

EC-3823. A communication from the Deputy Assistant Secretary for Program Operation, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Investment Advice—Participants and Beneficiaries—Withdrawal of Final Rule" (RIN1210—AB13) as received during adjournment of the Senate in the Office of the President of the Senate on November 24, 2009; to the Committee on Health, Education, Labor, and Pensions.

EC-3824. A communication from the Chief Human Capital Officer, Corporation for National and Community Service, transmitting, pursuant to law, the report of a vacancy in the position of Chief Executive Officer of the Corporation for National and Community Service and a nomination for the position; to the Committee on Health, Education, Labor, and Pensions.

EC-3825. A communication from the Assistant General Counsel for Regulatory Services, Office of Elementary and Secondary Education, Department of Education, transmitting, pursuant to law, the report of a rule entitled "Race to the Top Fund—Final Priorities, Definitions, and Selection Criteria" (RIN1810—AB07) received in the Office of the President of the Senate on November 18, 2009; to the Committee on Health, Education, Labor, and Pensions.

EC-3826. A communication from the Assistant Secretary, Employment and Training Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Operating Instructions for Implementing the Amendments to the Trade Act of 1974 Enacted by the Trade and Globalization Adjustment Assistance Act of 2009" (TEGL No. 22-08) received in the Office of the President of the Senate on November 19, 2009; to the Committee on Health, Education, Labor, and Pensions.

EC-3827. A communication from the Secretary of the Interior, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report to Congress for the period of April 1, 2009 through September 30, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3828. A communication from the Acting Chief Financial Officer, Department of Homeland Security, transmitting, pursuant to law, the Department's Annual Financial Report for Fiscal Year 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3829. A communication from the Chair, U.S. Election Assistance Commission, transmitting, pursuant to law, the Commission's Fiscal Year 2009 Annual Financial Report; to the Committee on Homeland Security and Governmental Affairs.

EC-3830. A communication from the Director, National Science Foundation, transmitting, pursuant to law, the URL address for the Agency's Financial Report, Annual Performance Report, and Performance Highlight Report; to the Committee on Homeland Security and Governmental Affairs.

EC-3831. A communication from the President, Federal Financing Bank, transmitting, pursuant to law, the Bank's Annual Report for Fiscal Year 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3832. A communication from the Chairman, Merit System Protection Board, transmitting, pursuant to law, a report entitled "As Supervisors Retire: An Opportunity to Reshape Organizations"; to the Committee on Homeland Security and Governmental Affairs.

EC-3833. A communication from the Chairman, Federal Communications Commission, transmitting, pursuant to law, the Commission's Fiscal Year 2009 Agency Financial Re-

port; to the Committee on Homeland Security and Governmental Affairs.

EC-3834. A communication from the Board Members, Railroad Retirement Board, transmitting, pursuant to law, a report entitled "Railroad Retirement Board's Performance and Accountability Report for Fiscal Year 2009"; to the Committee on Homeland Security and Governmental Affairs.

EC-3835. A communication from the Secretary of Veterans Affairs, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2009 through September 30, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3836. A communication from the Chairman, Railroad Retirement Board, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2009 through September 30, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3837. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Department of Health and Human Services Office of Inspector General's Semiannual Report for the period of April 1, 2009 through September 30, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3838. A communication from the Administrator, General Services Administration, transmitting, pursuant to law, the Agency's Office of Inspector General's Semiannual Report for the period of April 1, 2009 through September 30, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3839. A communication from the Acting Chief Executive Officer, Corporation for National and Community Service, transmitting, pursuant to law, the Corporation's Office of Inspector General's Semiannual Report for the period of April 1, 2009 through September 30, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3840. A communication from the Secretary of Labor, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2009 through September 30, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3841. A communication from the General Counsel, National Labor Relations Board, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2009 through September 30, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3842. A communication from the Chairman, Federal Trade Commission, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2009 through September 30, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-3843. A communication from the Deputy General Counsel, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Patents and Other Intellectual Property Rights" (RIN2700—AD45) received in the Office of the President of the Senate on November 30, 2009; to the Committee on Commerce, Science, and Transportation.

EC-3844. A communication from the Chairman of the National Transportation Safety Board, transmitting, pursuant to law, a report relative to the actions taken to ensure that audits are conducted of its programs and operations for fiscal year 2009; to the Committee on Commerce, Science, and Transportation.

EC-3845. A communication from the Assistant Secretary of the Employment and Train-

ing Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Temporary Agricultural Employment of H-2A Aliens in the United States" (RIN1205—AB55) as received during adjournment of the Senate in the Office of the President of the Senate on November 24, 2009; to the Committee on the Judiciary.

EC-3846. A communication from the Department of State, transmitting, pursuant to law, a report relative to the transfer of detainees (OSS Control No. 2009-1882); to the Committee on the Judiciary.

EC-3847. A communication from the Department of State, transmitting, pursuant to law, a report relative to the transfer of detainees (OSS Control No. 2009-1964); to the Committee on the Judiciary.

EC-3848. A communication from the Department of State, transmitting, pursuant to law, a report relative to the transfer of detainees (OSS Control No. 2009-1962); to the Committee on the Judiciary.

EC-3849. A communication from the Department of State, transmitting, pursuant to law, a report relative to the transfer of detainees (OSS Control No. 2009-1963); to the Committee on the Judiciary.

EC-3850. A communication from the Chairman of the Federal Election Commission, transmitting, pursuant to law, the report of a rule entitled "Final Rule and Explanation and Justification for Campaign Travel" (Notice 2009-27) as received during adjournment of the Senate in the Office of the President of the Senate on November 24, 2009; to the Committee on Rules and Administration.

EC-3851. A communication from the Deputy General Counsel, Office of Policy and Strategic Planning, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "The American Recovery and Reinvestment Act of 2009; Secondary Market First Lien Position 504 Loan Pool Guarantee" (RIN3245—AF90) as received during adjournment of the Senate in the Office of the President of the Senate on November 24, 2009; to the Committee on Small Business and Entrepreneurship.

EC-3852. A communication from the Deputy General Counsel, Office of Surety Guarantees, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "American Recovery and Reinvestment Act: Surety Bond Guarantees; Size Standards" (RIN3245—AF94) as received during adjournment of the Senate in the Office of the President of the Senate on November 24, 2009; to the Committee on Small Business and Entrepreneurship.

EC-3853. A communication from the Deputy General Counsel, HUBZone Program Office, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "HUBZone and Government Contracting" (RIN3245—AF44) as received during adjournment of the Senate in the Office of the President of the Senate on November 24, 2009; to the Committee on Small Business and Entrepreneurship.

EC-3854. A communication from the Director of Regulations Management, Veterans Benefits Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Servicemembers' Group Life Insurance — Dependent Coverage" (RIN2900—AN39) received in the Office of the President of the Senate on November 19, 2009; to the Committee on Veterans' Affairs.

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. LEVIN for the Committee on Armed Services.

\*Terry A. Yonkers, of Maryland, to be an Assistant Secretary of the Air Force.

\*Clifford L. Stanley, of Pennsylvania, to be Under Secretary of Defense for Personnel and Readiness.

\*Lawrence G. Romo, of Texas, to be Director of the Selective Service.

\*Frank Kendall III, of Virginia, to be Principal Deputy Under Secretary of Defense for Acquisition, Technology, and Logistics.

\*Erin C. Conaton, of the District of Columbia, to be Under Secretary of the Air Force.

Air Force nomination of Maj. Gen. Kurt A. Cichowski, to be Lieutenant General.

Air Force nomination of Maj. Gen. Janet C. Wolfenbarger, to be Lieutenant General.

Air Force nomination of Col. Frank J. Sullivan, to be Brigadier General.

Army nomination of Maj. Gen. Guy C. Swan III, to be Lieutenant General.

Army nomination of Brig. Gen. William N. Phillips, to be Lieutenant General.

Army nomination of Maj. Gen. Richard P. Formica, to be Lieutenant General.

Army nomination of Maj. Gen. Michael L. Oates, to be Lieutenant General.

Army nomination of Brig. Gen. Charles J. Barr, to be Major General.

Navy nomination of Capt. Sean R. Filipowski, to be Rear Admiral (lower half).

Navy nomination of Rear Adm. John T. Blake, to be Vice Admiral.

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

Navy nomination of Rear Adm. Michael A. LeFever, to be Vice Admiral.

Navy nomination of Rear Adm. William R. Burke, 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 nominations beginning with Jeffrey K. Atkisson and ending with Roger L. Willis, Jr., which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Air Force nominations beginning with Christopher C. Abate and ending with Christopher J. Zuhlke, which nominations were received by the Senate and appeared in the Congressional Record on September 21, 2009.

Air Force nomination of Elisha T. Powell IV, to be Colonel.

Army nomination of James C. Lewis, to be Major.

Army nominations beginning with Anuli L. Anyachebelu and ending with John M. Stang, which nominations were received by the Senate and appeared in the Congressional Record on October 28, 2009.

Army nominations beginning with Anthony C. Bostick and ending with Joseph G. Williamson, which nominations were received by the Senate and appeared in the Congressional Record on October 28, 2009.

Army nominations beginning with Risa D. Bator and ending with Thomas R. Yarber, which nominations were received by the Senate and appeared in the Congressional Record on October 28, 2009.

Army nominations beginning with James R. Andrews and ending with Shanda M. Zugner, which nominations were received by the Senate and appeared in the Congressional Record on October 28, 2009.

Army nomination of Edwin S. Fuller, to be Major.

Army nomination of Robert J. Schultz, to be Lieutenant Colonel.

Army nominations beginning with Clement D. Ketchum and ending with John Lopez, which nominations were received by the Senate and appeared in the Congressional Record on November 4, 2009.

Army nominations beginning with Carey L. Mitchell and ending with Melissa F. Tucker, which nominations were received by the Senate and appeared in the Congressional Record on November 4, 2009.

Army nominations beginning with Craig R. Bottoni and ending with Akash S. Taggarse, which nominations were received by the Senate and appeared in the Congressional Record on November 4, 2009.

Army nomination of Leon L. Robert, to be Colonel.

Army nomination of Michael C. Metcalf, to be Colonel.

Army nominations beginning with Todd E. Farmer and ending with Steven R. Watt, which nominations were received by the Senate and appeared in the Congressional Record on November 16, 2009.

Army nominations beginning with Mark D. Crowley and ending with Michael J. Stevenson, which nominations were received by the Senate and appeared in the Congressional Record on November 16, 2009.

Army nominations beginning with Nathaniel L. Allen and ending with X001320, which nominations were received by the Senate and appeared in the Congressional Record on November 16, 2009.

Army nominations beginning with Scott C. Armstrong and ending with D004309, which nominations were received by the Senate and appeared in the Congressional Record on November 16, 2009.

Army nominations beginning with Michael W. Anastasia and ending with D003756, which nominations were received by the Senate and appeared in the Congressional Record on November 16, 2009.

Army nomination of Scott E. McNeil, to be Colonel.

Army nomination of Scott E. Zipprich, to be Colonel.

Army nomination of Mary B. McQuary, to be Colonel.

Army nominations beginning with Marvin R. Manibusan and ending with Francisco J. Neuman, which nominations were received by the Senate and appeared in the Congressional Record on November 17, 2009.

Army nominations beginning with Patrick S. Callender and ending with Steven L. Shugart, which nominations were received by the Senate and appeared in the Congressional Record on November 17, 2009.

Army nominations beginning with Michael A. Bennett and ending with Kevin M. Walker, which nominations were received by the Senate and appeared in the Congressional Record on November 17, 2009.

Navy nominations beginning with Timothy M. Sherry and ending with Robert N. Mills, which nominations were received by the Senate and appeared in the Congressional Record on October 22, 2009.

Navy nomination of Matthew P. Luff, to be Lieutenant Commander.

Navy nomination of Everett F. Magann, to be Captain.

Navy nomination of William V. Dolan, to be Captain.

Navy nominations beginning with Brian D. Barth and ending with Stacy M. Wuthier, which nominations were received by the Senate and appeared in the Congressional Record on November 16, 2009.

\*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to respond to requests to appear and tes-

tify 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. MENENDEZ:

S. 2823. A bill to amend chapter 417 of title 49, United States Code, to require air carriers and ticket agents to notify consumers of all taxes and fees applicable to airline tickets in a timely manner, to prohibit the imposition of fuel surcharges that do not correlate to the fuel costs incurred by air carriers, and for other purposes: to the Committee on Commerce, Science, and Transportation.

By Mr. KOHL (for himself and Mr. DURBIN):

S. 2824. A bill to establish a small dollar loan-loss guarantee fund, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

#### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

By Mrs. MURRAY (for herself and Ms. CANTWELL):

S. Res. 366. A resolution extending condolences to the families of Sergeant Mark Renninger, Officer Tina Griswold, Officer Ronald Owens, and Officer Greg Richards; considered and agreed to.

#### ADDITIONAL COSPONSORS

S. 435

At the request of Mr. CASEY, the name of the Senator from Vermont (Mr. SANDERS) was added as a cosponsor of S. 435, a bill to provide for evidence-based and promising practices related to juvenile delinquency and criminal street gang activity prevention and intervention to help build individual, family, and community strength and resiliency to ensure that youth lead productive, safe, health, gang-free, and law-abiding lives.

S. 491

At the request of Mr. WEBB, the name of the Senator from Mississippi (Mr. COCHRAN) was added as a cosponsor of S. 491, a bill to amend the Internal Revenue Code of 1986 to allow Federal civilian and military retirees to pay health insurance premiums on a pretax basis and to allow a deduction for TRICARE supplemental premiums.

S. 497

At the request of Mr. DURBIN, the name of the Senator from Oregon (Mr. WYDEN) was added as a cosponsor of S. 497, a bill to amend the Public Health Service Act to authorize capitation grants to increase the number of nursing faculty and students, and for other purposes.