plan; to the Committee on Energy and Natural Resources.

EC-7860. A communication from the Secretary of Energy, transmitting, pursuant to law, a report relative to the estimated cost and proposed schedule for the completion of the Environmental Impact Statement and record of decision for the disposal of greater-than-class C low-level radioactive waste; to the Committee on Energy and Natural Resources.

EC-7861. A communication from the General Counsel, Department of Housing and Urban Development, transmitting, pursuant to law, (4) reports relative to vacancy announcements within the Agency, received on August 1, 2006; to the Committee on Banking, Housing, and Urban Affairs.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-419. A resolution adopted by the House of Representatives of the Legislature of the State of Texas relative to memorializing Congress to posthumously bestow the Congressional Medal of Honor upon Doris "Dorie" Miller and to request the U.S. Postal Service to issue a commemorative postage stamp to honor Miller; to the Committee on Armed Services.

HOUSE RESOLUTION No. 106

Whereas, World War II hero Doris "Dorie" Miller exhibited extraordinary courage on the USS *West Virginia* during the December 7, 1941, attack on Pearl Harbor, and his bravery has not received the full honors and recognition that it merits; and

Whereas, A native Texan, Dorie Miller was born in Waco on October 12, 1919, and enlisted in the United States Navy on September 16, 1939; and

Whereas, In the opening hours of America's entry into the war, the 22-year-old assisted fellow sailors and his wounded captain out of the line of fire to shelter; he then manned a machine gun on which he had not been trained, seizing both the initiative and the offense at a moment of critical national peril, and fired at the Japanese planes until the crew was ordered to abandon the ship; and

Whereas, For heroism on the USS *West Virginia*, Admiral Chester Nimitz bestowed upon Dorie Miller the Navy Cross, the United States Navy's highest honor, during a ceremony on the flight deck of the USS *Enterprise* at Pearl Harbor on May 27, 1942; Dorie Miller was the first African American to receive that award; and

Whereas, Dorie Miller was serving on the USS *Liscome Bay*, an escort carrier, on November 24, 1943, when his ship was sunk by a Japanese submarine in an attack which cost the lives of 646 men; Dorie Miller was officially presumed dead a year and a day after the carrier went down; and

Whereas, Besides the Navy Cross, he was entitled to the Purple Heart, the American Defense Service Medal—Fleet Clasp, the Asiatic-Pacific Campaign Medal, and the World War II Victory Medal and in 1973, the United States further recognized his military contributions by naming a frigate, the USS *Miller*, after him; and

Whereas, His actions on the USS *West Virginia* and his valiant service to his country during World War II warrant the highest honor that a member of the United States Armed Forces can receive, the Congressional Medal of Honor, and justify also a special philatelic commemoration that will endure this man of courage and selflessness to his fellow citizens and confer their utmost respect and gratitude; now, therefore, be it

Resolved, That the House of Representatives of the 79th Texas Legislature hereby respectfully request the Congress of the United States of America to posthumously bestow upon Doris "Dorie" Miller the Congressional Medal of Honor; and, be it further

Resolved, That the House of Representatives of the 79th Texas Legislature hereby respectfully request the U.S. Postal Service and the Citizens' Stamp Advisory Committee to issue a commemorative postage stamp honoring Doris "Dorie" Miller as part of their Black Heritage series and that the Texas delegation to the congress—as well as the Congressional Black Caucus—be hereby reverentially asked to join the effort to attain issuance of such a postage stamp; and, be it further

Resolved, That the chief clerk of the Texas House of Representatives forward official copies of this resolution to the president of the United States, to the postmaster general, to the speaker of the house of representatives and the president of the senate of the United States Congress, to all the members of the Texas delegation to the congress, and to all members of the Congressional Black Caucus, with the added request that this resolution be officially entered in the Congressional Record as a memorial to the Congress of the United States of America.

POM-420. A resolution adopted by the House of Representatives of the Legislature of the State of Texas relative to memorializing Congress to enact legislation relating to the assessment of penalties by a financial institution for an insufficient funds check; to the Committee on Banking, Housing, and Urban Affairs.

HOUSE RESOLUTION No. 1300

Whereas, The paper check, one of the world's oldest and most common forms of

payment, is widely accepted in the United States and internationally; it is used by businesses, governments, and consumers as payment for almost every type of commerce; and

Whereas, In most states, if the issuer of a check has insufficient funds to cover that check, state law authorizes a financial institution to impose a reasonable penalty against the issuer in order to cover the administrative cost of processing that dishonored check, and many financial institutions elect to do precisely that; and

Whereas, In addition, the recipient's financial institution may charge the recipient—who typically is unaware of the check's dubious status—a penalty for the dishonored check and possibly could go so far as to charge back to the recipient's account the amount of the insufficient funds check even if the recipient's financial institution had already made the funds available to the recipient, which may consequently create overdrafts of the recipient's account resulting in the recipient incurring additional penalties arising from those overdrafts; and

Whereas, Imposing a penalty upon the recipient of an insufficient funds check is an unfair business practice because it punishes the wrong party in this very common type of financial transaction; and

Whereas, Because financial transactions involving checks frequently cross state boundaries, it is desirable that a uniform, nationwide standard be established to address this problem; now, therefore, be it

Resolved, That the House of Representatives of the 79th Texas Legislature hereby respectfully urge the Congress of the United States to enact legislation to prohibit a dishonored check recipient's financial institution from assessing a penalty against the recipient and to instead authorize the recipient's financial institution to assess a penalty against the issuer's financial institution, which may in turn pass that penalty down to the issuer; and, be it further

Resolved, That the chief clerk of the Texas House of Representatives forward official copies of this resolution to the president of the United States, to the speaker of the house of representatives and the president of the senate of the United States Congress, and to all the members of the Texas delegation to the congress with the request that this resolution be officially entered in the Congressional Record as a memorial to the Congress of the United States of America.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. ENZI, from the Committee on Health, Education, Labor, and Pensions, with an amendment in the nature of a substitute:

S. 843. A bill to amend the Public Health Service Act to combat autism through research, screening, intervention and education (Rept. No. 109-318).

S. 3678. A bill to amend the Public Health Service Act with respect to public health security and all-hazards preparedness and response, and for other purposes (Rept. No. 109-319).

By Ms. COLLINS, from the Committee on Homeland Security and Governmental Affairs, with amendments:

S. 1838. A bill to provide for the sale, acquisition, conveyance, and exchange of certain real property in the District of Columbia to facilitate the utilization, development, and redevelopment of such property, and for other purposes.

By Mr. SPECTER, from the Committee on the Judiciary, with an amendment in the nature of a substitute:

S. 2679. A bill to establish an Unsolved Crimes Section in the Civil Rights Division of the Department of Justice, and an Unsolved Civil Rights Crime Investigative Office in the Civil Rights Unit of the Federal Bureau of Investigation, and for other purposes.

By Mr. ENZI, from the Committee on Health, Education, Labor, and Pensions, with an amendment in the nature of a substitute:

S. 2823. A bill to provide life-saving care for those with HIV/AIDS.

By Ms. COLLINS, from the Committee on Homeland Security and Governmental Affairs, with an amendment in the nature of a substitute and an amendment to the title:

S. 3721. A bill to amend the Homeland Security Act of 2002 to establish the United States Emergency Management Authority, and for other purposes.

EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

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

*Mark Myers, of Alaska, to be Director of the United States Geological Survey.

*John Ray Correll, of Indiana, to be Director of the Office of Surface Mining Reclamation and Enforcement.

*Drue Pearce, of Alaska, to be Federal Coordinator for Alaska Natural Gas Transportation Projects for the term prescribed by law.

By Mr. ENZI from the Committee on Health, Education, Labor, and Pensions.

*Manfredi Piccolomini, of New York, to be a Member of the National Council on the Humanities for a term expiring January 26, 2012.

*Ronald E. Meisburg, of Virginia, to be General Counsel of the National Labor Relations Board for a term of four years.

*Peter Schaumber, of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2010.

*Arthur F. Rosenfeld, of Virginia, to be Federal Mediation and Conciliation Director.

*Karen Brosius, of South Carolina, to be a Member of the National Museum and Library Services Board for the remainder of the term expiring December 6, 2006.

By Mr. SPECTER from the Committee on the Judiciary.

Frances Marie Tydingco-Gatewood, of Guam, to be Judge for the District Court of Guam for the term of ten years.

Troy A. Eid, of Colorado, to be United States Attorney for the District of Colorado for the term of four years.

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

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

EXECUTIVE REPORT OF COMMITTEE

The following executive report of committee was submitted: