

EC-3787. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Roosevelt Wallace v. Commissioner 128 T.C. No. 11" (AOD 2007-5) received on October 25, 2007; to the Committee on Finance.

EC-3788. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Transfers of Assets or Stock Following a Reorganization" ((RIN1545-BD56)(TD 9361)) received on October 25, 2007; to the Committee on Finance.

EC-3789. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Employer and Payer Guidance on Reporting and Wage Withholding Requirements for Calendar Year 2007" (Notice 2007-89) received on October 25, 2007; to the Committee on Finance.

EC-3790. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Partnership Audit Techniques Guide" (Chapter 13) received on October 25, 2007; to the Committee on Finance.

EC-3791. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Deductions Under Sections 419 and 419A for Employer Contributions to Welfare Benefit Funds Utilizing Cash Value Life Insurance Policies" (Rev. Rul. 2007-65) received on October 25, 2007; to the Committee on Finance.

EC-3792. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a certification regarding the proposed transfer of major defense equipment including the C-130H Aircraft from Thailand to the Thai Aviation Industries and Rockwell Collins for the purpose of installing Avionic Upgrades; to the Committee on Foreign Relations.

EC-3793. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the certification of a proposed license for the export of technical data and assistance relative to the manufacture of water coolers and supporting materials for the Spy-ID Radar for the governments of Australia, Japan, Korea, and Spain; to the Committee on Foreign Relations.

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. LEVIN for the Committee on Armed Services.

Air Force nomination of Maj. Gen. Edward A. Rice, Jr., 4508, to be Lieutenant General.

Air Force nomination of Maj. Gen. Glenn F. Spears, 2012, to be Lieutenant General.

Army nomination of Brig. Gen. Carroll F. Pollett, 9096, to be Major General.

Army nomination of Maj. Gen. Benjamin R. Mixon, 7168, to be Lieutenant General.

Army nomination of Maj. Gen. David H. Huntoon, Jr., 1919, to be Lieutenant General.

Army nomination of Maj. Gen. Eric B. Schoomaker, 8284, to be Lieutenant General.

Army nomination of Brig. Gen. David A. Rubenstein, 6677, to be Major General.

Marine Corps nomination of Maj. Gen. Samuel T. Helland, 6309, to be Lieutenant General.

Navy nomination of Rear Adm. Bernard J. McCullough III, 4147, to be Vice Admiral.

Mr. LEVIN. Mr. President, for the Committee on Armed Services I report favorably the following nomination lists which were printed in the RECORDS 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 nomination of Ernest Valdez, 4767, to be Major.

Air Force nominations beginning with Laura M. Hunter and ending with George W. Ryan, Jr., which nominations were received by the Senate and appeared in the Congressional Record on September 27, 2007.

Air Force nomination of Cheryl A. Kearney, 6145, to be Colonel.

Air Force nomination of Noel P. Kornett, 0523, to be Lieutenant Colonel.

Air Force nomination of Michael Maine, Jr., 4513, to be Major.

Air Force nominations beginning with Michael T. Butler and ending with Robert Cannon, which nominations were received by the Senate and appeared in the Congressional Record on October 18, 2007.

Army nomination of Max B. Bullen, 0248, to be Major.

Army nominations beginning with John A. McHenry and ending with Alan S. Waller, which nominations were received by the Senate and appeared in the Congressional Record on September 27, 2007.

Army nominations beginning with Edward F. Frederick and ending with Gregory Charlton, which nominations were received by the Senate and appeared in the Congressional Record on September 27, 2007.

Marine Corps nomination of Kevin M. Gonzalez, 5053, to be Lieutenant Colonel.

Marine Corps nomination of Thomas J. Keating, 2706, to be Colonel.

Marine Corps nomination of Gerald R. Brown, 2925, to be Lieutenant Colonel.

Navy nomination of Stephen T. Vargo, 7730, to be Lieutenant Commander.

Navy nominations beginning with Gary Tabach and ending with Kelvin L. Reed, which nominations were received by the Senate and appeared in the Congressional Record on October 18, 2007.

By Mr. INOUE for the Committee on Commerce, Science, and Transportation.

Todd J. Zinser, of Virginia, to be Inspector General, Department of Commerce.

\*Robert Clarke Brown, of Ohio, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority for a term expiring November 22, 2011.

\*Coast Guard nomination of Capt. Steven E. Day, 3035, to be Rear Admiral (Lower Half).

\*Coast Guard nominations beginning with Capt. Kevin S. Cook and ending with Capt. James A. Watson, which nominations were received by the Senate and appeared in the Congressional Record on September 12, 2007.

Mr. INOUE. Mr. President, for the Committee on Commerce, Science, and Transportation I report favorably the following nomination lists which were printed in the RECORDS 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.

Coast Guard nominations beginning with Albert R. Agnich and ending with Michael B. Zamperini, which nominations were received by the Senate and appeared in the Congressional Record on October 16, 2007.

National Oceanic and Atmospheric Administration nominations beginning with Michael S. Gallagher and ending with Mark K. Frydrych, which nominations were received by the Senate and appeared in the Congressional Record on October 16, 2007.

\*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. KENNEDY:

S. 2258. A bill to temporarily extend the programs under the Higher Education Act of 1965, to amend the definition of an eligible not-for-profit holder, and for other purposes; considered and passed.

By Mrs. FEINSTEIN:

S. 2259. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Prado Basin Natural Treatment System Project, to authorize the Secretary to participate in the Lower Chino Dairy Area desalination demonstration and reclamation project, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. THUNE (for himself, Mr. CARDIN, Ms. MIKULSKI, Mr. SPECTER, Mr. CASEY, and Mr. JOHNSON):

S. 2260. A bill to extend the existing provisions regarding the eligibility for essential air service subsidies through fiscal year 2008; to the Committee on Commerce, Science, and Transportation.

By Mr. KOHL (for himself, Mr. BIDEN, and Mrs. CLINTON):

S. 2261. A bill to restore the rule that agreements between manufacturers and retailers, distributors, or wholesalers to set the minimum price below which the manufacturer's product or service cannot be sold violates the Sherman Act; to the Committee on the Judiciary.

By Mr. DOMENICI (for himself and Mrs. CLINTON):

S. 2262. A bill to authorize the Preserve America Program and Save America's Treasures Program, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. WEBB:

S. 2263. A bill to require the Director of the National Institute of Standards and Technology to establish an initiative to promote the research, development, and demonstration of miner tracking and communications systems and to promote the establishment of standards and other measurement services regarding underground communications to protect miners in the United States; to the Committee on Health, Education, Labor, and Pensions.

By Mr. ROBERTS:

S. 2264. A bill to amend the Internal Revenue Code of 1986 to extend for 2 years the tax-free distributions from individual retirement plans for charitable purposes; read the first time.

By Mr. THUNE (for himself, Mr. CARDIN, Ms. MIKULSKI, Mr. SPECTER, Mr. CASEY, and Mr. JOHNSON):

S. 2265. A bill to extend the existing provisions regarding the eligibility for essential air service subsidies through fiscal year 2008; considered and passed.

By Mr. SCHUMER:

S. 2266. A bill to amend the Internal Revenue Code to provide for an alternative test for qualifying as a cooperative housing corporation; to the Committee on Finance.

## SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mr. DEMINT (for himself and Mr. GRAHAM):

S. Res. 360. A resolution offering condolences regarding the tragic fire in Ocean Isle Beach, North Carolina, which killed 6 University of South Carolina students and 1 student from Clemson University on October 28, 2007; considered and agreed to.

## ADDITIONAL COSPONSORS

S. 469

At the request of Mr. BAUCUS, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. 469, a bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions.

S. 507

At the request of Mr. CONRAD, the name of the Senator from New York (Mrs. CLINTON) was added as a cosponsor of S. 507, a bill to amend title XVIII of the Social Security Act to provide for reimbursement of certified midwife services and to provide for more equitable reimbursement rates for certified nurse-midwife services.

S. 600

At the request of Mr. SMITH, the name of the Senator from Connecticut (Mr. LIEBERMAN) was added as a cosponsor of S. 600, a bill to amend the Public Health Service Act to establish the School-Based Health Clinic program, and for other purposes.

S. 814

At the request of Mr. SPECTER, the name of the Senator from Michigan (Ms. STABENOW) was added as a cosponsor of S. 814, a bill to amend the Internal Revenue Code of 1986 to allow the deduction of attorney-advanced expenses and court costs in contingency fee cases.

S. 881

At the request of Mrs. LINCOLN, the names of the Senator from California (Mrs. BOXER) and the Senator from Oklahoma (Mr. COBURN) were added as cosponsors of S. 881, a bill to amend the Internal Revenue Code of 1986 to extend and modify the railroad track maintenance credit.

S. 911

At the request of Mr. REED, the name of the Senator from Arkansas (Mrs. LINCOLN) was added as a cosponsor of S.

911, a bill to amend the Public Health Service Act to advance medical research and treatments into pediatric cancers, ensure patients and families have access to the current treatments and information regarding pediatric cancers, establish a population-based national childhood cancer database, and promote public awareness of pediatric cancers.

S. 1003

At the request of Mr. SPECTER, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. 1003, a bill to amend title XVIII of the Social Security Act to improve access to emergency medical services and the quality and efficiency of care furnished in emergency departments of hospitals and critical access hospitals by establishing a bipartisan commission to examine factors that affect the effective delivery of such services, by providing for additional payments for certain physician services furnished in such emergency departments, and by establishing a Centers for Medicare & Medicaid Services Working Group, and for other purposes.

S. 1060

At the request of Mr. BYRD, his name was added as a cosponsor of S. 1060, a bill to reauthorize the grant program for reentry of offenders into the community in the Omnibus Crime Control and Safe Streets Act of 1968, to improve reentry planning and implementation, and for other purposes.

S. 1200

At the request of Mr. DORGAN, the name of the Senator from Hawaii (Mr. AKAKA) was added as a cosponsor of S. 1200, a bill to amend the Indian Health Care Improvement Act to revise and extend the Act.

S. 1340

At the request of Mrs. LINCOLN, the name of the Senator from Delaware (Mr. CARPER) was added as a cosponsor of S. 1340, a bill to amend title XVIII of the Social Security Act to provide Medicare beneficiaries with access to geriatric assessments and chronic care coordination services, and for other purposes.

S. 1386

At the request of Mr. REED, the name of the Senator from California (Mrs. BOXER) was added as a cosponsor of S. 1386, a bill to amend the Housing and Urban Development Act of 1968, to provide better assistance to low- and moderate-income families, and for other purposes.

S. 1418

At the request of Mr. DODD, the name of the Senator from Michigan (Mr. LEVIN) was added as a cosponsor of S. 1418, a bill to provide assistance to improve the health of newborns, children, and mothers in developing countries, and for other purposes.

S. 1758

At the request of Mr. KENNEDY, the name of the Senator from Rhode Island (Mr. WHITEHOUSE) was added as a co-

sponsor of S. 1758, a bill to amend the Public Health Service Act to help individuals with functional impairments and their families pay for services and supports that they need to maximize their functionality and independence and have choices about community participation, education, and employment, and for other purposes.

S. 1848

At the request of Mr. BAUCUS, the name of the Senator from Illinois (Mr. DURBIN) was added as a cosponsor of S. 1848, a bill to amend the Trade Act of 1974 to address the impact of globalization, to reauthorize trade adjustment assistance, to extend trade adjustment assistance to service workers, communities, firms, and farmers, and for other purposes.

S. 1852

At the request of Mr. INOUE, the name of the Senator from North Dakota (Mr. CONRAD) was added as a cosponsor of S. 1852, a bill to designate the Friday after Thanksgiving of each year as "Native American Heritage Day" in honor of the achievements and contributions of Native Americans to the United States.

S. 1858

At the request of Mr. DODD, the name of the Senator from South Dakota (Mr. JOHNSON) was added as a cosponsor of S. 1858, a bill to amend the Public Health Service Act to establish grant programs to provide for education and outreach on newborn screening and coordinated followup care once newborn screening has been conducted, to reauthorize programs under part A of title XI of such Act, and for other purposes.

At the request of Mr. WHITEHOUSE, his name was added as a cosponsor of S. 1858, supra.

S. 1871

At the request of Mr. KENNEDY, the names of the Senator from Ohio (Mr. BROWN), the Senator from Rhode Island (Mr. WHITEHOUSE), the Senator from New Jersey (Mr. MENENDEZ), the Senator from Illinois (Mr. OBAMA), the Senator from Hawaii (Mr. AKAKA), the Senator from Connecticut (Mr. DODD), the Senator from Massachusetts (Mr. KERRY), the Senator from Rhode Island (Mr. REED), the Senator from New York (Mrs. CLINTON), the Senator from New Jersey (Mr. LAUTENBERG), the Senator from Iowa (Mr. HARKIN), the Senator from New York (Mr. SCHUMER), the Senator from California (Mrs. BOXER), the Senator from Virginia (Mr. WEBB), the Senator from New Mexico (Mr. BINGAMAN) and the Senator from Washington (Mrs. MURRAY) were added as cosponsors of S. 1871, a bill to provide for special transfers of funds to States to promote certain improvements in State unemployment compensation laws.

S. 1895

At the request of Mr. REED, the name of the Senator from South Dakota (Mr. JOHNSON) was added as a cosponsor of S. 1895, a bill to aid and support pediatric involvement in reading and education.