

whale, the grizzly bear, and others have resulted in great improvements in the viability of such species;

Whereas saving a species requires a combination of sound research, careful coordination, and intensive management of conservation efforts, along with increased public awareness and education;

Whereas two-thirds of endangered or threatened species reside on private lands;

Whereas voluntary cooperative conservation programs have proven to be critical for habitat restoration and species recovery; and

Whereas education and increasing public awareness are the first steps in effectively informing the public about endangered species and species restoration efforts: Now, therefore, be it

Resolved, That the Senate—

(1) designates May 11, 2006, as “Endangered Species Day”; and

(2) encourages—

(A) educational entities to spend at least 30 minutes on Endangered Species Day teaching and informing students about threats to, and the restoration of, endangered species around the world, including the essential role of private landowners and private stewardship to the protection and recovery of species;

(B) organizations, businesses, private landowners, and agencies with a shared interest in conserving endangered species to collaborate on educational information for use in schools; and

(C) the people of the United States to observe the day with appropriate ceremonies and activities.

SENATE LEGAL COUNSEL AUTHORIZATION

Mr. FRIST. Mr. President, this resolution concerns a request for testimony, through written affidavit, and representation in an attorney fee dispute proceeding pending before a State bar arbitration committee in Nevada. The distinguished Democratic Leader, Senator REID, has been asked to provide an affidavit in this proceeding. Senator REID believes that he has relevant first-hand knowledge, acquired in his capacity as a Senator, and would like to cooperate with this request.

Accordingly, this resolution would authorize Senator REID to provide an affidavit in this matter with representation by the Senate Legal Counsel.

The resolution (S. Res. 432) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 432

Whereas, in *E.M. Gunderson v. Neil G. Galatz*, File No. 04-106, pending before the Fee Dispute Arbitration Committee of the State Bar of Nevada, the petitioner has requested an affidavit from Senator Harry Reid;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§288b(a) and 288c(a)(2), the Senate may direct its counsel to represent Members of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and Rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate;

Whereas, by Rule VI of the Standing Rules of the Senate, no Senator shall absent himself from the service of the Senate without leave;

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate: Now, therefore, be it

Resolved, That Senator Harry Reid is authorized to testify in the case of *E.M. Gunderson v. Neil G. Galatz*, except when his attendance at the Senate is necessary for the performance of his legislative duties and except concerning matters for which a privilege should be asserted.

SEC. 2. The Senate Legal Counsel is authorized to represent Senator Harry Reid in connection with the testimony authorized in section one of this resolution.

HONORING THE AMERICAN SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS

Mr. DURBIN. Mr. President, today I introduced this resolution, S. Res. 433, honoring the American Society for the Prevention of Cruelty to Animals on the 140th Anniversary of their founding.

The dedicated employees and volunteers of the ASPCA have provided shelter, medical care, and placement for abandoned and abused animals for more than a century.

The ASPCA is the oldest animal welfare organization in North America. Henry Bergh began the organization in 1866 as a platform to prevent the cruel beating of carriage horses in New York City. Today, the ASPCA is a national organization that provides services to millions of people and their animals. The success of the organization has made the term ASPCA synonymous with “animal rescue,” “animal shelter,” “animal adoptions” and “humane education.”

For over 25 years, my home State of Illinois has hosted the ASPCA’s Animal Poison Control Center. The Center is staffed 24 hours a day, 365 days a year by numerous veterinarians and toxicologists who provide a unique and valuable service to pet owners and veterinarians. Each year, tens of thousands of animal lovers concerned about the health of their pets contact the Animal Poison Control Center seeking assistance on how to relieve their poisoned animals’ pain and suffering. I am proud to have the Animal Poison Control Center located in the State of Illinois.

I ask my colleagues in the Senate to join me in congratulating the staff, directors and volunteers of the ASPCA on a successful 140 years of service.

The resolution (S. Res. 433) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 433

Whereas April 10, 2006, marks the 140th anniversary of the founding of The American Society for the Prevention of Cruelty to Ani-

mals (referred to in this preamble as “ASPCA”);

Whereas ASPCA has provided services to millions of citizens of the United States and their animals since Henry Bergh established the society in New York City in 1866;

Whereas ASPCA was the first humane society established in the western hemisphere;

Whereas ASPCA teaches children the character-building virtues of compassion, kindness, and respect for all of God’s creatures;

Whereas the dedicated directors, staff, and volunteers of ASPCA have provided shelter, medical care, behavioral counseling, and placement for abandoned, abused, or homeless animals in the United States for more than a century; and

Whereas ASPCA, through its observance of April as “Prevention of Cruelty to Animals Month”, its Animal Poison Control Center, and its promotion of humane animal treatment through programs dedicated to law enforcement, education, shelter outreach, legislative affairs, counseling, veterinary services, and behavioral training, has provided invaluable services to the citizens of the United States and their animals: Now, therefore, be it

Resolved, That the Senate—

(1) honors The American Society for the Prevention of Cruelty to Animals for its 140 years of service to the citizens of the United States and their animals; and

(2) respectfully requests the Secretary of the Senate to transmit a copy of this resolution to the president of The American Society for the Prevention of Cruelty to Animals.

NATIONAL DAY OF THE AMERICAN COWBOY

Mr. FRIST. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration and the Senate proceed to S. Res. 371.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 371) designating July 22, 2006, as “National Day of the American Cowboy.”

There being no objection, the Senate proceeded to consider the resolution.

Mr. FRIST. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motion to reconsider be laid upon the table.

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

The resolution (S. Res. 371) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 371

Whereas pioneering men and women, recognized as cowboys, helped establish the American West;

Whereas that cowboy spirit continues to infuse this country with its solid character, sound family values, and good common sense;

Whereas the cowboy embodies honesty, integrity, courage, compassion, respect, a strong work ethic, and patriotism;

Whereas the cowboy loves, lives off of, and depends on the land and its creatures, and is an excellent steward, protecting and enhancing the environment;

Whereas the cowboy continues to play a significant role in the culture and economy of the United States;

Whereas approximately 800,000 ranchers are conducting business in all 50 States and are contributing to the economic well being of nearly every county in the Nation;

Whereas rodeo is the sixth most-watched sport in the United States;

Whereas membership in rodeo and other organizations encompassing the livelihood of a cowboy transcends race and sex and spans every generation;

Whereas the cowboy is an American icon; Whereas to recognize the American cowboy is to acknowledge the ongoing commitment of the United States to an esteemed and enduring code of conduct; and

Whereas the ongoing contributions made by cowboys to their communities should be recognized and encouraged: Now, therefore, be it

Resolved, That the Senate—

(1) designates July 22, 2006, as “National Day of the American Cowboy”; and

(2) encourages the people of the United States to observe the day with appropriate ceremonies and activities.

APPOINTMENT OF PHILLIP FROST AS A CITIZEN REGENT

REAPPOINTMENT OF ALAN G. SPOON AS A CITIZEN REGENT

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the immediate en bloc consideration of H.J. Res. 81 and H.J. Res. 82, which were received from the House.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the joint resolutions by title.

The assistant legislative clerk read as follows:

A joint resolution (H.J. Res. 81) providing for the appoint of Phillip Frost as a citizen regent of the Board of Regents of the Smithsonian Institution.

A joint resolution (H.J. Res. 82) providing for the reappointment of Alan G. Spoon as a citizen regent of the Board of Regents of the Smithsonian Institution.

There being no objection, the Senate proceeded to consider the joint resolutions.

Mr. FRIST. Mr. President, I ask unanimous consent that the joint resolutions be read a third time and passed, the motions to reconsider be laid upon the table, and that any statements relating to the resolutions be printed in the RECORD.

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

The joint resolutions (H.J. Res. 81 and H.J. Res. 82) were read the third time and passed.

ORDERS FOR THURSDAY, APRIL 6, 2006

Mr. FRIST. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m., Thursday, April 6. I further ask unanimous consent that following the prayer

and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved, and the Senate resume consideration of S. 2454, the border security bill, with the time from 9:30 a.m. until 10:30 a.m. equally divided between the managers or their designees, and the Senate then proceed to a vote on the motion to invoke cloture, as under the previous order; further, I ask that the mandatory quorum under rule XXII be waived and that second-degree amendments be filed at the desk no later than 10:30 a.m., pursuant to rule XXII.

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

PROGRAM

Mr. FRIST. Mr. President, just a few minutes ago I filed two cloture motions on the border security bill and four cloture motions on Executive Calendar nominations. Under the provisions of rule XXII, we will have several votes on Friday unless an agreement can be reached which we will consider tomorrow. Tomorrow morning at 10:30 a.m. we will have a cloture vote on the Specter substitute amendment, which was filed by the minority leader, with the other cloture vote on nominations. We still have a lot of work to be done before we leave at the end of the week.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. FRIST. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 9:40 p.m., adjourned until Thursday, April 6, 2006, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate April 5, 2006:

DEPARTMENT OF STATE

ERIC M. BOST, OF TEXAS, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF SOUTH AFRICA.

LISA BOBBIE SCHREIBER HUGHES, OF PENNSYLVANIA, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF SURINAME.

DAVID M. ROBINSON, OF CONNECTICUT, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE CO-OPERATIVE REPUBLIC OF GUYANA.

EARL ANTHONY WAYNE, OF MARYLAND, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF CAREER MINISTER, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO ARGENTINA.

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICERS FOR REGULAR APPOINTMENT IN THE GRADES INDICATED IN THE UNITED STATES AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531:

To be colonel

THOMAS E. BALDWIN, 0000
LEE C. BAUER, 0000
JAMES A. CAPPS, JR., 0000
PAUL B. CHRISTIANSON, 0000
PAUL D. GOVEN, 0000
STEVEN A. HOCKING, 0000

VINCENT T. JONES, 0000
HALIFAX C. KING, 0000
RAYMOND M. KLEIN, 0000
LISA A. KUJAR, 0000
JOHN F. KURZAK, 0000
STEVEN T. LAMB, 0000
FREDRIC A. MARKS, 0000
WILLIAM A. POLLAN, 0000
RONALD D. POOLE, 0000
CAROL S. RAMSEY, 0000
ANTHONY M. RIZZO, 0000
DIANA J. SCHULZ, 0000
GERALD R. SCHWARTZ, 0000
STEPHEN J. SHARP, 0000
JOHN C. STONER, 0000
FRANCIS A. STRATFORD, JR., 0000
MARIA M. TIAMSONBEATO, 0000
RICHARD A. WILLIAMS, 0000

To be lieutenant colonel

FEDERICO AGUILAR, 0000
KIRK W. ALVORD, 0000
FRANK J. ARCHBALD, 0000
MICHAEL A. ARNOLD, 0000
MATTHEW E. BANNON, 0000
JIMMY L. BARROW, 0000
DANIEL P. BATES, 0000
ROBERT W. BECK, 0000
LAURA K. BELKNAP, 0000
STEPHEN F. BELL, 0000
FREDERICK L. BELLAMY, 0000
THOMAS C. BERRY, 0000
DEBORAH C. BERTRAND, 0000
CHRISTOPHER D. BINGHAM, 0000
DANIEL O. BLACK, 0000
JEFFREY D. BODIN, 0000
HUBERT C. BOWDITCH, 0000
RAY BOWEN, 0000
DAVID J. BOWERS, 0000
DAVID N. BRAWLEY, 0000
DONALD S. BROCK, 0000
LORIE C. BROSCHE, 0000
JAMES W. BROWN, 0000
JERRY D. BROWN, 0000
ROY C. BROWN, 0000
DOUGLAS J. BURGOYNE, 0000
ALLAN C. BUSHNELL, 0000
JOYCE CADDY, 0000
WILLIAM F. CAPPIELLO, 0000
JAMES D. CARLIN, 0000
LINDA M. CHRISTIANSEN, 0000
ALAN C. CHUBB, 0000
JOSE M. CINTRON, 0000
JOSEPH C. CLEMONS, 0000
STEPHEN D. CLUTTER, 0000
JAMES W. COCKERILL, 0000
CHRISTOPHER J. COHOES, 0000
JOSEPH G. CONIGLIO, JR., 0000
FRANK W. CORLEY III, 0000
JESUS CORTESMORALES, 0000
BRIAN D. COX, 0000
RONALD O. GRANDALL, 0000
ROBERT J. CRAVEN, 0000
JOHN M. CURRY, 0000
ROMAN B. CYBAK, 0000
JEANINE M. CZECH, 0000
CARMELLA L. DADDEZIO, 0000
HECTOR F. DAVILA, 0000
RENE P. DECHANE, 0000
KENNETH J. DENMAN, JR., 0000
ROLLIN S. DIXON, 0000
MARK G. DRINKARD, 0000
JOSEPH A. DUFF, 0000
AARON J. DYESS III, 0000
TEDDY L. ELLIS, 0000
ALFRED C. EMMEL, 0000
DANIEL J. EPRIGHT, 0000
CHRISTOPHER C. ERICKSON, 0000
RICHARD B. EVANS, 0000
HAROLD H. FAHN, JR., 0000
EDWARD E. FIRNBERG, 0000
ROBERT J. FISCHER, 0000
CARLOS L. FLEMING, 0000
JOHN F. FORBES, 0000
KENNETH M. FRANCIS, 0000
JAMES W. FRESIE, 0000
DAVID W. GAPP, 0000
MARCO GARCIALGALVEZ, 0000
JAMES R. GEAR, 0000
DAVID J. GERRARD, 0000
ROGER I. GERRARD, 0000
ANTHONY T. GHIM, 0000
JOHN A. GIBBONS, JR., 0000
WILLIAM C. GIBBONS, 0000
WILLIAM A. GIBSON, 0000
JAMES L. GIEM, 0000
ATUL K. GOEL, 0000
DANIEL V. GOERES, 0000
ANTHONY J. GORETSKI, JR., 0000
ROBERT J. GRANT, 0000
DEWEY M. GRAY, 0000
JAMES S. GREEN, 0000
STEVEN A. GREENE, 0000
RANDALL G. GRIFFIN, 0000
CHARLES A. GRIMES, 0000
ARNE F. GRUSPE, 0000
PAUL W. HAAG, 0000
NABIL M. HABIB, 0000
PHILLIP W. HALCUM, 0000
ZOE M. HALE, 0000
DIAN M. HALL, 0000
JOHN F. HAMILTON, JR., 0000
AMY E. HAMPTON, 0000
TIMOTHY S. HANNUS, 0000
TIMOTHY W. HARRIS, 0000
JAMES L. HAWKINS, 0000