

make others' lives better. They have demonstrated a level of commitment and service that many adults will never achieve. They are shining examples, to young and old alike, of selfless public service. I would also like to recognize Kelly Fawcett of Miller and Kirstin Hanson of Elk Point, who were named Distinguished Finalists for their outstanding volunteer service.

The actions of all of these young people demonstrate that young Americans can, and do, play important roles in their communities, and that America's youth continue to hold tremendous promise for the future.●

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Ms. Evans, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

MEASURES PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar.

S. 384. A bill to extend the existence of the Nazi War Crimes and Japanese Imperial Government Records Interagency Working Group for 2 years.

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-728. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Revision of Emergency Evacuation Demonstration Procedures to Improve Participant Safety" ((RIN2120-AF21) (2005-0001)) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-729. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Miscellaneous Cabin Safety Changes" (2120-AF77) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-730. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airspace Designations; Incorporation by Reference" (RIN2120-ZZ61) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-731. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Process for Requesting Waiver of Mandatory Separation Age for Certain Federal Aviation Administration (FAA) Air Traffic Control Specialists" (2120-AI18) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-732. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "DOD Commercial Air Carrier Evaluators; Request for Comments" (RIN2120-AI00) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-733. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Regulation of Fractional Aircraft Ownership Programs and On-Demand Operations; Correction" (RIN2120-AH06) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-734. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Picture Identification Requirements; Correction" (RIN2120-AH76) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-735. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Jet Route 187, and Revision of Jet Routes 180 and 181; MO" (RIN2120-AA66) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-736. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Kotzebue, AK" (2120-AA66) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-737. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Lamar, MO" (RIN2120-AA66) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-738. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Kennett, MO" (RIN2120-AA66) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-739. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Correction to Class E Airspace; Durango, CO" (RIN2120-AA66) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-740. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Establishment of Class E Airspace; Jonesville, VA" (RIN2120-AA66) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-741. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, trans-

mitting, pursuant to law, the report of a rule entitled "Modification of Restricted Areas 3801A, 3801B, and 3801C, Camp Clairborne, LA" (RIN2120-AA66) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-742. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; St. Francis, KS" (RIN2120-AA66) received on February 1, 2005; to the Committee on Commerce, Science, and Transportation.

EC-743. A communication from the Director, Regulations Management, National Cemetery Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Relocation of National Cemetery Administration Regulations" (RIN2900-AM10) received February 8, 2005; to the Committee on Veterans' Affairs.

EC-744. A communication from the Director, Regulations Management, Veterans Health Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Payment for Non-VA Physician and Other Health Care Professional Services Associated with Either Outpatient or Inpatient Care Provided at Non-VA Facilities" (RIN2900-AK94) received on February 8, 2005; to the Committee on Veterans' Affairs.

EC-745. A communication from the Chief, Regulations Management, Veterans Benefits Administration, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Loan Guaranty: Implementation of Public Law 107-103" (RIN2900-AL23) received on February 8, 2005; to the Committee on Veterans' Affairs.

EC-746. A communication from the Assistant General Counsel for Regulations, Office of Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Eligibility of Mortgages on Hawaiian Home Lands Insured Under Section 247" (RIN2502-AH92) received on February 8, 2005; to the Committee on Banking, Housing, and Urban Affairs.

EC-747. A communication from Assistant Secretary for Housing, Federal Housing Commissioner, Department of Housing and Urban Development, transmitting, pursuant to law, an update on the status of the report required by the LEGACY Act of 2003, received on February 8, 2005; to the Committee on Banking, Housing, and Urban Affairs.

EC-748. A communication from the Administrator, Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Proposed Data Collection, Reporting, and Record-keeping Requirements Applicable to Cranberries Not Subject to the Cranberry Marketing Order" (Docket Number: FV01-926-1 FR) received on February 7, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-749. 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 "Spring Viremia of Carp; Payment of Indemnity" (Docket Number 02-091-2) received on February 8, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-750. A communication from the Director, Regulatory Review Group, Department of Agriculture/FSA, transmitting, pursuant to law, the report of a rule entitled "Non-recourse Marketing Assistance Loan and Loan Deficiency Payment Regulations for Honey" (RIN0560-AH18) received on February

8, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-751. A communication from the Director, Regulatory Review Group, Department of Agriculture/FSA, transmitting, pursuant to law, the report of a rule entitled "2004 Ewe Lamb Replacement and Retention Payment Program" (RIN0560-AH15) received on February 8, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-752. A communication from the Deputy Associate Administrator, Office of the Administrator, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Bacillus pumilus GB34; Exemption from the Requirement of a Tolerance" (FRL-7682-6) received on February 8, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-753. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Thiamethoxam; Pesticide Tolerances for Emergency Exceptions" (FRL No. 7696-8) received on February 8, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-754. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pesticides; Removal of Expired Time-Limited Tolerances for Emergency Exemptions" (FRL No. 7690-6) received on February 8, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-755. A communication from the Rules Administrator, Office of General Counsel, Federal Bureau of Prisons, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Community Confinement" (RIN1120-AB27)(70 FR 1659) received February 8, 2005; to the Committee on the Judiciary.

EC-756. A communication from the Acting Chief, Publications and Regulations, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Tentative Differential Earnings Rate for 2004 Under Section 809 (Notice 2005-18) received on February 8, 2005; to the Committee on Finance.

EC-757. A communication from the Director, Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Gastroenterology-Urology Devices; Classification for External Penile Rigidity Devices" (Docket No. 1998N-1111) received on February 7, 2005; to the Committee on Health, Education, Labor, and Pensions.

EC-758. A communication from the Director, Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Secondary Direct Food Additives Permitted in Food for Human Consumption" (Docket No. 2003F-0128) received on February 7, 2005; to the Committee on Health, Education, Labor, and Pensions.

EC-759. A communication from the Director, Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Public Information Regulations; Withdrawal" (Docket No. 2004N-0214) received on February 8, 2005; to the Committee on Health, Education, Labor, and Pensions.

EC-760. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, the Department's Annual Report on the Implementation of the

Age Discrimination Act of 1975 during Fiscal Year 2003, received February 8, 2005; to the Committee on Health, Education, Labor, and Pensions.

EC-761. A communication from the Director, Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Biological Products; Bacterial Vaccines and Toxoids; Implementation of Efficacy Review; Withdrawal" (Docket No. 1980N-0208) received on February 8, 2005; to the Committee on Health, Education, Labor, and Pensions.

EC-762. A communication from the Director, National Science Foundation, transmitting, pursuant to law, the Foundation's report on its competitive sourcing efforts for Fiscal Year 2004, received February 11, 2005; to the Committee on Health, Education, Labor, and Pensions.

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. BAYH (for himself, Mr. CRAIG, and Ms. LANDRIEU):

S. 375. A bill to amend the Public Health Service Act to provide for an influenza vaccine awareness campaign, ensure a sufficient influenza vaccine supply, and prepare for an influenza pandemic or epidemic, to amend the Internal Revenue Code of 1986 to encourage vaccine production capacity, and for other purposes; to the Committee on Finance.

By Mrs. HUTCHISON:

S. 376. A bill to improve intermodal shipping container transportation security; to the Committee on Commerce, Science, and Transportation.

By Mr. LIEBERMAN:

S. 377. A bill to require negotiation and appropriate action with respect to certain countries that engage in currency manipulation; to the Committee on Finance.

By Mr. BIDEN (for himself, Mr. SPECTER, Mrs. FEINSTEIN, Mr. KYL, and Mr. ALLEN):

S. 378. A bill to make it a criminal act to willfully use a weapon with the intent to cause death or serious bodily injury to any person while on board a passenger vessel, and for other purposes; to the Committee on the Judiciary.

By Ms. MIKULSKI (for herself, Mr. SARBANES, Mr. DURBIN, and Mr. OBAMA):

S. 379. A bill to build capacity at community colleges in order to meet increased demand for community college education while maintaining the affordable tuition rates and the open-door policy that are the hallmarks of the community college system; to the Committee on Health, Education, Labor, and Pensions.

By Ms. COLLINS (for herself, Mr. PRYOR, Mr. DEWINE, Mr. BINGAMAN, Mr. SMITH, Mr. LIEBERMAN, and Mr. COLEMAN):

S. 380. A bill to amend the Public Health Service Act to establish a State family support grant program to end the practice of parents giving legal custody of their seriously emotionally disturbed children to State agencies for the purpose of obtaining mental health services for those children; to the Committee on Health, Education, Labor, and Pensions.

By Mr. SMITH (for himself, Mr. CONRAD, Ms. SNOWE, and Mrs. CLINTON):

S. 381. A bill to amend the Internal Revenue Code of 1986 to encourage guaranteed lifetime income payments from annuities and similar payments of life insurance proceeds at dates later than death by excluding from income a portion of such payments; to the Committee on Finance.

By Mr. ENSIGN (for himself, Mr. SPECTER, Ms. CANTWELL, Mrs. FEINSTEIN, Mr. DEWINE, Mr. KENNEDY, Mr. KYL, Mr. KOHL, Mr. LUGAR, Mr. VITTER, Mr. LEAHY, and Mr. SANTORUM):

S. 382. A bill to amend title 18, United States Code, to strengthen prohibitions against animal fighting, and for other purposes; to the Committee on the Judiciary.

By Mr. MCCAIN:

S. 383. A bill to shorten the term of broadcasting licenses under the Communications Act of 1934 from 8 to 3 years, to provide better public access to broadcasters' public interest issues and programs lists and children's programming reports, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. DEWINE (for himself, Mr. CORNYN, and Mrs. FEINSTEIN):

S. 384. A bill to extend the existence of the Nazi War Crimes and Japanese Imperial Government Records Interagency Working Group for 2 years; placed on the calendar.

By Mr. GRASSLEY (for himself, Mr. DORGAN, Mr. HAGEL, and Mr. JOHN-SON):

S. 385. A bill to amend the Food Security Act of 1985 to restore integrity to and strengthen payment limitation rules for commodity payments and benefits; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. HAGEL (for himself, Mr. ALEXANDER, Mr. CRAIG, and Mrs. DOLE):

S. 386. A bill to direct the Secretary of State to carry out activities that promote the adoption of technologies that reduce greenhouse gas intensity in developing countries, while promoting economic development, and for other purposes; to the Committee on Foreign Relations.

By Mr. HAGEL (for himself, Mr. ALEXANDER, Mr. CRAIG, and Mrs. DOLE):

S. 387. A bill to amend the Internal Revenue Code of 1986 to provide tax incentives for the investment in greenhouse gas intensity reduction projects, and for other purposes; to the Committee on Finance.

By Mr. HAGEL (for himself, Mr. ALEXANDER, Mr. CRAIG, and Mrs. DOLE):

S. 388. A bill to amend the Energy Policy Act of 1992 to direct the Secretary of Energy to carry out activities that promote the adoption of technologies that reduce greenhouse gas intensity and to provide credit-based financial assistance and investment protection for projects that employ advanced climate technologies or systems, to provide for the establishment of a national greenhouse gas registry, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. DURBIN:

S. 389. A bill to provide for fire safety standards for cigarettes, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. DODD (for himself and Mr. BUNNING):

S. 390. A bill to amend title XVIII of the Social Security Act to provide for coverage of ultrasound screening for abdominal aortic aneurysms under part B of the medicare program; to the Committee on Finance.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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