

Mr. President, Ambassador Quinn has served our Nation as a diplomat, a soldier, and a passionate humanitarian. At every stage of his brilliant career in public service, he has embodied America's highest ideals, and he has earned renown for his courage, initiative, and selfless dedication. I join with my colleagues in the Senate in congratulating Ambassador Quinn as he becomes, tomorrow in Washington, the first civilian ever to be awarded the Air Medal for Combat Service. ●

MESSAGE FROM THE PRESIDENT

The following message from the President of the United States was transmitted to the Senate by one of his secretaries:

REPORT RELATIVE TO THE EMERGENCY ECONOMIC STABILIZATION ACT OF 2008—PM 2

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:

Consistent with section 115(a)(3) of the Emergency Economic Stabilization Act of 2008 (Public Law 110-343) (the "Act"), I hereby transmit a report detailing the plan of the Secretary of the Treasury to exercise the authority under the Act.

GEORGE W. BUSH.

THE WHITE HOUSE, January 12, 2009.

MESSAGE FROM THE HOUSE

At 2:36 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 11. An act to amend title VII of the Civil Rights Act of 1964 and the Age Discrimination in Employment Act of 1967, and to modify the operation of the Americans with Disabilities Act of 1990 and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, 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-326. A communication from the Director, Regulatory Management Division, Envi-

ronmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "novaluron; Pesticide Tolerances Technical Amendment" ((EPA-HQ-OPP-2007-0438)(FRL-8396-4)) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-327. A communication from the Under Secretary for Industry and Security, Department of Commerce, transmitting, pursuant to law, a report relative to the Department's intent to impose new foreign policy-based export controls on certain persons in Burma; to the Committee on Banking, Housing, and Urban Affairs.

EC-328. A communication from the Secretary of Housing and Urban Development, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2008, through September 30, 2008; to the Committee on Banking, Housing, and Urban Affairs.

EC-329. A communication from the Deputy Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency that was declared in Executive Order 12947 with respect to terrorists who threaten to disrupt the Middle East peace process; to the Committee on Banking, Housing, and Urban Affairs.

EC-330. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" ((44 CFR Part 67)(73 FR 76234)) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Banking, Housing, and Urban Affairs.

EC-331. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" (Docket No. FEMA-B-1023) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Banking, Housing, and Urban Affairs.

EC-332. A communication from the Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" ((44 CFR Part 65)(73 FR 76230)) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Banking, Housing, and Urban Affairs.

EC-333. A communication from the Acting Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting, pursuant to law, the report of a rule entitled "Modernization of Oil and Gas Reporting" (RIN3235-AK00) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Banking, Housing, and Urban Affairs.

EC-334. A communication from the Under Secretary of Commerce for Oceans and Atmosphere, transmitting, pursuant to law, a report relative to the National Oceanographic Partnership Program; to the Committee on Commerce, Science, and Transportation.

EC-335. A communication from the Secretary, Federal Trade Commission, transmitting, pursuant to law, a report entitled "Report to Congress Under Section 319 of the Fair and Accurate Credit Transactions Act of 2003 (December 2008)"; to the Committee on Commerce, Science, and Transportation.

EC-336. A communication from the Assistant Administrator for Legislative and Intergovernmental Affairs, National Aeronautics and Space Administration, transmitting, pursuant to law, a report relative to the Administration's competitive sourcing activi-

ties during fiscal year 2008; to the Committee on Commerce, Science, and Transportation.

EC-337. A communication from the Executive Director, Consumer Product Safety Commission, transmitting, pursuant to law, a report relative to the Commission's competitive sourcing efforts during fiscal year 2008; to the Committee on Commerce, Science, and Transportation.

EC-338. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking of Marine Mammals Incidental to Commercial Fishing Operations; Atlantic Large Whale Take Reduction Plan" (RIN0648-XM18) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Commerce, Science, and Transportation.

EC-339. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Sea Turtle Conservation; Shrimp Trawling Requirements" (RIN0648-XL11) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Commerce, Science, and Transportation.

EC-340. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "List of Fisheries for 2009" (RIN0648-AW48) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Commerce, Science, and Transportation.

EC-341. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Sea Turtle Conservation; Fishing Gear Inspection Program" (RIN0648-AU98) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Commerce, Science, and Transportation.

EC-342. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking of Marine Mammals Incidental to Commercial Fishing Operations; Atlantic Large Whale Take Reduction Plan" (RIN0648-XL74) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Commerce, Science, and Transportation.

EC-343. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking of Marine Mammals Incidental to Commercial Fishing Operations; Atlantic Large Whale Take Reduction" (RIN0648-XL75) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Commerce, Science, and Transportation.

EC-344. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Taking of Marine Mammals Incidental to Commercial Fishing Operations; Atlantic Large Whale Take Reduction" (RIN0648-XM19) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Commerce, Science, and Transportation.

EC-345. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Increase of the Landing Limit for Eastern Georges Bank Cod in the U.S./Canada Management Area" (RIN0648-XL94) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Commerce, Science, and Transportation.

EC-346. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; In-season Adjustments" (RIN0648-AX46) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Commerce, Science, and Transportation.

EC-347. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Chemical Weapons Convention Regulations: Additions to the List of States Parties; Updates to Contact Information for the Treaty Compliance Division; Editorial Corrections" (RIN0694-AE39) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Commerce, Science, and Transportation.

EC-348. A communication from the Acting Administrator, Energy Information Administration, Department of Energy, transmitting, pursuant to law, a report entitled "Performance Profiles of Major Energy Producers 2007"; to the Committee on Energy and Natural Resources.

EC-349. A communication from the Secretary of Energy, transmitting, pursuant to law, an annual report relative to the Strategic Petroleum Reserve for calendar year 2007; to the Committee on Energy and Natural Resources.

EC-350. A communication from the Assistant Secretary, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Leasing of Solid Minerals Other Than Coal and Oil Shale" (RIN1004-AD91) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Energy and Natural Resources.

EC-351. A communication from the Director, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the 2005 and 2006 annual reports relative to identifiable expenditures for the conservation of endangered and threatened species by Federal and State agencies; to the Committee on Environment and Public Works.

EC-352. A communication from the Director, Defense Procurement, Acquisition Policy, and Strategic Sourcing, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Clean Air Act and Clean Water Act Exemptions" (RIN0750-AF97) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Environment and Public Works.

EC-353. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Up-

date to Materials Incorporated by Reference" (FRL-8750-1) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Environment and Public Works.

EC-354. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Implementation Plans; Washington; Interstate Transport of Pollution" (FRL-8760-7) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Environment and Public Works.

EC-355. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Civil Monetary Penalty Inflation Adjustment Rule" (RIN2020-AA46) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Environment and Public Works.

EC-356. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Extract of *Chenopodium ambrosioides* near *ambrosioides*; Exemption from the Requirement of a Tolerance" (FRL-8396-2) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Environment and Public Works.

EC-357. A communication from the National Treasurer, American Ex-Prisoners of War, transmitting, pursuant to law, the organization's 990 Return of Organization Exempt From Income Tax; to the Committee on Finance.

EC-358. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to extending certain Memorandums of Understanding; to the Committee on Finance.

EC-359. A communication from the Director of Administration, National Labor Relations Board, transmitting, pursuant to law, a report relative to competitive sourcing efforts; to the Committee on Finance.

EC-360. 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 "Section 482: Methods to Determine Taxable Income in Connection With a Cost Sharing Arrangement" (RIN1545-BI46) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Finance.

EC-361. 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's Annual Federal Tax Return and Modifications to the Deposit Rules" (RIN1545-BI39) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Finance.

EC-362. 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 "Advisor Payments to Money Market Funds" (Rev. Proc. 2009-10) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Finance.

EC-363. 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 "Disclosure of Return Information to the Bureau of Economic Analysis" (RIN1545-BC93) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Finance.

EC-364. 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 "Consolidated Returns; Intercompany Obligations" (RIN1545-BA11) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Finance.

EC-365. 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 "Section 529 Programs" (Notice 2009-1) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Finance.

EC-366. 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 "Guidance regarding foreign base company sales income" (RIN1545-BI50) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Finance.

EC-367. A communication from the Deputy Director, Office of Regulations, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Clarification of Evidentiary Standard for Determinations and Decisions" (RIN0960-AG75) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Finance.

EC-368. 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 "Areas in which rulings will not be issued; Associate Chief Counsel (International)" (Rev. Proc. 2009-7) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Finance.

EC-369. 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 relative to temporary guidance regarding the application of Section 305 (Rev. Proc. 2009-15) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Finance.

EC-370. 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 "Calculation of Volume of Alcohol for Fuel Credits; Denaturants" (Notice 2009-06) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Finance.

EC-371. 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 "Creditor Continuity of Interest" (RIN1545-BC88) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Finance.

EC-372. A communication from the Program Manager, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Medicare Advantage and Prescription Drug Benefit Programs; Negotiated Pricing and Remaining Revisions" (RIN0938-AP24) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Finance.

EC-373. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the waiver of reimbursement under the United Nations Participation Act to support the United Nations/

African Union Mission in Darfur; to the Committee on Foreign Relations.

EC-374. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to training of consular officers to counter terrorist travel; to the Committee on Foreign Relations.

EC-375. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, the semiannual report on the continued compliance of Azerbaijan, Kazakhstan, Moldova, the Russian Federation, Tajikistan, and Uzbekistan with the 1974 Trade Act's freedom of emigration provisions, as required under the Jackson-Vanik Amendment; to the Committee on Foreign Relations.

EC-376. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2008-222—2008-227); to the Committee on Foreign Relations.

EC-377. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2008-228—2008-236); to the Committee on Foreign Relations.

EC-378. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the eighth annual report for the Temporary Assistance for Needy Families Program; to the Committee on Health, Education, Labor, and Pensions.

EC-379. A communication from the Director of the Office of Standards, Regulations, and Variances, Mine Safety and Health Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Flame-Resistant Conveyor Belt, Fire Prevention and Detection, and Use of Air From the Belt Entry" (RIN1219-AB59) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Health, Education, Labor, and Pensions.

EC-380. A communication from the Secretary, Railroad Retirement Board, transmitting, pursuant to law, a report relative to the Board's competitive sourcing activities during fiscal year 2008; to the Committee on Health, Education, Labor, and Pensions.

EC-381. A communication from the Assistant Secretary for Administration and Management, Department of Health and Human Services, transmitting, pursuant to law, an annual report relative to the Department's competitive sourcing efforts during fiscal year 2008; to the Committee on Health, Education, Labor, and Pensions.

EC-382. A communication from the Deputy Assistant Secretary for Policy, Employee Benefits Security Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Civil Penalties Under ERISA Section 502(c)(4)" (RIN1210-AB24) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Health, Education, Labor, and Pensions.

EC-383. A communication from the Director, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits" (29 CFR Parts 4022 and 4044) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Health, Education, Labor, and Pensions.

EC-384. A communication from the Director of the Office of Standards, Regulations, and Variances, Mine Safety and Health Administration, Department of Labor, transmitting, pursuant to law, the report of a rule entitled "Refuge Alternatives for Underground Coal Mines" (RIN1219-AB58) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Health, Education, Labor, and Pensions.

EC-385. A communication from the General Counsel, Office of Government Ethics, transmitting, pursuant to law, a report relative to competitions initiated or conducted in fiscal year 2008; to the Committee on Homeland Security and Governmental Affairs.

EC-386. A communication from the Archivist of the United States, National Archives and Records Administration, transmitting, pursuant to law, the Organization's Performance and Accountability Report for fiscal year 2008; to the Committee on Homeland Security and Governmental Affairs.

EC-387. A communication from the Secretary, Smithsonian Institution, transmitting, pursuant to law, an annual report relative to the Institution's competitive sourcing activities during fiscal year 2008; to the Committee on Homeland Security and Governmental Affairs.

EC-388. A communication from the Deputy Secretary of Defense, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of April 1, 2008, through September 30, 2008; to the Committee on Homeland Security and Governmental Affairs.

EC-389. A communication from the Acting Administrator, General Services Administration, transmitting, pursuant to law, a report relative to the Administration's competitive sourcing efforts during fiscal year 2008; to the Committee on Homeland Security and Governmental Affairs.

EC-390. A communication from the Inspector General, General Services Administration, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the six-month period ending September 30, 2008; to the Committee on Homeland Security and Governmental Affairs.

EC-391. A communication from the Chairman, National Capital Planning Commission, transmitting the Commission's 2009-2014 Strategic Plan; to the Committee on Homeland Security and Governmental Affairs.

EC-392. A communication from the Acting Associate General Counsel for General Law, Department of Homeland Security, transmitting, pursuant to law, the report of a vacancy and designation of acting officer in the position of Chief Financial Officer, received in the Office of the President of the Senate on January 7, 2009; to the Committee on Homeland Security and Governmental Affairs.

EC-393. A communication from the Director of Legislative Affairs, Office of the Director of National Intelligence, transmitting, pursuant to law, a report of relative to the designation of acting officer in the position of Associate Director of National Intelligence and Chief Information Officer, received in the Office of the President of the Senate on November 13, 2008; to the Select Committee on Intelligence.

EC-394. A communication from the Acting Clerk of Court, U.S. Court of Federal Claims, transmitting, pursuant to law, the Court's annual report for the year ended September 30, 2008; to the Committee on the Judiciary.

EC-395. A communication from the Acting General Counsel, Executive Office for Immigration Review, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Professional Conduct for Practitioners—Rules and Procedures, and

Representation and Appearances" (RIN1125-AA59) received in the Office of the President of the Senate on January 7, 2009; to the Committee on the Judiciary.

EC-396. A communication from the Acting General Counsel, Executive Office for Immigration Review, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Voluntary Departure: Effect of a Motion To Reopen or Reconsider or a Petition for Review" (RIN1125-AA60) received in the Office of the President of the Senate on January 7, 2009; to the Committee on the Judiciary.

EC-397. A communication from the Deputy White House Liaison, Department of Justice, transmitting, pursuant to law, the report of a change in previously submitted reported information in the position of United States Attorney, Western District of Virginia, received in the Office of the President of the Senate on January 8, 2009; to the Committee on the Judiciary.

EC-398. A communication from the Deputy White House Liaison, Department of Justice, transmitting, pursuant to law, the report of a change in previously submitted reported information in the position of United States Attorney, Western District of Tennessee, received in the Office of the President of the Senate on January 8, 2009; to the Committee on the Judiciary.

EC-399. A communication from the Chairman, Office of General Counsel, Federal Election Commission, transmitting, pursuant to law, the report of a rule entitled "Repeal of Increased Contribution and Coordinated Party Expenditure Limits for Candidates Opposing Self-financed Candidates" (Notice 2008-14) received in the Office of the President of the Senate on January 5, 2009; to the Committee on Rules and Administration.

EC-400. A communication from the Secretary of Veterans Affairs, transmitting, pursuant to law, a report relative to expenditures from the Pershing Hall Revolving Fund; to the Committee on Veterans' Affairs.

EC-401. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Importation of Cattle From Mexico; Addition of Port at San Luis, AZ" (RIN0579-AC63) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-402. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Viral Hemorrhagic Septicemia; Interstate Movement and Import Restrictions on Certain Live Fish" (RIN0579-AC74) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-403. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Walnuts Grown in California; Section 610 Review" ((Docket No. AMS-FV-08-0010)(FV08-984-610)) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-404. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Lamb Promotion and Research Program: Procedures To Request Conduct of a Referendum" (Docket No. LS-08-0041) received in the Office of the President of the Senate

on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-405. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Cotton Board Rules and Regulations: Adjusting Supplemental Assessment on Imports (2008 Amendments)" (Docket No. AMS-CN-08-0040)(CN-08-002) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-406. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Dried Prunes Produced in California; Decreased Assessment Rate" (Docket No. AMS-FV-08-0060)(FV08-993-1 FIR) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-407. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Milk in the Northeast and Other Marketing Areas; Final Decision on Proposed Amendments to Tentative Marketing Agreements and to Orders and Termination of Proceeding" ((Docket No. AO-14-A76, et al.)(DA-07-01)(AMS-DA-07-0116)) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-408. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Tomatoes Grown in Florida; Partial Exemption to the Minimum Grade Requirements" (Docket No. AMS-FV-08-0090)(FV09-966-1 IFR) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-409. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Tomatoes Grown in Florida; Section 610 Review" (Docket No. AMS-FV-08-0009)(FV08-966-610) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-410. A communication from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Pears Grown in Oregon and Washington; Section 610 Review" (Docket No. AMS-FV-08-0008)(FV08-927-610) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-411. A communication from the Director of the Regulatory Review Group, Commodity Credit Corporation, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Direct and Counter-Cyclical Program and Average Crop Revenue Election Program" (RIN0560-AH84) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-412. A communication from the Under Secretary, Food, Nutrition, and Consumer Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Verification of Eligibility for Free and Reduced Price Meals in the National School Lunch and School Breakfast Programs" (RIN0584-AD61) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-413. A communication from the Chief Financial Officer, Department of Housing and Urban Development, transmitting, pursuant to law, a report of four violations of the Antideficiency Act; to the Committee on Appropriations.

EC-414. A communication from the Deputy Under Secretary of Defense (Acquisition and Technology), transmitting, pursuant to law, a report relative to promoting environmental stewardship throughout the Department of Defense and the Green Procurement Plan; to the Committee on Armed Services.

EC-415. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, a report relative to the Advanced Extremely High Frequency program; to the Committee on Armed Services.

EC-416. A communication from the Assistant Secretary of the Navy (Installations and Environment), transmitting, pursuant to law, a report relative to the notification of the result of a public-private competition for public works functions; to the Committee on Armed Services.

EC-417. A communication from the Director, Defense Procurement, Acquisition Policy, and Strategic Sourcing, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Senior DoD Officials Seeking Employment with Defense Contractors" (RIN0750-AG07) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Armed Services.

EC-418. A communication from the Director, Defense Procurement, Acquisition Policy, and Strategic Sourcing, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Security-Guard Functions" (RIN0750-AF64) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Armed Services.

EC-419. A communication from the Director, Defense Procurement, Acquisition Policy, and Strategic Sourcing, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Statutory Waiver for Commercially Available Off-the-Shelf Items" (RIN0750-AG12) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Armed Services.

EC-420. A communication from the Director, Defense Procurement, Acquisition Policy, and Strategic Sourcing, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Steel for Military Construction Projects" (RIN0750-AG16) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Armed Services.

EC-421. A communication from the Director, Defense Procurement, Acquisition Policy, and Strategic Sourcing, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Pilot Program for Transition to Follow-On Contracting After Use of Other Transaction Authority" (RIN0750-AG17) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Armed Services.

EC-422. A communication from the Director, Defense Procurement, Acquisition Policy, and Strategic Sourcing, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Contract Actions Supporting Contingency Operations or Facilitating Defense Against or Re-

covery from Nuclear, Biological, Chemical, or Radiological Attack" (RIN0750-AG19) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Armed Services.

EC-423. A communication from the Director, Defense Procurement, Acquisition Policy, and Strategic Sourcing, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Whistleblower Protections for Contractor Employees" (RIN0750-AG09) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Armed Services.

EC-424. A communication from the Director, Defense Procurement, Acquisition Policy, and Strategic Sourcing, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Defense Federal Acquisition Regulation Supplement; Delegation of Authority for Single Award Task or Delivery Order Contracts" (RIN0750-AG14) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Armed Services.

EC-425. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Burma: Revision of Restrictions on Exports, Reexports and Transfers to Persons Whose Property and Interests in Property Area Blocked Pursuant to Executive Orders" (RIN0694-AE35) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Banking, Housing, and Urban Affairs.

EC-426. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Minimum Capital Ratios; Capital Adequacy Guidelines; Capital Maintenance; Capital: Deduction of Goodwill Net of Associated Deferred Tax Liability" (RIN1550-AC22) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Banking, Housing, and Urban Affairs.

EC-427. A communication from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Community Reinvestment Act Regulations" ((RIN1557-AD19)(RIN3064-AD39)(RIN1550-AC29)) received in the Office of the President of the Senate on January 8, 2009; to the Committee on Banking, Housing, and Urban Affairs.

EC-428. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Greenland Turbot and Rougheye Rockfish in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XM30) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Commerce, Science, and Transportation.

EC-429. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfer" (RIN0648-XM22) received in the Office of the President of the Senate on January 9, 2009; to the Committee on Commerce, Science, and Transportation.

EC-430. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to

law, the report of a rule entitled "Amendment of Section 73.622(i), Final DTV Table of Allotments, Television Broadcast Stations; Casper, Wyoming" (MB Docket No. 08-108) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Commerce, Science, and Transportation.

EC-431. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.622(i), Final DTV Table of Allotments, Television Broadcast Stations; Hayes Center, Nebraska" (MB Docket No. 08-193) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Commerce, Science, and Transportation.

EC-432. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.622(i), Final DTV Table of Allotments, Television Broadcast Stations; Huntsville, Alabama" (MB Docket No. 08-105) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Commerce, Science, and Transportation.

EC-433. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.622(i), Final DTV Table of Allotments, Television Broadcast Stations; Kansas City, Missouri" (MB Docket No. 08-111) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Commerce, Science, and Transportation.

EC-434. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.622(i), Final DTV Table of Allotments, Television Broadcast Stations; Sioux City, Iowa" (MB Docket No. 08-109) received in the Office of the President of the Senate on January 7, 2009; to the Committee on Commerce, Science, and Transportation.

PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-1. A resolution adopted by the Senate of the State of New Jersey memorializing Congress to protect the automobile industry and expand national infrastructure projects and related industries; to the Committee on Banking, Housing, and Urban Affairs.

SENATE RESOLUTION NO. 37

Whereas, a number of specialists have warned that the collapse of the national economy could occur if certain stop-gap and long-term actions are not implemented to overcome the problems facing the automotive and machine tool sectors of our economy; and

Whereas, the loss of the physical capabilities of the automotive industry, especially its tool sector, could mean the end of America's status as a leading world economic power; and

Whereas, while it is in the best interests of our national security to have a strong, vibrant manufacturing and industrial sector, capable of producing the necessary machinery and technology to defend the citizens of the United States and protect our interests abroad, our manufacturing and industrial sector has experienced a dramatic reduction in capacity and production over the last several decades; and

Whereas, government has an obligation to promote economic activity through the creation of new capital investment, which will result in the expansion of employment opportunities and help jump-start long-term capital investment by private investors; and

Whereas, as government leaders, we must ensure the continued viability of our automotive and machine tool industries, which is a vital element of the State and federal economy; and

Whereas, diversification of the productive potential of the automotive and machine tool industries into a broader sector of production, coupled with a shift into the domain of essential capital goods and economic infrastructure, such as the repair, expansion, and improvement of our national railway systems, and the development of other urgently needed infrastructure projects, will save existing manufacturing jobs and create large new areas of employment in infrastructure and manufacturing for our citizenry in a manner comparable to the best of the New Deal programs that rescued the nation and the world from the ravages of the Great Depression; and

Whereas, the impact of this intervention will be to provide thousands of productive jobs in the state of New Jersey, repair our infrastructure, and create at least ten million jobs nationally, thus restoring our tax base and increasing the standard of living: Now, therefore; be it

Resolved by the Senate of the State of New Jersey:

1. The Senate of the State of New Jersey respectfully memorializes the Congress of the United States to intervene on behalf of national economic interests to ensure that the productive potential of the automobile industry, with its featured technology and machine tool capability, be protected.

2. The Senate of the State of New Jersey respectfully memorializes the Congress of the United States to intervene to vastly expand the construction and maintenance of infrastructure projects and related industries.

3. Duly authenticated copies of this resolution, signed by the President of the Senate and attested by the Secretary thereof, shall be transmitted to each member of New Jersey's congressional delegation and to the Speaker and Clerk of the United States House of Representatives, Washington, D.C., and the President and Secretary of the United States Senate, Washington, D.C.

POM-2. A resolution adopted by the Commission of Wayne County of the State of Michigan relative to supporting the United States Congress rescue plan to offer low-interest loans to Ford Motor Co., General Motors Corp., and Chrysler LLC to insure the viability of the U.S. auto industry; to the Committee on Banking, Housing, and Urban Affairs.

POM-3. A report from a sportsmen club of Washington State relative to a Department of Agriculture, Forest Service report; to the Committee on Energy and Natural Resources.

POM-4. A report from the Florida Department of State, Commission of Office, relative to the Minority Appointment Reporting Form for 2007; to the Committee on Rules and Administration.

POM-5. A report from the Florida Department of State, Commission of Office, relative to the Minority Appointment Reporting Form for 2007; to the Committee on Rules and Administration.

POM-6. A report from a textile corporation relative to Senate material; to the Committee on Rules and Administration.

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. BARRASSO:

S. 201. A bill to amend the Internal Revenue Code of 1986 to extend the additional standard deduction for real property taxes for nonitemizers for 2010; to the Committee on Finance.

By Mr. ENSIGN (for himself, Mr. NELSON of Florida, Mr. FEINGOLD, Mr. DORGAN, and Mr. CORKER):

S. 202. A bill to improve consumer access to passenger vehicle loss data held by insurers; to the Committee on Commerce, Science, and Transportation.

By Mrs. FEINSTEIN (for herself and Mr. KYL):

S. 203. A bill to amend the Immigration and Nationality Act to modify the requirements for participation in the visa waiver program and for other purposes; to the Committee on the Judiciary.

By Mr. KOHL (for himself, Mr. BROWN, Mr. SPECTER, Mr. LEAHY, Mr. GRASSLEY, Mr. FEINGOLD, Ms. SNOWE, Mr. SCHUMER, Mr. DURBIN, Mr. LEVIN, and Mr. LAUTENBERG):

S. 204. A bill to amend the Sherman Act to make oil-producing and exporting cartels illegal; to the Committee on the Judiciary.

By Mr. BINGAMAN (for himself, Mrs. HUTCHISON, Mrs. FEINSTEIN, Mr. DURBIN, Mr. MCCAIN, and Mr. KYL):

S. 205. A bill to authorize additional resources to identify and eliminate illicit sources of firearms smuggled into Mexico for use by violent drug trafficking organizations, and for other purposes; to the Committee on the Judiciary.

By Mrs. BOXER:

S. 206. A bill to amend the Elementary and Secondary Education Act of 1965 to establish a program to help States expand the education system to include at least 1 year of early education preceding the year a child enters kindergarten; to the Committee on Health, Education, Labor, and Pensions.

By Mrs. BOXER:

S. 207. A bill to amend the Internal Revenue Code of 1986 to allow a deduction for health insurance premiums; to the Committee on Finance.

By Mrs. BOXER:

S. 208. A bill to provide Federal coordination and assistance in preventing gang violence; to the Committee on the Judiciary.

By Mrs. BOXER:

S. 209. A bill to amend the Internal Revenue Code of 1986 to modify and extend the credit for alternative motor vehicles, and for other purposes; to the Committee on Finance.

By Mrs. BOXER:

S. 210. A bill to amend the Internal Revenue Code of 1986 to increase the credit for employers establishing workplace child care facilities, to increase the child care credit to encourage greater use of quality child care services, to provide incentives for students to earn child care-related degrees and to work in child care facilities, and to increase the exclusion for employer-provided dependent care assistance; to the Committee on Finance.

By Mrs. CLINTON (for herself, Mr. BARRASSO, Mr. AKAKA, Mr. BROWN, Mr. CANTWELL, Mr. CASEY, Ms. COLLINS, Mr. DURBIN, Mrs. FEINSTEIN, Mr. INOUE, Mr. KERRY, Ms. LANDRIEU, Mr. LAUTENBERG, Mr. LEVIN, Mr. LUGAR, Mr. MENENDEZ, Ms. MIKULSKI, Mrs. MURRAY, Mr. ROBERTS, Mr.