

transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Hematology and Pathology Devices; Reclassification of Automated Blood Cell Separator Devices Operating by Filtration Principle from Class III to Class II (Doc. No. 96P-0484)" received on April 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-1954. A communication from the Director, Division of Acquisition Management Services, Office of the Assistant Secretary for Administration and Management, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "29 CFR Part 99 Audits of States, Local Governments, and Non-Profit Organizations (1291-AA278)" received on April 11, 2003; to the Committee on Health, Education, Labor, and Pensions.

EC-1955. A communication from the Acting Executive Director & General Counsel, Appraisal Subcommittee, Federal Financial Institutions Examinations Council, transmitting, pursuant to law, the Appraisal Subcommittee's Fiscal Year 2002 audited financial statements, received on April 23, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-1956. A communication from the Under Secretary for Industry and Security, Department of Commerce, transmitting, pursuant to law, the report to Congress relating to the Imposition of Foreign Policy Controls on Specially Designated Global Terrorists, received on April 11, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-1957. A communication from the Under Secretary for Industry and Security, Department of Commerce, transmitting, pursuant to law, the report to Congress related to the Expansion of Foreign Policy-Based Controls on Explosives Detection Equipment, received on April 11, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-1958. A communication from the Assistant Secretary, Export Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Exports and Reexports of Explosives Detection Equipment and Related Software and Technology; Clarification and Explanation of Foreign Policy Controls; to the Committee on Banking, Housing, and Urban Affairs.

EC-1959. A communication from the Assistant Secretary, Export Administration, Bureau of Industry and Security Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Revisions to the Export Administration Regulations Related to the Missile Technology Control Regime (MTCR) (0694-AC22)" received on April 11, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-1960. A communication from the Deputy Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Standards Relating to Listed Company Audit Committees (3235-AI75)" received on April 11, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-1961. A communication from the Assistant General Counsel, Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Inflation Adjustment of Civil Money Penalty Amounts (2501-AC91)" received on April 11, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-1962. A communication from the Assistant General Counsel, Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Mortgage Insurance Premiums in Multifamily Housing Programs (2502-AH64)" received on April 11, 2003; to the Committee on Banking, Housing, and Urban Affairs.

EC-1963. A communication from the Director, National Cemetery Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Eligibility for Burial of Adult Children; Eligibility for Burial of Minor Children; Eligibility for Burial of Certain Filipino Veterans (2900-AI95)" received on April 22, 2003; to the Committee on Veterans' Affairs.

EC-1964. A communication from the Director, Regulations Management, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Reasonable Charges for Medical Care or Services; 2003 Update (2900-AL57)" received on April 24, 2003; to the Committee on Veterans' Affairs.

EC-1965. A communication from the Under Secretary of Defense, Acquisition, Technology and Logistics, Department of Defense, transmitting, pursuant to law, the report entitled "Devolution of Research, Development, Test, and Evaluation Programs and Activities Beginning in FY 2004" received on April 11, 2003; to the Committee on Armed Services.

EC-1966. A communication from the Under Secretary of Defense, Acquisition, Technology and Logistics, Department of Defense, transmitting, pursuant to law, the report entitled "Department of Defense Fiscal Year 2002 Purchases From Foreign Entities" received on April 11, 2003; to the Committee on Armed Services.

EC-1967. A communication from the Under Secretary of Defense, Acquisition, Technology and Logistics, Department of Defense, transmitting, pursuant to law, the report of the Annual Selected Acquisition Reports (SARs) for the quarter ending December 31, 2002; to the Committee on Armed Services.

EC-1968. A communication from the Secretary of Defense, transmitting, pursuant to law, the report of a retirement; to the Committee on Armed Services.

EC-1969. A communication from the Assistant Secretary of Defense, Reserve Affairs, Department of Defense, transmitting, pursuant to law, the STARBASE program Annual Report for Fiscal Year 2002; to the Committee on Armed Services.

EC-1970. A communication from the Under Secretary of Defense, Personnel and Readiness, Department of Defense, transmitting, pursuant to law, the report of a retirement; to the Committee on Armed Services.

EC-1971. A communication from the Deputy Secretary of Defense, Department of Defense, transmitting, pursuant to law, the report relative to the transportation of a chemical warfare agent; to the Committee on Armed Services.

EC-1972. A communication from the Under Secretary of Defense, Personnel and Readiness, Department of Defense, transmitting, pursuant to law, the report of a retirement; to the Committee on Armed Services.

EC-1973. A communication from the Under Secretary of Defense, Personnel and Readiness, Department of Defense, transmitting, pursuant to law, the report of a retirement; to the Committee on Armed Services.

EC-1974. A communication from the Under Secretary of Defense, Personnel and Readiness, Department of Defense, transmitting, pursuant to law, the report relative to the Armed Forces' aviation programs, received on April 11, 2003; to the Committee on Armed Services.

EC-1975. A communication from the General Counsel of the Department of Defense, transmitting, pursuant to law, the report of a proposed Bill entitled "The Defense Transformation for the 21st Century Act" received on April 11, 2003; to the Committee on Armed Services.

EC-1976. A communication from the Director, Admissions Liaison, USAF Academy

Group, Department of the Air Force, transmitting, pursuant to law, the report relative to sexual assault cases at the U.S. Air Force Academy; to the Committee on Armed Services.

EC-1977. A communication from the Acting Secretary of the Navy, Department of the Navy, transmitting, pursuant to law, the report relative to the addition of 150,000 workstations under the Navy Marine Corps Intranet (NMCI); to the Committee on Armed Services.

EC-1978. A communication from the Vice Admiral, Deputy Chief of Naval Operations, Manpower and Personnel, Department of the Navy, transmitting, pursuant to law, the report relative to the implementation of performance by the Most Efficient Organization (MEO); to the Committee on Armed Services.

EC-1979. A communication from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Foreign Acquisition (DFARS Case 2002-D009)" received on April 11, 2003; to the Committee on Armed Services.

EC-1980. A communication from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Extension of Contract Goal for Small Disadvantaged Businesses and Certain Institutions of Higher Education (DFARS Case 2002-D038)"; to the Committee on Armed Services.

EC-1981. A communication from the Secretary of Energy, transmitting, pursuant to law, the report entitled "Fiscal Year 2002 report on Laboratory Directed Research and Development (LDRD); Plant Directed Research, Development and Demonstration (PDRD); and Site Directed Research, Development and Demonstration (SDRD) Programs" received on April 28, 2003; to the Committee on Energy and Natural Resources.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. HATCH, from the Committee on the Judiciary:

Report to accompany S. 113, a bill to exclude United States persons from the definition of "foreign power" under the Foreign Intelligence Surveillance Act of 1978 relating to international terrorism (Rept. No. 108-40).

EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of committees were submitted:

By Mr. WARNER for the Committee on Armed Services.

*Lawrence Mohr, Jr., of South Carolina, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences.

*Sharon Falkenheimer, of Texas, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences.

Marine Corps nomination of Maj. Gen. Henry P. Osman.

Air Force nominations beginning Brigadier General John B. Handy and ending Colonel Darryll D. M. Wong, which nominations were received by the Senate and appeared in the Congressional Record on April 7, 2003.

Marine Corps nomination of Col. Douglas M. Stone.

Navy nomination of Capt. Thomas K. Burkhard.

Army nomination of Maj. Gen. James J. Lovelace, Jr.

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

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

Air Force nominations beginning Paul L. Cannon and ending Frank A. Yerkes, Jr., which nominations were received by the Senate and appeared in the Congressional Record on February 25, 2003.

Air Force nomination of Lawrence Mercandante.

Air Force nominations beginning Stanley J. Buelt and ending Christopher W. Castleberry, which nominations were received by the Senate and appeared in the Congressional Record on March 24, 2003.

Air Force nominations beginning Eugene L. Capone and ending Allen L. Womack, which nominations were received by the Senate and appeared in the Congressional Record on March 24, 2003.

Air Force nominations beginning Gary D. Bomberger and ending Warren R. Robnett, which nominations were received by the Senate and appeared in the Congressional Record on March 26, 2003.

Air Force nominations beginning Michael F. Adames and ending Scott A. Zuerlein, which nominations were received by the Senate and appeared in the Congressional Record on March 26, 2003.

Army nominations beginning Curtis J. Alitz and ending Mary J. Wyman, which nominations were received by the Senate and appeared in the Congressional Record on January 15, 2003.

Army nominations beginning Richard P. Bein and ending Kelly E. Taylor, which nominations were received by the Senate and appeared in the Congressional Record on January 15, 2003.

Army nominations beginning Deborah K. Betts and ending David Williams, which nominations were received by the Senate and appeared in the Congressional Record on January 15, 2003.

Army nominations beginning James R. Kerin, Jr. Abercrombie and ending Michelle F. Yarborough, which nominations were received by the Senate and appeared in the Congressional Record on March 26, 2003.

Army nominations beginning Michael P. Armstrong and ending Craig M. Whitehill, which nominations were received by the Senate and appeared in the Congressional Record on March 26, 2003.

Army nominations beginning John F. Agoglia and ending Jeffrey R. Witsken, which nominations were received by the Senate and appeared in the Congressional Record on March 26, 2003.

Army nominations beginning Paul F. Abel, Jr. and ending X4432, which nominations were received by the Senate and appeared in the Congressional Record on March 26, 2003.

Army nomination of William T. Boyd.

Army nominations beginning Richard D. Daniels and ending George G. Perry III, which nominations were received by the Senate and appeared in the Congressional Record on April 7, 2003.

Army nominations beginning Gary L. Hammett and ending David L. Smith, which nominations were received by the Senate and

appeared in the Congressional Record on April 7, 2003.

Army nominations beginning Edward A. Hevener and ending Zeb S. Regan, Jr., which nominations were received by the Senate and appeared in the Congressional Record on April 10, 2003.

Marine Corps nomination of Kenneth O. Spittler.

Marine Corps nominations beginning Thomas Duhs and ending William M. Lake, which nominations were received by the Senate and appeared in the Congressional Record on February 11, 2003.

Marine Corps nominations beginning Patrick W. Burns and ending Daniel S. Ryman, which nominations were received by the Senate and appeared in the Congressional Record on February 11, 2003.

Marine Corps nominations beginning Donald J. Anderson and ending Donald W. Zautcke, which nominations were received by the Senate and appeared in the Congressional Record on March 11, 2003.

Marine Corps nominations beginning Sean T. Mulcahy and ending Steven H. Mattos, which nominations were received by the Senate and appeared in the Congressional Record on March 24, 2003.

Marine Corps nominations of Franklin McLain.

Marine Corps nominations beginning Bryan Delgado and ending Paul A. Zacharzuk, which nominations were received by the Senate and appeared in the Congressional Record on March 24, 2003.

Marine Corps nomination of Michael H. Gamble.

Marine Corps nomination of Jeffrey L. Miller.

Marine Corps nominations of Barrett R. Byrd.

Marine Corps nominations beginning Jeffrey Acosta and ending John G. Wemett, which nominations were received by the Senate and appeared in the Congressional Record on April 7, 2003.

*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.)

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. STEVENS (for himself, Mr. CAMPBELL, Mr. DOMENICI, Mr. HATCH, Mr. INOUE, and Ms. MURKOWSKI):

S. 931. A bill to direct the Secretary of the Interior to undertake a program to reduce the risks from and mitigate the effects of avalanches on visitors to units of the National Park System and on other recreational users of public land; to the Committee on Energy and Natural Resources.

By Mr. BREAUX (for himself, Mr. ENSIGN, Mr. CRAPO, and Mr. BUNNING):

S. 932. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for taxpayers owning certain commercial power takeoff vehicles; to the Committee on Finance.

By Mr. BREAUX:

S. 933. A bill to amend the Internal Revenue Code of 1986 to modify the active business definition under section 355; to the Committee on Finance.

By Mr. BREAUX (for himself and Mr. NICKLES):

S. 934. A bill to amend the Internal Revenue Code of 1986 to modify the small refiner exception to the oil depletion deduction; to the Committee on Finance.

By Mr. BREAUX:

S. 935. A bill to amend the Internal Revenue Code of 1986 to allow certain coins to be acquired by individual retirement accounts and other individually directed pension plan accounts; to the Committee on Finance.

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

S. 936. A bill to amend the Internal Revenue Code of 1986 to deny any deduction for certain fines, penalties, and other amounts; to the Committee on Finance.

By Mr. VOINOVICH (for himself, Mr. DEWINE, and Mr. LEVIN):

S. 937. A bill to reauthorize the Harmful Algal Bloom and Hypoxia Research and Control Act of 1998, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mrs. MURRAY:

S. 938. A bill to amend title 38, United States Code, to provide for the payment of dependency and indemnity compensation to the survivors of former prisoners of war who died on or before September 30, 1999, under the same eligibility conditions as apply to payment of dependency an indemnity compensation to the survivors of former prisoners of war who die after that date; to the Committee on Veterans' Affairs.

By Mr. HAGEL (for himself, Mr. HARKIN, Mr. WARNER, Mr. CHAFEE, Ms. COLLINS, Ms. SNOWE, Mr. COLEMAN, Mr. KENNEDY, Mr. JEFFORDS, Mr. DODD, Ms. MIKULSKI, Mrs. CLINTON, Mrs. MURRAY, Mr. BINGAMAN, and Mr. REED):

S. 939. A bill to amend part B of the Individuals with Disabilities Education Act to provide full Federal funding of such part, to provide an exception to the local maintenance of effort requirements, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

By Mr. GRAHAM of South Carolina:

S. 940. A bill to amend the Immigration and Nationality Act relating to naturalization through service in the Armed Forces of the United States; to the Committee on the Judiciary.

By Mr. EDWARDS:

S. 941. A bill to establish the Blue Ridge National Heritage Area in the State of North Carolina, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BROWNBACK (for himself and Mr. NELSON of Nebraska):

S. 942. A bill to amend title XVIII of the Social Security Act to provide for improvements in access to services in rural hospitals and critical access hospitals; to the Committee on Finance.

By Mr. ENZI:

S. 943. A bill to authorize the Secretary of the Interior to enter into 1 or more contracts with the city of Cheyenne, Wyoming, for the storage of water in the Kendrick Project, Wyoming; to the Committee on Energy and Natural Resources.

By Mr. JEFFORDS (for himself, Mr. DURBIN, Mr. REID, and Mr. KERRY):

S. 944. A bill to enhance national security, environmental quality, and economic stability by increasing the production of clean, domestically produced renewable energy as a fuel source for the national electric system; to the Committee on Energy and Natural Resources.

By Mr. MCCAIN:

S. 945. A bill to amend title 37, United States Code, to improve the process for adjusting the rates of pay for members of the uniformed services; to the Committee on Armed Services.