

friend Richard Wilkins who passed away on Monday. Richard was truly a renaissance man, a law professor turned international advocate who also enjoyed unique local notoriety for his 27 consecutive performances as Ebenezer Scrooge in the Hale Center Theater's annual production of *A Christmas Carol*.

In the canon of literary classics, Charles Dickens's Scrooge is a beloved but unlikely hero, a selfish miser turned community benefactor. Wilkins embraced the dynamic nature of Scrooge's transformation and saw the role as an opportunity to convey much deeper lessons regarding the values of family and personal improvement. The Hale Center opened in 1985 and cast then 32-year-old Richard as Scrooge, certainly unaware that they had found their star for the next 27 consecutive seasons.

In 2005, Her Highness Sheikha Moza bint Nasser, the queen of Qatar asked him to move to Qatar to lead an institute for family studies. He would not agree until she assured him he would be able to return to the Hale Center every Christmas season to take up his top hat and bathrobe to reprise his role as Scrooge. Richard loved delivering Scrooge's famous line "I will honor Christmas in my heart, and try to keep it all the year. I will live in the past, the present, and the future." Those close to Richard undoubtedly agree that he took these words to heart, carrying the spirit of Christmas into all other aspects of his life.

Richard graduated from my alma mater Brigham Young University Law School in 1979. He served as an assistant to my father, Solicitor General Rex Lee and argued several cases before the United States Supreme Court. Just 5 years after his graduation from BYU Law School he returned to teach constitutional law and civil procedure. He was a gifted public speaker, well known for his engaging lectures in the classroom and scholarly insights on the law. He had a unique intelligence that propelled him to prominence in the legal world and established him as a powerful voice the international community.

Richards's greatest contribution to the world came as an international advocate for family values. His first exposure to the family values movement came in an academic effort to change the language the United Nations used to portray issues relating to the family. After engaging with international leaders on critical family values issues his academic curiosity turned into a personal mission. He traveled around the world presenting papers on the importance of traditional marriage, the need to protect children and the sanctity of life and other family centered topics. He served as the managing director of the Doha International Institute for Family Studies and Development for the nation of Qatar and founded the World Family Policy Center at BYU. His leadership as chairman of the Defend Marriage Coalition

placed him at the forefront of Utah's debate over traditional marriage. Richard's fiery passion for causes related to traditional family values was matched by his warmth and love for those around him. He could disagree with individuals and groups but was never disagreeable.

Richard Wilkins' life serves as an illustration of the renowned biblical charge "Let your light so shine before men, that they may see your good works, and glorify your Father which is in heaven." He was a man blessed with tremendous talents and he used those talents to bless all those with whom he came in contact, in his own community and around the world. Richard's global vision and reach brought the power of family values to the forefront of international discourse, particularly in developing nations striving to solidify a cultural identity. Sharon and I would like to express our deepest condolences to Richard's wife Melany, their four children Brooke, Brinton, Claire and Rex and their eight grandchildren. ●

MESSAGE FROM THE HOUSE

At 11:22 a.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 bills, in which it requests the concurrence of the Senate:

H.R. 2338. An act to designate the facility of the United States Postal Service located at 600 Florida Avenue in Cocoa, Florida, as the "Harry T. and Harriette Moore Post Office".

H.R. 3892. An act to designate the facility of the United States Postal Service located at 8771 Auburn Folsom Road in Roseville, California, as the "Lance Corporal Victor A. Dew Post Office".

H.R. 3912. An act to designate the facility of the United States Postal Service located at 110 Mastic Road in Mastic Beach, New York, as the "Brigadier General Nathaniel Woodhull Post Office Building".

H.R. 5738. An act to designate the facility of the United States Postal Service located at 15285 Samohin Drive in Macomb, Michigan, as the "Lance Cpl. Anthony A. DiLisio Clinton-Macomb Carrier Annex".

H.R. 5788. An act to designate the facility of the United States Postal Service located at 103 Center Street West in Eatonville, Washington, as the "National Park Ranger Margaret Anderson Post Office".

H.R. 5954. An act to designate the facility of the United States Postal Service located at 320 7th Street in Ellwood City, Pennsylvania, as the "Sergeant Leslie H. Sabo, Jr. Post Office Building".

H.R. 6374. An act to designate the facility of the Department of Veterans Affairs located at 180 Martin Drive in Carrollton, Georgia, as the "Trinka Davis Veterans Village".

H.R. 6604. An act to designate the federal building currently known as Federal Office Building 8, located at 200 C Street Southwest in the District of Columbia, as the "Thomas P. O'Neill, Jr. Federal Building".

MEASURES REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 2338. An act to designate the facility of the United States Postal Service located at 600 Florida Avenue in Cocoa, Florida, as the "Harry T. and Harriette Moore Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 3892. An act to designate the facility of the United States Postal Service located at 8771 Auburn Folsom Road in Roseville, California, as the "Lance Corporal Victor A. Dew Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 3912. An act to designate the facility of the United States Postal Service located at 110 Mastic Road in Mastic Beach, New York, as the "Brigadier General Nathaniel Woodhull Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 5738. An act to designate the facility of the United States Postal Service located at 15285 Samohin Drive in Macomb, Michigan, as the "Lance Cpl. Anthony A. DiLisio Clinton-Macomb Carrier Annex"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 5788. An act to designate the facility of the United States Postal Service located at 103 Center Street West in Eatonville, Washington, as the "National Park Ranger Margaret Anderson Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 5954. An act to designate the facility of the United States Postal Service located at 320 7th Street in Ellwood City, Pennsylvania, as the "Sergeant Leslie H. Sabo, Jr. Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

H. R. 6374. An act to designate the facility of the Department of Veterans Affairs located at 180 Martin Drive in Carrollton, Georgia, as the "Trinka Davis Veterans Village"; to the Committee on Veterans' Affairs.

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-8290. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Revision of the Commission's Program Access Rules et al" (MB Docket No. 12-68 et al; FCC 12-123) received during adjournment of the Senate in the Office of the President of the Senate on October 17, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8291. A communication from the Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands Management Area; Amendment 97" (RIN0648-BB18) received during adjournment of the Senate in the Office of the President of the Senate on October 25, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8292. A communication from the Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Amendment 34" (RIN0648-BB72) received during adjournment of the Senate in the Office of the President of the

Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8293. A communication from the Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Silky Shark Management Measures" (RIN0648-BB96) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8294. A communication from the Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Monitoring and Enforcement Requirements in the Bering Sea and Aleutian Islands Freezer Longline Fleet; Correction" (RIN0648-BB67) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8295. A communication from the Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Emergency Rule Extension, Closure of the Delmarva Access Area" (RIN0648-BC04) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8296. A communication from the Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Second Fishing Capacity Reduction Program for the Longline Catcher Processor Subsector of the Bering Sea and Aleutian Islands Non-Pollock Groundfish Fishery" (RIN0648-BB06) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8297. A communication from the Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery Off the Southern Atlantic States; Amendment 20A" (RIN0648-AY74) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8298. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Reef Fish Fishery of the Gulf of Mexico; Gulf of Mexico Individual Fishing Quota Programs" (RIN0648-XC227) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8299. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Fishing Year 2012 Days-at-Sea Adjustment for Common Pool Fishery; Announcement of Fishing Year 2011 Sector Annual Catch Entitlement Carryover" (RIN0648-XC168) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8300. A communication from the Acting Deputy Director, Office of Sustainable Fish-

eries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Bluefish Fishery; Quota Transfer" (RIN0648-XC235) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8301. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XC224) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8302. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Snapper-Grouper Fishery of the South Atlantic; Reopening of the 2012 Commercial Sector for Yellowtail Snapper in the South Atlantic" (RIN0648-XC229) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8303. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 in the Gulf of Alaska" (RIN0648-XC206) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8304. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 in the Gulf of Alaska" (RIN0648-XC207) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8305. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Northeast Multispecies Fisheries Management Plan; Northern Red Hake Quota Harvested" (RIN0648-XC201) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8306. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; 2012 Commercial Accountability Measure and Closure for South Atlantic Vermilion Snapper" (RIN0648-XC134) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8307. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries Off West Coast States; Modifications of the West Coast Commercial and Recreational Salmon Fisheries; Inseason Actions No. 15 through No. 21" (RIN0648-

XC223) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8308. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Atka Mackerel in the Bering Sea and Aleutian Islands Management Area" (RIN0648-XC278) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8309. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Herring Fishery; Sub-ACL (Annual Catch Limit) Harvested for Management Area 3" (RIN0648-XC157) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8310. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "2012-2013 Accountability Measure and Closure for Commercial Black Sea Bass in the South Atlantic" (RIN0648-XC152) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8311. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 in the Gulf of Alaska" (RIN0648-XC270) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8312. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 in the Gulf of Alaska" (RIN0648-XC271) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8313. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Bering Sea Subarea of the Bering Sea and Aleutian Islands Management Area" (RIN0648-XC320) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8314. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; 2012 Commercial Accountability Measure and Closure for South Atlantic Gag and South Atlantic Shallow-Water Grouper" (RIN0648-XC135) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8315. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Northeastern United States; Atlantic Herring Fishery; Adjustment to the Atlantic Herring Management Area 1A Sub-Annual Catch Limit” (RIN0648-XC290) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8316. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area” (RIN0648-XC324) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8317. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Shallow-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska” (RIN0648-XC204) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8318. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Arrowtooth Flounder in the Bering Sea and Aleutian Islands Management Area” (RIN0648-XC129) received in the Office of the President of the Senate on September 21, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8319. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Using Pot Gear in the Central Regulatory Area of the Gulf of Alaska” (RIN0648-XC323) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8320. A communication from the Acting Deputy Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled “Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 in the Gulf of Alaska” (RIN0648-XC319) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8321. A communication from the Director, National Institute of Food and Agriculture, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled “Hispanic-Serving Agricultural Colleges and Universities (HSACU)” (RIN0524-AA39) received during adjournment in the Office of the President of the Senate on November 16, 2012; to the Committee on Agriculture, Nutrition, and Forestry.

EC-8322. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Fenpropathrin; Pesticide Tolerances” (FRL No. 9366-1) received in the Office of the President of the Senate on November 28,

2012; to the Committee on Agriculture, Nutrition, and Forestry.

EC-8323. A communication from the Under Secretary of Defense (Acquisition, Technology and Logistics), transmitting, pursuant to law, five (5) Selected Acquisition Reports (SARs) for the quarter ending September 2012; to the Committee on Armed Services.

EC-8324. 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 “Addition of Certain Persons to the Entity List” (RIN0694-AF80) received in the Office of the President of the Senate on November 27, 2012; to the Committee on Banking, Housing, and Urban Affairs.

EC-8325. A communication from the Secretary of the Treasury, transmitting, pursuant to law, a six-month periodic report on the national emergency with respect to Yemen that was originally declared in Executive Order 13611 on May 16, 2012; to the Committee on Banking, Housing, and Urban Affairs.

EC-8326. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Health and Safety Data Reporting; Addition of Certain Chemicals” (RIN2070-AJ89) received in the Office of the President of the Senate on November 28, 2012; to the Committee on Environment and Public Works.

EC-8327. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Implementation Plans; California; Determinations of Attainment for the 1997 8-Hour Ozone Standard” (FRL No. 9757-1) received in the Office of the President of the Senate on November 28, 2012; to the Committee on Environment and Public Works.

EC-8328. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District (SJVUAPCD) and South Coast Air Quality Management District (SCAQMD)” (FRL No. 9737-1) received in the Office of the President of the Senate on November 28, 2012; to the Committee on Environment and Public Works.

EC-8329. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District (SJVUAPCD)” (FRL No. 9730-3) received in the Office of the President of the Senate on November 28, 2012; to the Committee on Environment and Public Works.

EC-8330. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Allegheny County Incorporation by Reference of Pennsylvania’s Consumer Products Regulations” (FRL No. 9755-2) received in the Office of the President of the Senate on November 28, 2012; to the Committee on Environment and Public Works.

EC-8331. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule en-

titled “Approval and Promulgation of Air Quality Implementation Plans; Delaware; Control of Stationary Generator Emissions” (FRL No. 9754-9) received in the Office of the President of the Senate on November 28, 2012; to the Committee on Environment and Public Works.

EC-8332. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Allegheny County Incorporation by Reference of Pennsylvania’s Control of NO_x Emissions from Glass Melting Furnaces” (FRL No. 9755-4) received in the Office of the President of the Senate on November 28, 2012; to the Committee on Environment and Public Works.

EC-8333. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of Air Quality Implementation Plans; State of Florida; Regional Haze State Implementation Plan” (FRL No. 9755-8) received in the Office of the President of the Senate on November 28, 2012; to the Committee on Environment and Public Works.

EC-8334. A communication from the Director of the Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval and Promulgation of State Implementation Plans; City of Albuquerque—Bernalillo County, New Mexico; Interstate Transport Affecting Visibility and Regional Haze Rule Requirements for Mandatory Class I Areas” (FRL No. 9755-5) received in the Office of the President of the Senate on November 28, 2012; to the Committee on Environment and Public Works.

EC-8335. 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 “Modification of Revenue Procedure 2007-44” (Rev. Proc. 2012-50) received in the Office of the President of the Senate on November 26, 2012; to the Committee on Finance.

EC-8336. 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 on Regulations to be Issued Regarding the Deduction and Capitalization of Expenditures Related to Tangible Property” (Notice 2012-73) received in the Office of the President of the Senate on November 26, 2012; to the Committee on Finance.

EC-8337. 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 “Applicable Federal Rates—December 2012” (Rev. Rul. 2012-31) received in the Office of the President of the Senate on November 26, 2012; to the Committee on Finance.

EC-8338. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting, pursuant to law, an addendum to a certification, transmittal number: DDTC 12-139, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel’s Qualitative Military Edge over military threats to Israel; to the Committee on Foreign Relations.

EC-8339. A communication from the Assistant Secretary, Bureau of Political-Military Affairs, Department of State, transmitting,

pursuant to law, an addendum to a certification, transmittal number: DDTC 12-155, of the proposed sale or export of defense articles and/or defense services to a Middle East country regarding any possible affects such a sale might have relating to Israel's Qualitative Military Edge over military threats to Israel; to the Committee on Foreign Relations.

EC-8340. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, certification of proposed issuance of an export license pursuant to section 36(c) of the Arms Export Control Act (Transmittal No. DDTC 12-135); to the Committee on Foreign Relations.

EC-8341. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, certification of proposed issuance of an export license pursuant to section 36(c) of the Arms Export Control Act (Transmittal No. DDTC 12-150); to the Committee on Foreign Relations.

EC-8342. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, certification of proposed issuance of an export license pursuant to sections 36(c) and 36(d) of the Arms Export Control Act (Transmittal No. DDTC 12-127); to the Committee on Foreign Relations.

EC-8343. A communication from the Assistant Secretary, Legislative Affairs, Department of State, transmitting, certification of proposed issuance of an export license pursuant to sections 36(c) and 36(d) of the Arms Export Control Act (Transmittal No. DDTC 12-092); to the Committee on Foreign Relations.

EC-8344. A communication from the Director, Directorate of Standards and Guidance, Occupational Safety and Health Administration, transmitting, pursuant to law, the report of a rule entitled "Updating OSHA Standards Based on National Consensus Standards; Head Protection" (RIN1218-AC65) received in the Office of the President of the Senate on November 27, 2012; to the Committee on Health, Education, Labor, and Pensions.

EC-8345. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a report entitled "Report to Congress on the Prevention and Reduction of Underage Drinking"; to the Committee on Health, Education, Labor, and Pensions.

EC-8346. A communication from the Chairman, U.S. Nuclear Regulatory Commission, transmitting, pursuant to law, the Commission's Performance and Accountability Report for fiscal year 2012; to the Committee on Homeland Security and Governmental Affairs.

EC-8347. A communication from the Administrator of the Agency for International Development (USAID), transmitting, pursuant to law, the Semiannual Report of the Inspector General for the period from April 1, 2012, through September 30, 2012; to the Committee on Homeland Security and Governmental Affairs.

EC-8348. A communication from the Acting Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting, pursuant to law, an annual report relative to the activities and operations of the Public Integrity Section, Criminal Division, and the nationwide federal law enforcement effort against public corruption; to the Committee on the Judiciary.

EC-8349. A communication from the Director of the Regulation Policy and Management Office of the General Counsel, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Authorization for non-VA Medical Services" (RIN2900-

AO47) received in the Office of the President of the Senate on November 27, 2012; to the Committee on Veterans' Affairs.

EC-8350. A communication from the Senior Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class B Airspace; Salt Lake City, Utah" ((RIN2120-AA66) (Docket No. FAA-2011-0438)) received during adjournment of the Senate in the Office of the President of the Senate on September 27, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8351. A communication from the Program Analyst, Financial Operations Office of Managing Director, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Assessment and Collection of Regulatory Fees for Fiscal Year 2012" (FCC 12-116) received during adjournment of the Senate in the Office of the President of the Senate on October 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8352. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulation; Port Huron Offshore Gran Prix, St. Clair River; Port Huron, MI" ((RIN1625-AA00; RIN1625-AA-08) (Docket No. USCG-2012-0700)) received during adjournment of the Senate in the Office of the President of the Senate on September 26, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8353. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Special Local Regulations for Marine Events, Wrightsville Channel; Wrightsville Beach, NC" ((RIN1625-AA00; RIN1625-AA-08) (Docket No. USCG-2012-0482)) received during adjournment of the Senate in the Office of the President of the Senate on September 26, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8354. A communication from the Secretary, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Guides for the Use of Environmental Marketing Claims" (16 CFR Part 260) received during adjournment of the Senate in the Office of the President of the Senate on November 7, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8355. A communication from the Secretary of Transportation, transmitting, pursuant to law, the Department of Transportation's fiscal year 2012 annual report; to the Committee on Commerce, Science, and Transportation.

EC-8356. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report entitled, "Fundamental Properties of Asphalts and Modified Asphalts—III"; to the Committee on Commerce, Science, and Transportation.

EC-8357. A communication from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Cross Waivers of Liability Clauses" (RIN2700-AD55) received during adjournment of the Senate in the Office of the President of the Senate on October 25, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8358. A communication from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting, pursuant to law, the report of a rule entitled "Commercial Acquisition; Anchor Tenancy" (RIN2700-AD64) received during adjournment of the Senate in

the Office of the President of the Senate on October 25, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8359. A communication from the Inspector General of the Federal Trade Commission, transmitting, pursuant to law, an external peer review report on the Commission's audit activities; to the Committee on Commerce, Science, and Transportation.

EC-8360. A communication from the Secretary, Bureau of Trade Affairs, Federal Maritime Commission, transmitting, pursuant to law, the report of a rule entitled "Commission's Rules of Practice and Procedure" (RIN3072-AC43) received during adjournment of the Senate in the Office of the President of the Senate on October 26, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8361. A communication from the Attorney-Advisor, U.S. Coast Guard, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Standards for Living Organisms in Ships' Ballast Water Discharged in U.S. Waters" ((RIN1625-AA32) (Docket No. USCG-2012-10486)) received during adjournment of the Senate in the Office of the President of the Senate on September 21, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8362. 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 "Extension of Deadline to Amend for Section 436" (Notice 2012-70) received in the Office of the President of the Senate on November 26, 2012; to the Committee on Finance.

EC-8363. A communication from the Secretary of the Commission, Bureau of Competition, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Rules of Practice" (16 CFR Parts 2 and 4) received during adjournment of the Senate in the Office of the President of the Senate on October 16, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8364. A communication from the Chief of Staff, Wireless Telecommunications Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Private Land Mobile Radio Rules" (FCC 12-114) received during adjournment of the Senate in the Office of the President of the Senate on October 26, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8365. A communication from the Chief of the Policy and Rules Division, Office of Engineering and Technology, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Part 27 of the Commission's Rules to Govern the Operation of Wireless Communications Services in the 2.3 GHz Band; WT Docket No. 07-293; Establishment of Rules and Policies for the Digital Audio Radio Satellite Service in the 2310-2360 MHz Frequency Band; IIB Docket No. 95-91" (FCC 12-130) received in the Office of the President of the Senate on November 27, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8366. A communication from the Chief of the Satellite Division, International Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "In the Matter of 2006 Biennial Regulatory Review—Revision of Part 25" (FCC 12-116) received during adjournment of the Senate in the Office of the President of the Senate on October 17, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8367. 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 73.202(b), Table of Allotments, FM Broadcast Stations (Randsburg, California)" (MB Docket No. 12-177) received during adjournment of the Senate in the Office of the President of the Senate on October 17, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8368. A communication from the Chairman of the Office of Proceedings, Surface Transportation Board, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Civil Monetary Penalty Inflation Adjustment Rule" (Docket No. EP 716—Board Decision 42595) received during adjournment of the Senate in the Office of the President of the Senate on November 8, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8369. A communication from the Office Director of the National Ocean Service, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Expansion of Fagatele Bay National Marine Sanctuary, Regulatory Changes, and Sanctuary Name Change" (RIN0648-BA24) received in the Office of the President of the Senate on November 16, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8370. A communication from the Acting Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Safety Standard for Play Yards" (RIN3041-AC92) received during adjournment of the Senate in the Office of the President of the Senate on October 3, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8371. A communication from the Acting Secretary of the Commission, Bureau of Consumer Protection, Federal Trade Commission, transmitting, pursuant to law, the report of a rule entitled "Telemarketing Sales Rules" (RIN3084-AB19) received in the Office of the President of the Senate on September 10, 2012; to the Committee on Commerce, Science, and Transportation.

EC-8372. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report entitled "National Plan of Integrated Airport Systems (NPIAS) 2013-2017"; to the Committee on Commerce, Science, and Transportation.

EC-8373. A communication from the Chief of the Government Affairs Division, National Transportation Safety Board, transmitting, pursuant to law, the Board's annual submission regarding agency compliance with the Federal Manager's Financial Integrity Act and revised Office of Management and Budget (OMB) Circular A-123; to the Committee on Commerce, Science, and Transportation.

EC-8374. A communication from the General Counsel, National Transportation Safety Board, transmitting, pursuant to law, the report of a rule entitled "Rules of Practice in Air Safety Proceedings" (Docket No. NTSB-GC-2011-0001) received during adjournment of the Senate in the Office of the President of the Senate on October 15, 2012; to the Committee on Commerce, Science, and Transportation.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. LEAHY, from the Committee on the Judiciary, with an amendment in the nature of a substitute and an amendment to the title:

H.R. 2471. A bill to amend section 2710 of title 18, United States Code, to clarify that a video tape service provider may obtain a

consumer's informed, written consent on an ongoing basis and that consent may be obtained through the Internet.

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 Colonel Stephen J. Linsenmeyer, Jr., to be Brigadier General.

Air Force nomination of Col. Calvin H. Elam, to be Brigadier General.

Air Force nominations beginning with Brig. Gen. Mark E. Bartman and ending with Brig. Gen. Eric G. Weller, which nominations were received by the Senate and appeared in the Congressional Record on September 13, 2012. (minus 1 nominee: Brig. Gen. James C. Witham)

Air Force nominations beginning with Colonel Glen M. Baker and ending with Colonel Randall A. Spear, Jr., which nominations were received by the Senate and appeared in the Congressional Record on September 13, 2012. (minus 2 nominees: Colonel Richard W. Kelly; Colonel Jill J. Nelson)

Army nomination of Colonel John H. Hort, to be Brigadier General.

Army nomination of Brig. Gen. Joseph Carvalho, Jr., to be Major General.

Army nomination of Col. Clayton M. Hutmacher, to be Brigadier General.

Army nomination of Col. Kyle E. Goerke, to be Brigadier General.

Army nomination of Col. Peter A. Bosse, to be Brigadier General.

Army nomination of Col. Joseph E. Whitlock, to be Brigadier General.

Army nomination of Brig. Gen. Karen E. LeDoux, to be Major General.

Army nomination of Brig. Gen. David G. Clarkson, to be Major General.

Army nomination of Maj. Gen. Mark A. Milley, to be Lieutenant General.

*Marine Corps nomination of Lt. Gen. John M. Paxton, Jr., to be General.

*Marine Corps nomination of Gen. Joseph F. Dunford, Jr., to be General.

Navy nomination of Rear Adm. Kenneth E. Floyd, 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 RECORD 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 Demea A. Alderman and ending with Felisa L. Wilson, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nomination of William A. Christmas, to be Colonel.

Army nomination of Alan F. Pomaville, to be Colonel.

Army nomination of James Bentley, to be Colonel.

Army nomination of Vincent D. Thompson, to be Colonel.

Army nomination of Luis F. Diaz, to be Major.

Army nomination of David C. Buckhannon, to be Major.

Army nomination of Anthony Cascarano, to be Major.

Army nomination of Rena L. P. Hope, to be Major.

Army nomination of Derek D. Hyun, to be Major.

Army nomination of Michael T. Simpson, to be Major.

Army nomination of Michael D. Pierce, to be Lieutenant Colonel.

Army nomination of Tammie E. Crews, to be Lieutenant Colonel.

Army nominations beginning with Kenneth M. Jordan and ending with Suzanne McNellis, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with Madlene M. Eskarose and ending with Alexander K. Jhang, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with Milton J. Foust and ending with Charles E. Lerner, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with William T. Monacci and ending with Hua C. Yang, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with Stephen J. Dalal and ending with Timothy L. Settle, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with Jesse J. Abbott and ending with Rhett M. Starnes, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with John E. Balser and ending with Scott W. Shaffer, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with Francisco Diazgonzalez and ending with David B. Webb, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with Gregory M. Barrow and ending with James E. Vallee, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with Gregory L. Bowman and ending with D011022, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with Tracy L. Baker and ending with Gayla W. Wilsondunn, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Army nominations beginning with Brian Almquist and ending with D011046, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

Navy nomination of Terry N. Traweek, to be Lieutenant Commander.

Navy nomination of Stefanie M. Wheelbarger, to be Lieutenant Commander.

Navy nomination of Carl A. Riddick, to be Captain.

Navy nominations beginning with Kevin S. Hart and ending with Michael J. Jacques, which nominations were received by the Senate and appeared in the Congressional Record on November 13, 2012.

By Mr. LEAHY for the Committee on the Judiciary.

Angela Tammy Dickinson, of Missouri, to be United States Attorney for the Western District of Missouri for the term of four years.

*Nomination was reported with recommendation that it be confirmed subject to the nominee's commitment to