

REPORT ON THE CONTINUATION OF THE NATIONAL EMERGENCY THAT WAS ORIGINALLY DECLARED ON SEPTEMBER 23, 2001, WITH RESPECT TO PERSONS WHO COMMIT, THREATEN TO COMMIT, OR SUPPORT TERRORISM—PM 26

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:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the national emergency with respect to persons who commit, threaten to commit, or support terrorism is to continue in effect beyond September 23, 2007.

The crisis constituted by the grave acts of terrorism and threats of terrorism committed by foreign terrorists, including the terrorist attacks in New York, in Pennsylvania, and against the Pentagon committed on September 11, 2001, and the continuing and immediate threat of further attacks on United States nationals or the United States that led to the declaration of a national emergency on September 23, 2001, has not been resolved. These actions pose a continuing unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to persons who commit, threaten to commit, or support terrorism, and maintain in force the comprehensive sanctions to respond to this threat.

GEORGE W. BUSH,
THE WHITE HOUSE, September 20, 2007.

MESSAGE FROM THE HOUSE

At 1:44 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. 2761. An act to extend the Terrorism Insurance Program of the Department of the Treasury, and for other purposes.

MEASURES REFERRED

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

H.R. 2761. An act to extend the Terrorism Insurance Program of the Department of the

Treasury, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

MEASURES PLACED ON THE CALENDAR

The following bill was read the second time, and placed on the calendar:

S. 2070. A bill to prevent Government shutdowns.

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-3356. 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 "Add the Republic of Georgia to List of Regions Where African Swine Fever Exists" (Docket No. APHIS-2007-0108) received on September 18, 2007; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3357. 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 "Bovine Spongiform Encephalopathy; Minimal-Risk Regions; Importation of Live Bovines and Products Derived from Bovines" (Docket No. APHIS-2006-0041) received on September 18, 2007; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3358. A communication from the Chairman and CEO, Farm Credit Administration, transmitting, pursuant to law, a report relative to the Administration's inventory of commercial activities for fiscal year 2007; to the Committee on Agriculture, Nutrition, and Forestry.

EC-3359. A communication from the Deputy Secretary of Transportation, transmitting, pursuant to law, the report of a violation of the Antideficiency Act that occurred in the Department's Grants-in-Aid for Airports Account; to the Committee on Appropriations.

EC-3360. A communication from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Technical Data Rights" (DFARS Case 2006-D055) received on September 18, 2007; to the Committee on Armed Services.

EC-3361. A communication from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Labor Reimbursement on Department of Defense Non-Commercial Time-and-Materials Labor-Hour Contracts" (DFARS Case 2006-D030) received on September 18, 2007; to the Committee on Armed Services.

EC-3362. A communication from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Acquisition of Major Weapon Systems as Commercial Items" (DFARS Case 2006-D012) received on September 18, 2007; to the Committee on Armed Services.

EC-3363. A communication from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Emergency Acquisitions" (DFARS Case 2006-D036) received on September 18, 2007; to the Committee on Armed Services.

EC-3364. A communication from the Chief of the Recruiting Policy Branch, Department of the Army, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Recruiting and Enlistments" (RIN0702-AA57) received on September 18, 2007; to the Committee on Armed Services.

EC-3365. A communication from the Liaison Officer, Office of the Secretary, Department of Defense, transmitting, pursuant to law, the report of a rule entitled "Limitations on Terms of Consumer Credit Extended to Service Members and Dependents" (RIN0790-AI20) received on September 18, 2007; to the Committee on Armed Services.

EC-3366. A communication from the Associate General Counsel for Legislation and Regulations, Government National Mortgage Association, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Government National Mortgage Association: Mortgage-Backed Securities Program—Payments to Securityholders; Book-Entry Procedures; and Financial Reporting" (RIN2503-AA19) received on September 18, 2007; to the Committee on Banking, Housing, and Urban Affairs.

EC-3367. 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 "Amitraz, Atrazine, Ethephon, Ferbam, Lindane, Propachlor, and Simazine; Tolerance Actions" (FRL No. 8147-5) received on September 18, 2007; to the Committee on Environment and Public Works.

EC-3368. 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 "Chloroneb, Cypermethrin, Methidathion, Nitrpyrin, Oxyluorfen, Pirimiphos-methyl, Sulfosate, Tebuthiuron, Thiabendazole, Thidiazuron, and Tribuphos; Tolerance Actions" (FRL No. 8143-2) received on September 18, 2007; to the Committee on Environment and Public Works.

EC-3369. 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 "Desmedipham; Pesticide Tolerance" (FRL No. 8146-8) received on September 18, 2007; to the Committee on Environment and Public Works.

EC-3370. 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 "Polychlorinated Biphenyls; Manufacturing Exemption" (FRL No. 8143-4) received on September 18, 2007; to the Committee on Environment and Public Works.

EC-3371. 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 "Significant New Use Rules on Certain Chemical Substances" (FRL No. 8135-8) received on September 18, 2007; to the Committee on Environment and Public Works.

EC-3372. 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 "Trifloxystrobin; Pesticide Tolerance" (FRL No. 8147-3) received on September 18, 2007; to the Committee on Environment and Public Works.

EC-3373. 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 "Tier I Issue: Government Settlements Directive Number 2" (LMSB-04-0707-050) received on September 17, 2007; to the Committee on Finance.

EC-3374. A communication from the Acting Regulations Officer, Office of the Commissioner, Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Technical Updates to Applicability of the Supplemental Security Income Reduced Benefit Rate for Individuals Residing in Medical Treatment Facilities" (RIN0960-AF99) received on September 18, 2007; to the Committee on Finance.

EC-3375. A communication from the Regulations Coordinator, Center for Medicaid and State Operations, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Establishment of Revisit User Fee Program for Medicare Survey and Certification Activities" (RIN0938-AO96) received on September 18, 2007; to the Committee on Finance.

EC-3376. A communication from the Assistant Secretary, Office of Legislative Affairs, Department of State, transmitting, pursuant to law, a report relative to the extension of memoranda concerning Peru; to the Committee on Foreign Relations.

EC-3377. A communication from the Chairman, National Committee on Vital and Health Statistics, transmitting, pursuant to law, a report entitled, "Eighth Annual Report to Congress on the Implementation of the Administrative Simplification Provisions of the Health Insurance Portability and Accountability Act"; to the Committee on Health, Education, Labor, and Pensions.

EC-3378. A communication from the Chairman, National Endowment for the Arts, transmitting, pursuant to law, a report relative to the organization's inventory of commercial activities for fiscal year 2007; to the Committee on Health, Education, Labor, and Pensions.

EC-3379. A communication from the General Counsel, Federal Retirement Thrift Investment Board, transmitting, pursuant to law, the report of a rule entitled "Employee Contribution Election and Contribution Allocations; Correction of Administrative Errors; Availability of Records; Death Benefits; Loan Program; Thrift Savings Plan" (5 CFR Parts 1600, 1605, 1631, 1651, 1655 and 1690) received on September 18, 2007; to the Committee on Homeland Security and Governmental Affairs.

EC-3380. A communication from the Director, Division of Strategic Human Resources Policy, Office of Personnel Management, transmitting, pursuant to law, the report of a rule entitled "Reemployment of Civilian Retirees to Meet Exceptional Employment Needs" (RIN3206-AI32) received on September 18, 2007; to the Committee on Homeland Security and Governmental Affairs.

EC-3381. A communication from the Administrator, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, notification that the cost of response and recovery efforts in Texas has exceeded the \$5,000,000 limit; to the Committee on Homeland Security and Governmental Affairs.

EC-3382. A communication from the Chief of the Regulatory Management Division, Citizenship and Immigration Services, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "New Classification for Victims of Criminal Activity; Eligibility for 'U' Non-immigrant Status" (RIN1615-AA67) received on September 18, 2007; to the Committee on the Judiciary.

EC-3383. A communication from the Assistant Attorney General for Administration,

National Security Division, Department of Justice, transmitting, pursuant to law, the report of a rule entitled "Foreign Intelligence and Counterintelligence Records System, JUSTICE/NSD-001" (AAG/A Order No. 023-2007) received on September 17, 2007; to the Committee on the Judiciary.

EC-3384. A communication from the Past National President, American Gold Star Mothers, Inc., transmitting, pursuant to law, the organization's annual tax audit; to the Committee on the Judiciary.

EC-3385. A communication from the Secretary of Veterans Affairs, transmitting, a draft bill intended to establish the position of Assistant Secretary for Acquisition, Logistics, and Construction within the Department; to the Committee on Veterans' Affairs.

REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. INOUE, from the Committee on Commerce, Science, and Transportation, with amendments:

S. 1771. A bill to increase the safety of swimming pools and spas by requiring the use of proper anti-entrapment drain covers and pool and spa drainage systems, to educate the public about pool and spa safety, and for other purposes (Rept. No. 110-182).

EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. LEAHY for the Committee on the Judiciary.

Jennifer Walker Elrod, of Texas, to be United States Circuit Judge for the Fifth Circuit.

Patrick P. Shen, of Maryland, to be Special Counsel for Immigration-Related Unfair Employment Practices for a term of four years.

(Nominations without an asterisk were reported with the recommendation that they be confirmed.)

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

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

By Mr. HATCH:

S. 2072. A bill to authorize Western States to make selections of public land within their borders in lieu of receiving 5 percent of the proceeds of the sale of public land lying within said States as provided by their respective enabling Acts; to the Committee on Energy and Natural Resources.

By Mrs. McCASKILL (for herself and Mr. BOND):

S. 2073. A bill to amend the National Trails System Act relating to the statute of limitations that applies to certain claims; to the Committee on Energy and Natural Resources.

By Mr. KERRY:

S. 2074. A bill to provide for safe and humane policies and procedures pertaining to the arrest, detention, and processing of aliens in immigration enforcement operations; to the Committee on the Judiciary.

By Mr. BROWNBACK (for himself, Mr. MARTINEZ, Mr. COLEMAN, Mr. VITTER, Mr. INHOFE, and Mr. THUNE):

S. 2075. A bill to ensure that women seeking an abortion receive an ultrasound and the opportunity to review the ultrasound before giving informed consent to receive an abortion; to the Committee on Health, Education, Labor, and Pensions.

By Mr. REID:

S. 2076. A bill to amend the Federal Power Act to require the President to designate certain geographical areas as national renewable energy zones, and for other purposes; to the Committee on Energy and Natural Resources.

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

S. 2077. A bill to establish a program to assure the safety of fresh produce intended for human consumption, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mr. SCHUMER:

S. 2078. A bill to require updating of State building energy efficiency codes and standards; to the Committee on Energy and Natural Resources.

By Mr. SCHUMER:

S. 2079. A bill to amend the Public Utility Regulatory Policies Act of 1978 to establish an energy efficiency resource standard for retail electricity and natural gas distributors; to the Committee on Energy and Natural Resources.

By Mr. LAUTENBERG:

S. 2080. A bill to amend the Federal Water Pollution Control Act to ensure that sewage treatment plants monitor for and report discharges of raw sewage, and for other purposes; to the Committee on Environment and Public Works.

By Mr. BROWN (for himself and Mr. CASEY):

S. 2081. A bill to require manufacturers to demonstrate sufficient means to cover, for certain products distributed in commerce, costs of potential recalls, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

By Mrs. CLINTON (for herself, Mr. HATCH, and Mr. REID):

S. 2082. A bill to amend the Public Health Service Act to establish a Coordinated Environmental Public Health Network, and for other purposes; to the Committee on Health, Education, Labor, and Pensions.

SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

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

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

S. Res. 323. A resolution recognizing Kikkoman Foods, Inc., for its 50 years of operations in the United States; to the Committee on the Judiciary.

By Mr. CHAMBLISS (for himself, Mr. NELSON of Nebraska, Ms. COLLINS, Mr. ISAKSON, Mr. LOTT, Mr. PRYOR, Mr. TESTER, Mr. GRAHAM, Mr. JOHNSON, Mr. SUNUNU, and Mr. WHITEHOUSE):

S. Res. 324. A resolution supporting the goals and ideals of "National Life Insurance Awareness Month"; considered and agreed to.

ADDITIONAL COSPONSORS

S. 156

At the request of Mr. WYDEN, the name of the Senator from South Carolina (Mr. GRAHAM) was added as a cosponsor of S. 156, a bill to make the