

John Walker Lindh, the “American Taliban” captured on the battlefield in Afghanistan, pleaded guilty to supporting the Taliban and has been sentenced to 20 years in prison. As part of his plea agreement, Lindh has provided information about training camps and fighting in Afghanistan.

Another potentially devastating attack was averted when Richard Reid, the so-called shoe bomber, was foiled in his attempt to detonate a bomb on American Airlines flight 63 during flight. Reid was charged as a trained terrorist for this attempted terrorist attack. He pled guilty to all charges and was sentenced to life imprisonment on January 30, 2003.

The Department of Justice successfully detected and disrupted sinister plans in Lodi, CA. Hamid Hayat was indicted and charged with material support to terrorists after he allegedly attended a terrorist training camp in Pakistan in 2004 and returned to this country with the intent of committing jihad against America. Additional associates have been deported and one charged with two counts of lying to Federal agents.

In *United States v. Odeh*, a naroterrorism case, investigators used a court-issued delayed-notice search warrant to search an envelope mailed to a target of the investigation. The search confirmed that the target was operating an illegal money exchange to funnel money to the Middle East, including to an associate of an apparent Islamic Jihad operative in Israel. The delayed-notice provision allowed investigators to conduct the search without compromising an ongoing wiretap on the target and several confederates.

The information sharing between intelligence and law enforcement personnel made possible by USA PATRIOT Act section 218 was useful in the investigation of two Yemeni citizens, Mohammed Ali Hasan Al-Moayad and Mohshen Yahya Zayed, who were charged in 2003 with conspiring to provide material support to al-Qaida and Hamas. Following their indictment, Al-Moayad and Zayed were extradited to the United States from Germany, and both were convicted in March 2005 of conspiring to provide material support to a foreign terrorist organization.

The Department of Justice used USA PATRIOT Act section 218 to gain access to intelligence that facilitated the indictment of Enaam Amaout, the executive director of the Illinois-based Benevolence International Foundation, BIF. Arnaout had a long-standing relationship with Osama bin Laden and used his charity organization both to obtain funds illicitly from unsuspecting Americans for terrorist organizations, such as al-Qaida, and to serve as a channel for people to contribute money knowingly to such groups. Arnaout ultimately pleaded guilty to a racketeering charge, admitting that he diverted thousands of dollars from BIF to support Islamic militant groups in Bosnia and Chechnya.

He was sentenced to more than 11 years in prison.

The broader information sharing made possible by USA PATRIOT Act section 218 also assisted the prosecution in San Diego of several persons involved in an al-Qaida drugs-for-weapons plot, which culminated in two guilty pleas. Two defendants, Muhamed Abid Afridi and Ilyas Ali, admitted that they conspired to distribute approximately five metric tons of hashish and 600 kilograms of heroin originating in Pakistan to undercover U.S. law enforcement officers. Additionally, they admitted that they conspired to receive, as partial payment for the drugs, four Stinger anti-aircraft missiles that they then intended to sell to the Taliban, an organization they knew at the time to be affiliated with al-Qaida. Afridi and Ali pleaded guilty to the felony charges of conspiracy to provide material support to terrorists and conspiracy to distribute heroin and hashish. The lead defendant in the case is currently awaiting trial.

Section 218 of the PATRIOT Act was critical in the successful prosecution of Khaled Abdel Latif Dumeisi, who was convicted by a jury in January 2004 of illegally acting as an agent of the former government of Iraq as well as two counts of perjury. Before the gulf war, Dumeisi passed information on Iraqi opposition members located in the United States to officers of the Iraqi Intelligence Service stationed in the Iraqi mission to the United Nations. During this investigation, intelligence agents conducting surveillance of Dumeisi pursuant to FISA coordinated and shared information with law enforcement agents and prosecutors investigating Dumeisi for possible criminal violations. Because of this coordination, law enforcement agents and prosecutors learned from intelligence agents of an incriminating telephone conversation that took place in April 2003 between Dumeisi and a coconspirator. This phone conversation corroborated other evidence that Dumeisi was acting as an agent of the Iraqi government and provided a compelling piece of evidence at his trial.

The use of cigarette smuggling to fund terrorism has been of grave concern. On January 23, 2003, in *United States v. Akhdar, et al.*, the Department of Justice indicted members of an organization that smuggled low-taxed and untaxed cigarettes from State to State to evade sales tax. The defendants produced counterfeit tax stamps, laundered money, obstructed justice, and committed arson, and many are suspected of having links to and financing the terrorist organization Hizballah. As the investigation has continued, additional indictments have been filed, and many defendants have pleaded guilty to charges including RICO violations and material support.

Investigators have also been able to avert potentially devastating attacks on our children. Ahmed Hassan al-

Uqaily, an Iraqi national, spoke of “going jihad,” and arranged to procure pistols, machine guns, grenades and a “tank missile,” while suggesting he might target several Jewish schools in the Nashville area. An undercover agent completed the deal, posing as the weapons supplier, and the Iraqi national agreed to pay \$1,000 for two machine guns, ammunition and inert grenade components. The aspiring terrorist was arrested on October 7, 2004, and was sentenced on October 24, 2005, to 57 months in prison.

The PATRIOT Act has kept us free and kept us safe, and is doing so day in and day out. It is essential that this Congress renew this historic legislation and I urge my colleagues to support the bill. We owe no less to the future generations of Americans and the freedom-loving peoples of the world. The stakes are too high to ignore our obligation.

#### ADDITIONAL STATEMENT

##### TRIBUTE TO THE CARROLL COLLEGE FIGHTING SAINTS

• Mr. BURNS. Mr. President, I rise today to pay tribute to the best NAIA football team in the Nation. The Carroll College Fighting Saints of Helena, MT, defeated the St. Francis University Cougars in Savannah, TN, earlier today.

The Saints beat the Cougars by a final score of 27-10 for their fourth straight NAIA National Championship. Today’s “Rumble on the River” was also a historic victory marking the first NAIA team to win four straight national titles. Only one other team on any level of modern college football has won four straight titles.

The Saints’ defense entered today’s game as the best in the Nation allowing an average of only nine points per game this season.

We have some very talented football players in Montana at all levels of play. But today belongs to the Fighting Saints.

As on any football team, each player has a role in the success or failure of the team. However, it is important to recognize those players who were individually awarded for their efforts. All Americans like Kyle Baker, Casey Crites, and Tyler Emmert contribute to the team’s success.

Saints’ quarterback Tyler Emmert had thrown this season for 3,039 yards and 32 touchdowns prior to entering today’s game, becoming the NAIA career leader in total offense.

He has accounted for 13,681 yards in his entire career and owns a record of 50-3 as a starter for the Saints. Now that record is 51-3.

Congratulations as well to Coach Mike Van Diest and his staff as well as to Dr. Thomas Trebon, president of Carroll College.

What an impressive team. What an impressive run of seasons.●

## MESSAGES FROM THE HOUSE

At 6:27 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that pursuant to clause 11 of rule 1, the Speaker removes the gentleman from Michigan, Mr. UPTON, as a conferee on S. 1932 and appoints the gentleman from Texas, Mr. BARTON, to fill the vacancy thereon, in the conference on the disagreeing votes of the two Houses on the amendment of the House to the bill (S. 1932) to provide for reconciliation pursuant to section 202(a) of the concurrent resolution on the budget for fiscal year 2006 (H. Con. Res. 95).

The message also announced that the House agree to the amendment of the Senate to the bill (H.R. 3402) to authorize appropriations for the Department of Justice for fiscal years 2006 through 2009, and for other purposes.

The message further announced that the House has agreed to the following bills, in which it requests the concurrence of the Senate:

H.R. 4519. An act to amend the Public Health Service Act to extend funding for the operation of State high risk health insurance pools.

H.R. 4525. An act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

H.R. 4568. An act to improve proficiency testing of clinical laboratories.

H.R. 4579. An act to amend title I of the Employee Retirement Income Security Act of 1974, title XXVII of the Public Health Service Act, and the Internal Revenue Code of 1986 to extend by one year provisions requiring parity in the application of certain limits to mental health benefits.

## ENROLLED BILLS SIGNED

The message also announced that the Speaker has signed the following enrolled bills:

H.R. 4324. An act to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to reauthorize the predisaster mitigation program, and for other purposes.

H.R. 4340. An act to implement the United States-Bahrain Free Trade Agreement.

H.R. 4436. An act to provide certain authorities for the Department of State, and for other purposes.

Under authority of the order of the Senate of today, December 17, 2005, the enrolled bills were signed subsequently by the Majority Leader (Mr. FRIST).

At 7:25 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has passed the following bill and joint resolution, in which it requests the concurrence of the Senate:

H.R. 4437. An act to amend the Immigration and Nationality Act to strengthen enforcement of the immigration laws, to enhance border security, and for other purposes.

H.J. Res. 75. Joint resolution making further continuing appropriations for the fiscal year 2006, and for other purposes.

The message also announced that the House has agreed to the following con-

current resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 324. Concurrent resolution directing the Secretary of the Senate to make a technical correction in the enrollment of S. 1281.

The message further announced that the House agree to the amendment of the Senate to the amendment of the House to the bill (S. 467) to extend the applicability of the Terrorism Risk Insurance Act of 2002.

The message also announced that the House agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (S. 1281) to authorize appropriations for the National Aeronautics and Space Administration for science, aeronautics, exploration, exploration capabilities, and the Inspector General, and for other purposes, for fiscal years 2006, 2007, 2008, 2009, and 2010.

## 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-5028. 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 (Cambridge, Newark, St. Michaels, and Stockton, Maryland and Chincoteague, Virginia)" (MB Docket No. 04-20) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5029. 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 (Mt. Enterprise, Texas and Hodge, Louisiana)" (MB Docket No. 05-34) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5030. 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 (Connorsville, Madison, and Richmond, Indiana, Erlanger and Lebanon, Kentucky, and Norwood, Ohio; and Lebanon, Lebanon Junction, New Haven, and Springfield, Kentucky)" (MB Docket No. 05-17) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5031. 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 (Eminence, Potosi, Rolla, Lebanon and Linn, Missouri)" (MB Docket No. 01-151) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5032. 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 (Lake City, Chattanooga, Harrogate, and

Halls Crossroads, Tennessee)" (MB Docket No. 03-120, RM-10591 and RM-10839) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5033. 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 (Rankin and Sanderson, Texas)" (MB Docket No. 02-253) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5034. 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 (Hornbeck, Louisiana, and Mojave and Trona, California)" (MB Docket Nos. 05-46 and 05-109) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5035. 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 (Terrebonne, Oregon)" (MB Docket No. 02-123) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5036. 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 (Bass River Township and Ocean City, New Jersey)" (MB Docket No. 05-188) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5037. 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 (Milner, Ellaville, and Plains, Georgia)" (MB Docket No. 05-106) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5038. 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 (Wilmington, Mount Sterling, Zanesville, and Baltimore, Ohio)" (MB Docket No. 04-161) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5039. A communication from the Senior Legal Advisor, Chief Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Digital Television Distributed Transmission Systems" (FCC 05-192, MB 05-312) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.

EC-5040. A communication from the Deputy Chief, Policy and Rules Division, Office of Engineering and Technology, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Requirements for Digital Television Receiving Capability" (ET Docket No. 05-24) received on December 12, 2005; to the Committee on Commerce, Science, and Transportation.