

(2) APPLICATION OF ADAPTIVE MANAGEMENT FRAMEWORK.—The Committee shall apply the adaptive management framework to the process for updating the list of recommended stewardship sites.

SEC. 9. REPORTS.

(a) IN GENERAL.—For each of fiscal years 2006 through 2013, the Committee shall submit to the Administrator an annual report that contains—

(1) a detailed statement of the findings and conclusions of the Committee since the last report;

(2) a description of all sites recommended by the Committee to be approved as stewardship sites;

(3) the recommendations of the Committee for such legislation and administrative actions as the Committee considers appropriate; and

(4) in accordance with subsection (b), the recommendations of the Committee for the awarding of grants.

(b) GENERAL GUIDELINES FOR RECOMMENDATIONS.—

(1) IN GENERAL.—The Committee shall recommend that the Administrator award grants to qualified applicants to help to secure and improve the open space, public access, or ecological values of stewardship sites, through—

(A) purchase of the property of the site;

(B) purchase of relevant property rights of the site; or

(C) entering into any other binding legal arrangement that ensures that the values of the site are sustained, including entering into an arrangement with a land manager or owner to develop or implement an approved management plan that is necessary for the conservation of natural resources.

(2) EQUITABLE DISTRIBUTION OF FUNDS.—The Committee shall exert due diligence to recommend an equitable distribution of funds between the States.

(c) ACTION BY THE ADMINISTRATOR.—

(1) IN GENERAL.—Not later than 90 days after receiving a report under subsection (a), the Administrator shall—

(A) review the recommendations of the Committee; and

(B) take actions consistent with the recommendations of the Committee, including the approval of identified stewardship sites and the award of grants, unless the Administrator makes a finding that any recommendation is unwarranted by the facts.

(2) REPORT.—Not later than 1 year after the date of enactment of this Act, the Administrator shall develop and publish a report that—

(A) assesses the current resources of and threats to Long Island Sound;

(B) assesses the role of the Long Island Sound Stewardship Initiative in protecting Long Island Sound;

(C) establishes guidelines, criteria, schedules, and due dates for evaluating information to identify stewardship sites;

(D) includes information about any grants that are available for the purchase of land or property rights to protect stewardship sites;

(E) accounts for funds received and expended during the previous fiscal year;

(F) shall be made available to the public on the Internet and in hardcopy form; and

(G) shall be updated at least every other year, except that information on funding and any new stewardship sites identified shall be published more frequently.

SEC. 10. PRIVATE PROPERTY PROTECTION.

(a) ACCESS TO PRIVATE PROPERTY.—Nothing in this Act—

(1) requires any private property owner to allow public access (including Federal, State, or local government access) to the private property; or

(2) modifies any provision of Federal, State, or local law with regard to public access to or use of private property, except as entered into by voluntary agreement of the owner or custodian of the property.

(b) LIABILITY.—Approval of the Long Island Sound Stewardship Initiative Region does not create any liability, or have any effect on any liability under any other law, of any private property owner with respect to any person injured on the private property.

(c) RECOGNITION OF AUTHORITY TO CONTROL LAND USE.—Nothing in this Act modifies the authority of Federal, State, or local governments to regulate land use.

(d) PARTICIPATION OF PRIVATE PROPERTY OWNERS IN THE LONG ISLAND SOUND STEWARDSHIP INITIATIVE REGION.—Nothing in this Act requires the owner of any private property located within the boundaries of the Region to participate in or be associated with the Initiative.

(e) EFFECT OF ESTABLISHMENT.—

(1) IN GENERAL.—The boundaries approved for the Region represent the area within which Federal funds appropriated for the purpose of this Act may be expended.

(2) REGULATORY AUTHORITY.—The establishment of the Region and the boundaries of the Region does not provide any regulatory authority not in existence on the date of enactment of this Act on land use in the Region by any management entity, except for such property rights as may be purchased from or donated by the owner of the property (including the Federal Government or a State or local government, if applicable).

SEC. 11. AUTHORIZATION OF APPROPRIATIONS.

(a) IN GENERAL.—There is authorized to be appropriated to carry out this Act \$25,000,000 for each of fiscal years 2006 through 2013.

(b) USE OF FUNDS.—For each fiscal year, funds made available under subsection (a) shall be used by the Administrator, after reviewing the recommendations of the Committee submitted under section 9, for—

(1) acquisition of land and interests in land;

(2) development and implementation of site management plans;

(3) site enhancements to reduce threats or promote stewardship; and

(4) administrative expenses of the Committee.

(c) FEDERAL SHARE.—The Federal share of the cost of an activity carried out using any assistance or grant under this Act shall not exceed 75 percent of the total cost of the activity.

SEC. 12. LONG ISLAND SOUND AUTHORIZATION OF APPROPRIATIONS.

Section 119(f) of the Federal Water Pollution Control Act (33 U.S.C. 1269(f)) is amended by striking “2005” each place it appears and inserting “2009”.

SEC. 13. TERMINATION OF COMMITTEE.

The Committee shall terminate on December 31, 2013.

SA 4065. Mr. FRIST (for Mr. SMITH) proposed an amendment to the concurrent resolution S. Con. Res. 113, recognizing the importance of early diagnosis, proper treatment, and enhanced public awareness of Tourette Syndrome and supporting the goals and ideals of National Tourette Syndrome Awareness Month; as follows:

Strike all after the resolving clause and insert the following:
That Congress—

(1) recognizes the impact that Tourette Syndrome can have on people living with the disorder;

(2) recognizes the importance of an early diagnosis and proper treatment of Tourette Syndrome;

(3) recognizes the need for enhanced public awareness of Tourette Syndrome; and

(4) supports the goals and ideals of National Tourette Syndrome Awareness Month.

SA 4066. Mr. FRIST (for Mr. SMITH) proposed an amendment to the concurrent resolution S. Con. Res. 113, recognizing the importance of early diagnosis, proper treatment, and enhanced public awareness of Tourette Syndrome and supporting the goals and ideals of National Tourette Syndrome Awareness Month; as follows:

Strike the preamble and insert the following:

Whereas Tourette Syndrome is an inherited neurological disorder characterized by involuntary and sudden movements or repeated vocalizations;

Whereas approximately 200,000 people in the United States have been diagnosed with Tourette Syndrome and many more remain undiagnosed;

Whereas lack of public awareness has increased the social stigma attached to Tourette Syndrome;

Whereas early diagnosis and treatment of Tourette Syndrome can prevent physical and psychological harm;

Whereas there is not known cure for Tourette Syndrome and treatment involves multiple medications and therapies; and

Whereas May 15 through June 15 has been designated as National Tourette Syndrome Awareness Month, the goal of which is to educate the public about the nature and effects of Tourette Syndrome; Now, therefore, be it ...

SA 4067. Mr. FRIST (for Mr. SMITH) proposed an amendment to the concurrent resolution S. Con. Res. 113, recognizing the importance of early diagnosis, proper treatment, and enhanced public awareness of Tourette Syndrome and supporting the goals and ideals of National Tourette Syndrome Awareness Month; as follows:

Amend the title so as to read “Recognizing the importance of early diagnosis, proper treatment, and enhanced public awareness of Tourette Syndrome and supporting the goals and ideas of National Tourette Syndrome Awareness Month.”

ORDER OF BUSINESS

Mr. FRIST. Mr. President, we have had a very long day, a long day yesterday, and a long day the day before—a very, very long day today. We are going to be wrapping up here fairly quickly. But I have a lot of business to go through. So we will go through it, and I will make some comments after that.

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR NO. 915

Mr. FRIST. Mr. President, as in executive session, I ask unanimous consent that on Tuesday, November 16, at a time determined by the majority leader, after consultation with the Democratic leader, the Senate proceed to executive session to consider the following nomination on today's Executive Calendar, Calendar No. 915, the

nomination of Francis Harvey, to be Secretary of the Army.

I further ask unanimous consent that there then be 2 hours for debate under the control of Senator REED of Rhode Island and 1 hour for debate under the control of Chairman WARNER; further, that after the use or expiration of that debate time, the Senate proceed to a vote on the confirmation of the nomination; further that following the vote, the President be immediately notified of the Senate's action, and the Senate then return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

NOMINATIONS PLACED ON THE CALENDAR

Mr. FRIST. Mr. President, as in executive session, I ask unanimous consent that the HELP Committee be discharged from the list of nominations that are currently at the desk; and further that they be placed on the calendar.

The PRESIDING OFFICER. Without objection, it is so ordered.

The list is as follows:

NOMINATION REFERENCE AND REPORT

Ordered, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Milton Aponte, of Florida, to be a Member of the National Council on Disability for a term expiring September 17, 2006. (Reappointment)

Ordered, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Dan Arvizu, of Colorado, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2010, vice Maxine L. Savitz, term expired.

Ordered, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Steven C. Beering, of Indiana, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2010. (Reappointment)

Ordered, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Gerald Wayne Clough, of Georgia, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2010, vice Anita K. Jones, term expired.

Ordered, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Kelvin Kay Droegemeier, of Oklahoma, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2010, vice Robert C. Richardson, term expired.

Ordered, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Louis J. Lanzerotti, of New Jersey, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2010, vice George M. Langford, term expired.

Ordered, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Alan I. Leshner, of Maryland, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2010, vice Luis Sequeira, term expired.

Ordered, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Jon C. Strauss, of California, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2010, vice Joseph A. Miller, Jr., term expired.

Ordered, That the following nomination be referred to the Committee on Health, Education, Labor, and Pensions:

Kathryn D. Sullivan, of Ohio, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2010, vice Pamela A. Ferguson.

Ordered, That the following nominations be referred to the Committee on Health, Education, Labor and Pensions:

The following candidates for personnel action in the regular corps of the Public Health Service subject to qualifications therefor as provided by law and regulations:

To be medical director

Timothy D. Mastro
Stephen C. Redd

To be senior surgeon

David R. Arday
Diane E. Bennett
David B. Canton
Louisa E. Chapman
Isabella A. Danel
Karen M. Farizo
James R. Graham
Stephen G. Kaler
Marcel E. Salive
Gail M. Stennies
Kim M. Willard-Jelks

To be surgeon

John T. Brooks
Elizabeth C. Clark
Rodney W. Cuny
Reuben Granich
Lisa A. Grohskopf
Paul T. Harvey
Daniel B. Jernigan
Amy J. Khan
Matthew J. Kuehnert
Rachel E. Locker
Sharon L. Ludwig
Jeffrey B. Nemhauser
Lisa D. Rotz
Jeffrey C. Salvon-Harman
Laura A. Tillman
Stephen H. Waterman
Cynthia G. Whitney

To be senior assistant surgeon

Roxanne Y. Barrow
Mark E. Beatty
Felicia L. Collins
Sriparna D. Datta
Lisa K. Fitzpatrick
Idalia M. Gonzalez
Shannon L. Hader
James D. Heffelfinger
Terri B. Hyde
David E. Johnson
Sheryl B. Lyss
Lois R. Niska
Kelton H. Oliver
Bernard W. Parker
Farah M. Parvez
Michael D. Ratzlaff
Scott S. Santibanez

To be dental director

Geralyn S. Johnson

To be senior dental surgeon

Joel J. Aimone
Hirofumi Nakatsuchi
William V. Stenberg

To be dental surgeon

Randolph A. Coffey
Mark R. Freese
Arlene M. Lester

James M. Schaeffer

To be senior assistant dental surgeon

Kenneth S. Cho
Cielo C. Doherty
Ronald L. Fuller
Tameka D. Lewis-Baker
Laura J. Lund
Robin G. Scheper
Robert P. Sewell
Anthony Vitali
James H. Webb Jr.

To be senior nurse officer

Marjorie E. Eddinger
Rose A. Jenkins

To be nurse officer

Rosa J. Clark
Philip Jarres
Ivy L. Manning
Joyce A. Prince
Doris L. Raymond
Michael L. Robinson

To be senior assistant nurse officer

Diane M. Aker
Ileane Barreto-Pettit
Kelly L. Barry
Theodora R. Bradley
Frank L. Cordova
William F. Coyner
Derwent O. Daniel
Belinda E. Dean
Jenny Doan
Deanna M. Gephart
John S. Hartford
Erik S. Hierholzer
Eric M. Howser
Chad W. Koratic
Delia Marquez-Ellis
Lisa A. Marunycz
Carolyn J. McKeown
Antonio Palladino
Shelly K. Paynter
Thuyle T. Pham
Phil B. Sargent
Donna K. Strong
Judith B. Sutcliffe
Amy O. Taylor
Nancy L. Tone
Theresa Tsosie-Robledo
Victoria F. Vachon
Dawn L. Will
Zenja D. Woodley

To be assistant nurse officer

Glenn R. Archambault
Joyce T. Davis
Channel R. Mangum
Hung P. Phan
Monica D. Rankins

To be senior engineer officer

Vernon L. Tomanek

To be engineer officer

Danielle Devoney
Kelly B. Leseman
Karl R. Powers
Arthur D. Ronimus III

To be senior assistant engineer officer

Kenneth J. Grant
David E. Harvey
David E. Johnson
Marcus C. Martinez
Andrew M. Meltzer
Jamie D. Natour
Rick A. Rivers
Eric Y. Shih
Jack S. Sorum
Charles H. Weir

To be senior scientist

Pamela L. Ching

To be scientist

Laila H. Ali
Clement J. Welsh

To be senior assistant scientist

Carma S. Ayala