

resources have grown with it, providing better protection for the sanctuary's future. Staff has increased from one to five and a half full time employees. The staff now has an office, a sea-bound vessel, monitoring programs, an advisory council and a new management plan to serve the sanctuary and its mission into the future.

I applaud everyone who has worked to protect the marine ecosystems of the Cordell Bank National Marine Sanctuary, and I wish the sanctuary staff and volunteers many years of ongoing success in protecting the California coastal environment. Please join me in celebrating the 15th Anniversary of Cordell Bank National Marine Sanctuary.●

#### DOROTHY HUGHES: IN MEMORIAM

● Mrs. BOXER. Mr. President, I honor and share with my colleagues today the memory of a very special woman, Dorothy Hughes of Marin County, who died July 25, 2004. She was 80 years old.

Dorothy Hughes was born on her parents' sheep ranch in Woodland, CA in 1923. As a young girl, she attended the Hamlin School in San Francisco and in 1943 she graduated from Stanford University. She went on to earn her master's degree in European history at California State University at Sacramento.

Dorothy Hughes was a lifelong champion of humanitarian causes. Envisioning a "world that works for all of us," she campaigned tirelessly for peace and social justice. Dorothy also deeply felt the need to ensure decent health and social services for her community, and her unwavering dedication left a legacy of community-based health organizations in Marin County. In addition to founding the Campaign for a Healthier Community for Children, Marin Suicide Prevention Center and Marin Family Action, she also served as executive director of the Marin Association of Mental Health for more than two decades. Throughout her life, Dorothy remained committed to her convictions, often in the face of powerful opposition.

Dorothy Hughes was recognized numerous times for her invaluable contributions to the community. The Human Rights Commission's Martin Luther King, Jr. Humanitarian Award, and induction into the Marin Women's Hall of Fame are among the many honors she received.

A dynamic figure in Marin County, Dorothy touched countless lives during the 35 years she resided there. She was a deeply-loved member of the community whose courage and conviction inspired others, and she will be greatly missed. We take comfort in the knowledge that future generations will benefit from Dorothy's dedication, vision and leadership.●

#### 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.)

#### REPORT DECLARING THE CONTINUATION OF THE NATIONAL EMERGENCY WITH RESPECT TO PERSONS TO COMMIT, THREATEN TO COMMIT, OR SUPPORT TERRORISM—PM 95

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Banking, Housing, and Urban Affairs:

##### *To The Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the Federal Register and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice, stating that the national emergency with respect to persons who commit, threaten to commit, or support terrorism is to continue in effect beyond September 23, 2004, to the Federal Register for publication. The most recent notice continuing this emergency was published in the Federal Register on September 22, 2003 (68 FR 55189).

The crisis constituted by the grave acts of terrorism and threats of terrorism committed by foreign terrorists, including the terrorist attacks in New York, in Pennsylvania, and against the Pentagon committed on September 11, 2001, and the continuing and immediate threat of further attacks on United States nationals or the United States that led to the declaration of a national emergency on September 23, 2001, has not been resolved. These actions pose a continuing unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to persons who commit, threaten to commit, or support terrorism, and maintain in force the comprehensive sanctions to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, September 21, 2004.

#### MEASURES READ THE FIRST TIME

The following bill was read the first time:

S. 2823. A bill to provide for the adjustment of status of certain foreign agricultural workers, to amend the Immigration and Nationality Act to reform the H-2A worker program under that Act, to provide a stable, legal agricultural workforce, to extend basic legal protections and better working conditions to more workers, and for other purposes.

#### 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-9338. A communication from the Chairman, Farm Credit System Insurance Corporation, transmitting, pursuant to law, the Corporation's annual report for calendar year 2003; to the Committee on Agriculture, Nutrition, and Forestry.

EC-9339. A communication from the Assistant General Counsel for Legislative and Regulatory Law, Office of Energy Efficiency and Renewable Energy, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Energy Conservation Program for Consumer Products: Central Air Conditioners and Heat Pumps Energy Conservation Standards" (RIN1904-AB46) received on September 14, 2004; to the Committee on Energy and Natural Resources.

EC-9340. A communication from the Assistant Secretary for Fish, Wildlife, and Parks, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Emergency Rule: Endangered and Threatened Wildlife and Plants; Establishment of an Additional Manatee Protection Area in Lee County, Florida" (RIN1018-AT65) received on August 11, 2004; to the Committee on Environment and Public Works.

EC-9341. A communication from the Assistant Secretary for Fish, Wildlife, and Parks, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Final Designation of Critical Habitat for the Topeka Shiner" received on August 11, 2004; to the Committee on Environment and Public Works.

EC-9342. A communication from the Assistant Secretary for Fish, Wildlife, and Parks, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for *Astragalus Magdalene* var. *peirsonii* (Peirson's milk-vetch)" received on August 11, 2004; to the Committee on Environment and Public Works.

EC-9343. A communication from the Deputy Associate Administrator, Environmental Protection Agency, transmitting, Agency-issued documents related to its regulatory programs; to the Committee on Environment and Public Works.

EC-9344. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department for Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Medicare Part B Monthly Actuarial Rates, Premium Ratio, and Annual Deductible Beginning January 1, 2005" (RIN0938-AN18) received on September 9, 2004; to the Committee on Finance.

EC-9345. A communication from the Deputy Associate Administrator, Environmental Protection Agency, transmitting, pursuant

to law, the report of a rule entitled "Approval and Promulgation of Operating Permits Program; State of Kansas" (FRL#7793-6) received on August 6, 2004; to the Committee on Environment and Public Works.

EC-9346. A communication from the Deputy Associate Administrator, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Operating Permits Program; State of Nevada, Clark County Department of Air Quality Management" (FRL#7795-7) received on August 6, 2004; to the Committee on Environment and Public Works.

EC-9347. A communication from the Deputy Associate Administrator, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Operating Permits Program; State of Iowa" (FRL#7793-8) received on August 6, 2004; to the Committee on Environment and Public Works.

EC-9348. A communication from the Deputy Associate Administrator, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "National Ambient Air Quality Standards for Particulate Matter" (FRL#7794-1) received on August 6, 2004; to the Committee on Environment and Public Works.

EC-9349. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, pursuant to law, the report of a rule entitled "Schedule of Fees for Consular Services; Exemption from the Nonimmigrant Visa Application Processing Fee for Family Members of Individuals Killed or Critically Injured While Serving in the United States" (RIN1400-AB95) received on September 14, 2004; to the Committee on Foreign Relations.

EC-9350. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, the report of texts and background statements of international agreements, other than treaties; to the Committee on Foreign Relations.

EC-9351. A communication from the Deputy Associate Administrator, Office of Acquisition Policy, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Federal Acquisition Regulation; Federal Acquisition Circular 2001-24" (FAC2001-24) received on August 6, 2004; to the Committee on Governmental Affairs.

EC-9352. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report relative to the Implementation of a Performance-Based Incentive System; to the Committee on Health, Education, Labor, and Pensions.

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. BOND, from the Committee on Appropriations, without amendment:

S. 2825. An original bill making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2005, and for other purposes (Rept. No. 108-353).

By Mr. DEWINE, from the Committee on Appropriations, without amendment:

S. 2826. An original bill making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2005, and for other purposes (Rept. No. 108-354).

By Mr. CAMPBELL, from the Committee on Indian Affairs, with amendments:

S. 1530. A bill to provide compensation to the Lower Brule and Crow Creek Sioux Tribes of South Dakota for damage to tribal land caused by Pick-Sloan projects along the Missouri River (Rept. No. 108-355).

By Mr. HATCH, from the Committee on the Judiciary, without amendment:

S. 2742. A bill to extend certain authority of the Supreme Court Police, modify the venue of prosecutions relating to the Supreme Court building and grounds, and authorize the acceptance of gifts to the United States Supreme Court.

#### EXECUTIVE REPORT OF COMMITTEE

The following executive report of committee was submitted:

By Mr. ROBERTS for the Selected Committee on Intelligence.

\*Porter J. Goss, of Florida, to be Director of Central Intelligence.

\*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.

#### 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. DURBIN (for himself, Mr. BUNNING, Mr. BAYH, and Mr. FITZGERALD):

S. 2817. A bill to provide for the redesign of the reverse of the Lincoln 1-cent coin in 2009 in commemoration of the 200th anniversary of the birth of President Abraham Lincoln; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. DOMENICI:

S. 2818. A bill to amend the Help America Vote Act of 2002 to ensure the same requirements that apply to voters who register by mail also apply to voters who do not register in person with an officer or employee of a State or local government entity, and to provide for increased penalties for fraudulent registration in cases involving 10 or more violations; to the Committee on Rules and Administration.

By Mr. SPECTER:

S. 2819. A bill to provide education to students in grades 8, 9, and 10 about the importance of higher education; to the Committee on Health, Education, Labor, and Pensions.

By Mr. MCCAIN:

S. 2820. A bill to ensure the availability of certain spectrum for public safety entities by amending the Communications Act of 1934 to establish January 1, 2009, as the date by which the transition to digital television shall be completed, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Ms. SNOWE (for herself and Mr. BOND):

S. 2821. A bill to reauthorize certain programs of the Small Business Administration, and for other purposes; to the Committee on Small Business and Entrepreneurship.

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

S. 2822. A bill to provide an extension of highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund pending enactment of a law reauthorizing the Transportation Equity Act for the 21st century; to the Committee on Environment and Public Works.

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

S. 2823. A bill to provide for the adjustment of status of certain foreign agricultural workers, to amend the Immigration and Nationality Act to reform the H-2A worker program under that Act, to provide a stable, legal agricultural workforce, to extend basic legal protections and better working conditions to more workers, and for other purposes; read the first time.

By Mr. SCHUMER:

S. 2824. A bill to exclude from income certain wages of spouses of members of the Armed Forces serving in combat zones; to the Committee on Finance.

By Mr. BOND:

S. 2825. An original bill making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2005, and for other purposes; from the Committee on Appropriations; placed on the calendar.

By Mr. DEWINE:

S. 2826. An original bill making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2005, and for other purposes; from the Committee on Appropriations; placed on the calendar.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

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

S. Res. 431. A resolution designating November 2004 as "National Runaway Prevention Month"; to the Committee on the Judiciary.

By Mr. MCCONNELL (for himself, Mrs. FEINSTEIN, Mr. MCCAIN, Mr. FEINGOLD, Mrs. DOLE, Ms. MIKULSKI, Mr. BROWNBACK, Mr. LEAHY, Mr. LUGAR, and Mr. CORZINE):

S. Res. 431. A resolution expressing the sense of the Senate that the United Nations Security Council should immediately consider and take appropriate actions to respond to the growing threats posed by conditions in Burma under the illegitimate rule of the State Peace and Development Council; to the Committee on Foreign Relations.

#### ADDITIONAL COSPONSORS

S. 91

At the request of Mr. GRASSLEY, the name of the Senator from Nebraska (Mr. NELSON) was added as a cosponsor of S. 91, a bill to amend title 9, United States Code, to provide for greater fairness in the arbitration process relating to livestock and poultry contracts.

S. 491

At the request of Mr. REID, the name of the Senator from Illinois (Mr. DURBIN) was added as a cosponsor of S. 491, a bill to expand research regarding inflammatory bowel disease, and for other purposes.

S. 1379

At the request of Mr. JOHNSON, the names of the Senator from Colorado (Mr. CAMPBELL) and the Senator from North Carolina (Mr. EDWARDS) were