

grants, contracts, property, records, and unexpended balances of appropriations, authorizations, allocations, and other funds held, used, arising from, available to, or to be made available in connection with such functions, as may be necessary to carry out the provisions of this title.

SEC. 209. EFFECT ON PERSONNEL.

(a) IN GENERAL.—Except as otherwise provided by this title, the transfer pursuant to this title of full-time personnel (except special Government employees) and part-time personnel holding permanent positions shall not cause any such employee to be separated or reduced in grade or compensation for 1 year after the date of transfer of the employee under this title.

(b) EXECUTIVE SCHEDULE POSITIONS.—Except as otherwise provided in this title, any person who, on the day preceding the effective date of this title, held a position compensated in accordance with the Executive Schedule prescribed in chapter 53 of title 5, United States Code, and who, without a break in service, is appointed in the Department of the Interior to a position having duties comparable to the duties performed immediately preceding such appointment shall continue to be compensated in such new position at not less than the rate provided for such previous position, for the duration of the service of such person in such new position.

(c) TERMINATION OF CERTAIN POSITIONS.—Positions whose incumbents are appointed by the President, by and with the advice and consent of the Senate, the functions of which are transferred by this title, shall terminate on the effective date of this title.

SEC. 210. SEPARABILITY.

If a provision of this title or the application of this title to any person or circumstance is held invalid, neither the remainder of this title nor the application of the provision to other persons or circumstances shall be affected.

SEC. 211. TRANSITION.

The Secretary is authorized to use—

(1) the services of such officers, employees, and other personnel of the Office with respect to functions transferred to the Department of the Interior by this title; and

(2) funds appropriated to such functions for such period of time as may reasonably be needed to facilitate the orderly implementation of this title.

SEC. 212. REPORTS.

(a) FISCAL YEARS 2007 AND 2008.—For each of fiscal years 2007 and 2008, the Commissioner of the Office, in consultation with the Navajo and Hopi Indian tribes, shall submit to Congress a report describing—

(1) the status of the Office;

(2) any progress made during the preceding year in transferring functions, appropriations, and personnel under this title;

(3) any progress made toward, or obstacle relating to, completing the relocation process under the Act of December 22, 1974 (25 U.S.C. 640d et seq.) (as amended by title I);

(4) the status of the grazing management program on the area commonly known as the “New Lands” of the Navajo Tribe; and

(5) the needs of the Navajo and Hopi Indian tribes to address the affect of relocation activity, if any, including a financial estimate relating to the needs.

(b) SUBSEQUENT FISCAL YEARS.—Not later than 1 year after the effective date of this title, and annually thereafter, the Secretary, in consultation with the Navajo and Hopi Indian tribes, shall submit to Congress a report described in subsection (a).

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this section for each of fiscal years 2007 through 2009.

SEC. 213. REFERENCES.

Any reference in a Federal law, Executive order, rule, regulation, delegation of authority, or document relating to—

(1) the Commissioner of the Office, with respect to functions transferred under this title, shall be deemed to be a reference to the Secretary; and

(2) the Office, with respect to functions transferred under this title, shall be deemed to be a reference to the Department of the Interior.

SEC. 214. ADDITIONAL CONFORMING AMENDMENT.

Section 5315 of title 5, United States Code, is amended by striking the item relating to the Commissioner of the Office.

SEC. 215. EFFECT OF TITLE.

(a) CONTINUING EFFECT OF LEGAL DOCUMENTS.—Any legal document relating to a function transferred by this title that is in effect on the effective date of this title shall continue in effect in accordance with the terms of the document until the document is modified or terminated by—

- (1) the President;
- (2) the Secretary;
- (3) a court of competent jurisdiction; or
- (4) operation of Federal or State law.

(b) PROCEEDINGS NOT AFFECTED.—This title shall not affect any proceeding (including a notice of proposed rulemaking, an administrative proceeding, and an application for a license, permit, certificate, or financial assistance) relating to a function transferred under this title that is pending before the Office of Navajo and Hopi Relocation on the effective date of this title.

SEC. 216. EFFECTIVE DATE.

This title takes effect beginning September 30, 2008.

TITLE III—PERSONNEL OF THE OFFICE OF NAVAJO AND HOPI RELOCATION

SEC. 301. SEPARATION PAY.

The Office of Navajo and Hopi Relocation (referred to in this title as the “Office”) may request funding for, and offer to any employee of the Office, voluntary separation incentive payments in accordance with subchapter II of chapter 35 of title 5, United States Code.

SEC. 302. FEDERAL RETIREMENT.

The Office may request funding for, and offer to any employee of the Office, voluntary early retirement in accordance with sections 8336(d)(2) and 8414(b)(1) of title 5, United States Code.

SA 3859. Mr. ENSIGN (for Mr. McCain) proposed an amendment to amendment SA 3858 proposed by Mr. ENSIGN (for Mr. McCain) to the bill S. 1003, to amend the Act of December 22, 1974, and for other purposes; as follows:

Strike section 121 of the amendment and insert the following:

SEC. 121. AUTHORIZATION OF APPROPRIATIONS.

Section 25 of the Act of December 22, 1974 (25 U.S.C. 640d-24), is—

(1) moved so as to appear at the end of the Act; and

(2) amended to read as follows:

“SEC. 26. AUTHORIZATION OF APPROPRIATIONS.

“There are authorized to be appropriated to carry out section 11 such sums as are necessary for each of fiscal years 2006 through 2008.”

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Com-

mittee on Agriculture, Nutrition and Forestry be authorized to conduct a full committee hearing during the session of the Senate on Tuesday, May 2, 2006, at 9:30 a.m. in SH-216, Hart Senate Office Building. The purpose of this hearing will be to review the implementation of the Peanut Provisions of the Farm Security and Rural Investment Act of 2002.

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

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be authorized to meet on Tuesday, May 2, 2006, at 10 a.m. for a business meeting to consider pending committee business.

Agenda

Committee Reports: Report of the Committee on Homeland Security and Governmental Affairs titled, “Hurricane Katrina: A Nation Still Unprepared.”

Legislation: S. 2459, GreenLane Maritime Cargo Security Act; H.R. 2066, General Services Administration Modernization Act.

Nominations: Uttam Dhillon to be Director of the Office of Counter-narcotics Enforcement, U.S. Department of Homeland Security; Mark Acton to be Commissioner, Postal Rate Commission.

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

COMMITTEE ON THE JUDICIARY

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on “FBI Oversight” on Tuesday, May 2, 2006, at 9:30 a.m. in Room 226 of the Dirksen Senate Office Building.

Witness List:

Panel I: The Honorable Robert S. Mueller, III, Director, Federal Bureau of Investigation, U.S. Department of Justice, Washington, DC.

Panel II: The Honorable Glenn A. Fine, Inspector General, U.S. Department of Justice, Washington, DC; Linda M. Calbom, Director, Financial Management and Assurance, Government Accountability Office, Washington, DC; John Gannon, Ph.D, Vice President for Global Analysis, BAE Systems Information Technology, former Staff Director of the House Homeland Security Committee, McLean, VA.

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

COMMITTEE ON THE JUDICIARY

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on “Judicial Nominations” on Tuesday, May 2, 2006, at 4 p.m. in Room 226 of the Dirksen Senate Office Building.

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

COMMITTEE ON THE JUDICIARY

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on "Judiciary Nominations" on Tuesday, May 2, 2006, at 4 p.m. in Room 226 of the Dirksen Senate Office Building.

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

SUBCOMMITTEE ON EMERGING THREATS AND CAPABILITIES

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Subcommittee on Emerging Threats and Capabilities be authorized to meet during the session of the Senate on Tuesday, May 2, 2006 at 5:30 p.m. in closed session to mark up the emerging threats and capabilities programs and provisions contained in the national defense authorization act for fiscal year 2007.

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

SUBCOMMITTEE ON MANAGEMENT SUPPORT

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Subcommittee on Readiness and Management Support be authorized to meet during the session of the Senate on Tuesday, May 2, 2006 at 3:30 p.m. in closed session to mark up the readiness and management support programs and provisions contained in the national defense authorization act for fiscal year 2007.

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

SUBCOMMITTEE ON PERSONNEL

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Subcommittee on personnel be authorized to meet during the session of the Senate on Tuesday, May 2, 2006 at 2:30 p.m. in closed session to mark up the personnel programs and provisions contained in the national defense authorization act for fiscal year 2007.

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

SUBCOMMITTEE ON SCIENCE AND SPACE

Mr. COCHRAN. Mr. President, I ask unanimous consent that the Subcommittee on Science and Space be authorized to meet on Tuesday, May 2, 2006, at 2:30 p.m., on NSF.

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

COMMENDING THE SUPPORTERS OF THE JEFFERSON AWARDS

Mr. ENSIGN. Mr. President, I ask unanimous consent that the Senate now proceed to consideration of S. Res. 461, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 461) supporting and commending the supporters of the Jefferson Awards for Public Service for encouraging all citizens of the United States to embark on a life of public service and recognizing those citizens who have already performed

extraordinary deeds for their community and country.

There being no objection, the Senate proceeded to consider the resolution.

Mr. LOTT. Mr. President, this week has been designated as Public Service Recognition Week and in keeping with the spirit of this important week I would like to take this opportunity to recognize the important contribution that the Jefferson Awards for Public Service have made over nearly three and a half decades.

I am pleased to be joined by Senators DURBIN, LUGAR, and BIDEN is submitting this resolution commending the American Institute for Public Service and the importance of the Jefferson Awards for Public Service. The Jefferson Awards were established on a bipartisan basis in 1972 by Jacqueline Kennedy Onassis, Senator Robert Taft, Jr., and Sam Beard. The awards honor individuals for their achievements and contributions through public and community service.

Winners of the award for elected and appointed officials have included former Senators Robert Dole, Daniel Patrick Moynihan, and John Glenn. Other winners include Rudolph Giuliani, Dr. Condoleezza Rice, Justice Sandra Day O'Connor, and Robert Rubin. In addition, private citizens who have won the award include Walter Annenberg, Brian Lamb, and Oprah Winfrey.

The Jefferson Awards have honored award recipients at the national level by placing them on a "Who's Who" list of outstanding citizens of the United States and at the same time have honored at the local level recipients as "Unsung Heroes" who accomplished extraordinary deeds for the betterment of the United States.

The Senate fully supports the goals and ideals of the Jefferson awards and during this week of Public Service Recognition, I stand on the floor of the Senate and commend the people of this organization.

PUBLIC SERVICE RECOGNITION WEEK

Mr. AKAKA. Mr. President, this week, we celebrate Public Service Recognition Week, a time when all Americans are asked to remember the Nation's public workers who serve their country and the world by delivering services essential to our daily lives.

As the ranking member of the Federal Workforce Subcommittee, I wish to spotlight the dedication, commitment, and loyalty demonstrated every day by public servants. That is why I introduce annually—and the Senate passes—a resolution honoring employees at all levels of Government. In the aftermath of 9/11 and the anthrax attacks a month later, we gained a better appreciation of the critical work undertaken by public employees, such as firefighters, paramedics, nurses, and U.S. postal workers. I thank my colleagues for their quick action last week in passing my resolution, S. Res. 412, which I introduced with the support of the leadership of the Homeland

Security and Governmental Affairs Committee.

Despite the need to support public workers, far too often we take for granted these men and women whose sense of duty and devotion to country guides the work they do daily for their fellow Americans. Although our lives are enriched by the work of Federal employees, most people are unfamiliar with the Federal Executive Boards, FEB, which were created by President John F. Kennedy in 1961 to better coordinate the activities of the Federal Government outside of Washington, DC. Decisions affecting the expenditure of billions of taxpayer dollars are made in the field which affect all Americans. Having FEBs—whose members are senior agency personnel—saves time, money, and effort while ensuring that these senior employees are more in touch with State and local governments, as well as their communities.

I am especially proud of the Honolulu-Pacific Federal Executive Board, HPFEB, which today celebrates its 50th Excellence in Federal Government Awards with a ceremony at the Sheraton Waikiki Hotel. I am also pleased to note that before an FEB was even established in Hawaii, forward thinkers had already begun to honor the best in Federal service through these awards. Today's program not only honors the 153 employees receiving awards but provides all agencies and military commands in Hawaii and the Pacific an opportunity to showcase their organizations through exhibits outside the hotel's ballroom. Honoring today's awardees are Federal agency heads, military commanders, State and local government officials, and members of the business community.

According to the HPFEB, the Excellence in Federal Government Awards Program recognizes outstanding Federal employees for their efforts, leadership, and initiative. The program encourages innovation and excellence in government, reinforces pride in Federal service, and helps call public attention to the broad range of services provided by Federal employees.

The HPFEB has over 90 members, senior heads of Federal agencies and military commands, who represent the over 70,000 civilian and military personnel in the Pacific region, including the Department of Defense, the Government's largest civilian employer in Hawaii. Like its 27 counterparts nationwide, the HPFEB communicates with and partners with the community, works to reduce costs and improve efficiencies, facilitates service delivery and coordinates emergency services.

The Honolulu-Pacific Federal Executive Board embraces its interagency coordinating role and is proud of its five primary accomplishments: creating and operating the Pacific Leadership Academy to ensure that agencies within Hawaii and the Pacific area are