

(b) USE OF EXCESS M-1 RIFLES FOR CEREMONIAL AND OTHER PURPOSES.—Section 4683 of such title is amended—

(1) in subsection (a), by adding at the end the following new paragraph:

“(3) Rifles loaned or donated under paragraph (1) may be used by an eligible designee for funeral ceremonies of a member or former member of the armed forces and for other ceremonial purposes.”;

(2) in subsection (c), by inserting after “accountability” the following: “, provided that such conditions do not unduly hamper eligible designees from participating in funeral ceremonies of a member or former member of the armed forces or other ceremonies”;

(3) in subsection (d)—

(A) in paragraph (2), by striking “; or” and inserting “or fire department”;

(B) in paragraph (3), by striking the period at the end and inserting “; or”; and

(C) by adding at the end the following new paragraph:

“(4) any other member in good standing of an organization described in paragraphs (1), (2), or (3).”; and

(4) by adding at the end the following new subsection:

“(e) ELIGIBLE DESIGNEE DEFINED.—In this section, the term ‘eligible designee’ means a designee of an eligible organization who—

“(1) is a spouse, son, daughter, nephew, niece, or other family relation of a member or former member of the armed forces;

“(2) is at least 18 years of age; and

“(3) has successfully completed a formal firearm training program or a hunting safety program.”.

**SA 4539.** Mr. WARNER proposed an amendment to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; as follows:

At the end of subtitle A of title XXVIII, add the following:

**SEC. 2814. AUTHORITY TO OCCUPY UNITED STATES SOUTHERN COMMAND FAMILY HOUSING.**

(a) The Secretary of the Army may authorize family members of a member of the armed forces on active duty who is occupying a housing unit leased under section 2828(b)(4) of title 10, United States Code and who is assigned to a family-member-restricted area to remain in the leased housing unit until the member completes the family-member-restricted tour. Costs incurred for such housing during such tour shall be included in the costs subject to the limitation under subparagraph (B) of that paragraph.

(b) The authority granted by subsection (a) shall expire on September 30, 2008.

**SA 4540.** Mr. LEVIN (for Mr. REED) proposed an amendment to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; as follows:

At the end of subtitle I of title X, add the following:

**SEC. 1084. AVAILABILITY OF FUNDS FOR SOUTH COUNTY COMMUTER RAIL PROJECT, PROVIDENCE, RHODE ISLAND.**

Funds available for the South County Commuter Rail project, Providence, Rhode

Island, authorized by paragraphs (34) and (35) of section 3034(d) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109-59; 119 Stat. 1650) shall be available for the purchase of commuter rail equipment for the South County Commuter Rail project upon the receipt by the Rhode Island Department of Transportation of an approved environmental assessment for the South County Commuter Rail project.

**SA 4541.** Mr. LEVIN (for Mr. OBAMA) proposed an amendment to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; as follows:

At the end of subtitle C of title XXVIII, add the following:

**SEC. 2834. REPORT ON AIR FORCE AND AIR NATIONAL GUARD BASES AFFECTED BY 2005 ROUND OF DEFENSE BASE CLOSURE AND REALIGNMENT.**

(a) REPORT.—Not later than January 1, 2007, the Secretary of the Air Force shall submit to Congress a report on planning by the Department of the Air Force for future roles and missions for active and Air National Guard personnel and installations affected by decisions of the 2005 round of defense base closure and realignment.

(b) CONTENT.—The report required under subsection (a) shall include—

(1) an assessment of the capabilities, characteristics, and capacity of the facilities, infrastructure, and authorized personnel at each affected base;

(2) a description of the planning process used by the Air Force to determine future roles and missions at active and Air National Guard bases affected by the decisions of the 2005 round of defense base closure and realignment, including an analysis of alternatives for installations to support each future role or mission;

(3) a description of the future roles and missions under consideration for each active and Air National Guard base and an explanation of the criteria and decision-making process to make final decisions about future roles and missions for each base; and

(4) a timeline for decisions on the final determination of future roles and missions for each active and Air National Guard base affected by the decisions of the 2005 round of defense base closure and realignment.

(c) BASES COVERED.—The report required under subsection (a) shall include information on each active and Air National Guard base at which the number of aircraft, weapon systems, or functions is proposed to be reduced or eliminated and to any installation that was considered as a potential receiving location for the realignment of aircraft, weapons systems, or functions.

## NOTICES OF HEARINGS

### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. DOMENICI. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will be held on Thursday, June 29, 2006, at 10 a.m. in room SD-366 of the Dirksen Building.

The purpose of the hearing is to receive testimony on H.R. 5254, the Refinery Permit Process Schedule Act.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, United States Senate, Washington, DC 20510-6150.

For further information, please contact John Peschke at (202) 224-4797, Shannon Ewan at (202) 224-7555.

### SUBCOMMITTEE ON PUBLIC LANDS AND FORESTS

Mr. CRAIG. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Subcommittee on Public Lands and Forests of the Committee on Energy and Natural Resources.

The hearing will be held on Wednesday, July 19, at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to provide oversight on the implementation of Public Law 108-148 (The Healthy Forests Restoration Act).

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, United States Senate, Washington, DC 20510-6150.

For further information, please contact Frank Gladics at 202-224-2878 or Sara Zecher 202-224-8276.

## AUTHORITY FOR COMMITTEES TO MEET

### COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on June 22, 2006, at 3:30 p.m., to conduct a hearing on “Reauthorization of the Iran Libya Sanctions Act.”

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

### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. WARNER. Mr. President, I ask unanimous consent that the Senate Committee on Commerce, Science, and Transportation be authorized to hold an Executive Session to begin at 2 p.m. on Thursday, June 22, 2006.

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

### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Thursday, June 22, 2006, at 10 a.m. The purpose of

this hearing is to receive testimony on S. 2747, to enhance energy efficiency and conserve oil and natural gas, and for other purposes.

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

#### COMMITTEE ON FOREIGN RELATIONS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, June 22, 2006, at 9:30 a.m., to hold a hearing on Energy Security in Latin America.

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

#### COMMITTEE ON FOREIGN RELATIONS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Thursday, June 22, 2006, at 2 p.m., to hold a hearing on a nomination.

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

#### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to hold a hearing during the session of the Senate on Thursday, June 22, 2006, at 10 a.m., in SD-430.

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

#### COMMITTEE ON INDIAN AFFAIRS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Thursday, June 22, 2006, at 9:30 a.m. in Room 485 of the Russell Senate Office Building to conduct a business meeting voting out the report on the Indian Lobbying Misconduct Investigation, and other pending matters.

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

#### COMMITTEE ON THE JUDICIARY

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a markup on Thursday, June 22, 2006, at 9:30 a.m. in the Dirksen Senate Office Building Room 226. The agenda will be provided when it becomes available.

I. Nominations: Brett L. Tolman, to be U.S. Attorney for the District of Utah.

II. Bills: S. 2453, National Security Surveillance Act of 2006, [Specter]; S. 2455, Terrorist Surveillance Act of 2006, [De Wine, Graham]; S. 2468, A bill to provide standing for civil actions for declaratory and injunctive relief to persons who refrain from electronic communications through fear of being subject to warrantless electronic surveillance for foreign intelligence purposes, and for other purposes, [Schumer]; S. 3001, Foreign Intelligence Surveillance Improvement and Enhancement Act of 2006, [Specter, Feinstein]; S. 2831, Free Flow of Information Act

of 2006, [Lugar, Specter, Graham, Schumer, Biden]; H.R. 1036, Copyright Royalty Judges Program Technical Corrections Act, [Smith-TX]; S. 155, Gang Prevention and Effective Deterrence Act of 2005, [Feinstein, Hatch, Grassley, Cornyn, Kyl, Specter]; S. 2703, Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006 [Specter, Leahy, Grassley, Kennedy, DeWine, Feinstein, Brownback, Durbin, Schumer, Kohl, Biden, Feingold]; and S. 1845, Circuit Court of Appeals Restructuring and Modernization Act of 2005, [Ensign, Kyl].

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

#### COMMITTEE ON VETERANS' AFFAIRS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Veterans' Affairs be authorized to meet during the session of the Senate on Thursday, June 22, 2006, to mark up pending VA legislation:

The markup will take place in room 418 of the Russell Senate Office Building at 10 a.m.

The bills to be considered are:

S. 2562 (Chairman LARRY E. CRAIG), the "Veterans' Compensation Cost-of-Living Adjustment Act of 2006";

S. 3421 (Chairman LARRY E. CRAIG), A bill to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal years 2006 and 2007.

Committee Print of S. 2694 (Chairman LARRY E. CRAIG), the "Veterans' Choice of Representation and Benefits Enhancement Act of 2006". The Committee Print contains the following provisions:

From S. 2694, as introduced: Attorney representation in veterans benefits cases before the Department of Veterans Affairs;

From S. 2659 (Ranking Member DANIEL K. AKAKA): Eligibility of Indian tribal organizations for grants for the establishment of veterans cemeteries on trust lands;

From S. 1759 (Chairman LARRY E. CRAIG): Requiring the Secretary of the Army to remove the remains of Russell Wayne Wagner from Arlington National Cemetery;

From S. 3069 (Senator CHRISTOPHER DODD): Extending the provision of government grave markers;

From S. 2416 (Senator CONRAD BURNS): Expansion of education programs eligible for accelerated payment of educational assistance under the Montgomery GI Bill;

From S. 3363 (Senator MIKE DEWINE): Accelerated payment of survivors' and dependents' educational assistance for certain programs of education;

Original Provision (from Chairman LARRY E. CRAIG): Extend reporting requirement on the operation of the Montgomery GI Bill program;

Original Provision (from Chairman LARRY E. CRAIG): Reducing amounts available for State Approving Agencies in fiscal years 2010 and 2011 paid from VA's readjustment benefit account;

From S. 2121 (Senator CHARLES SCHUMER): Residential cooperative housing units;

From S. 1252 (Ranking Member DANIEL K. AKAKA): Supplemental insurance for totally disabled veterans;

Original Provision (from Chairman LARRY E. CRAIG): Reauthorization for use of certain information from other agencies;

Original Provision (from Chairman LARRY E. CRAIG): Clarification of correctional facilities covered by certain provisions of law.

From S. 1537 (Ranking Member DANIEL K. AKAKA): Establishment of Parkinson's Disease and Multiple Sclerosis Centers of Excellence.

From S. 2634 (Chairman LARRY E. CRAIG): Sections (a)(1) and (b)(1) of it the bill pertaining to Term Limits for the Positions of Under Secretary for Health and Under Secretary for Benefits.

From S. 2762 (Ranking Member DANIEL K. AKAKA): Requirement for VA to pay full costs for certain service-connected veterans residing in state homes, provide medications for certain service-connected conditions to veterans residing in state homes, and create a limited authority for the Secretary to designate certain beds in non-state facilities as state homes for purposes of per diem payments.

From S. 2433 (Senator KEN SALAZAR): A provision to create an Office of Rural Health in the Office of the Under Secretary for Health at the Department of Veterans Affairs.

From S. 2753 (Ranking Member DANIEL K. AKAKA): A provision to authorize a pilot program to provide care-giver assistance and noninstitutional care services.

From S. 3545 (Chairman LARRY E. CRAIG, Ranking Member AKAKA, Senators BURR AND OBAMA):

Improvements to services, housing, and assistance provided to homeless veterans.

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

#### SELECT COMMITTEE ON INTELLIGENCE

Mr. WARNER. Mr. President, I ask unanimous consent that the Select Committee on Intelligence be authorized to meet during the session of the Senate on June 22, 2006, at 2:30 p.m. to hold a closed briefing.

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

#### SUBCOMMITTEE ON ANTITRUST, COMPETITION POLICY, AND CONSUMER RIGHTS

Mr. WARNER. Mr. President, I ask unanimous consent that the Senate Committee on the Judiciary Subcommittee on Antitrust, Competition Policy and Consumer Rights be authorized to meet on Thursday, June 22, 2006 at 3 p.m. to conduct a hearing on "The AT&T and BellSouth Merger: What Does it Mean for Consumers?" in room 226 of the Dirksen Senate Office Building. The witness list is attached.

Panel I: Edward E. Whitacre Jr., Chairman and CEO, AT&T Inc., San Antonio, TX; F. Duane Ackerman,

Chairman and CEO, BellSouth Corporation, Atlanta, GA; James F. Geiger, President and CEO, Cbeyond Communications, Atlanta, GA; and Jonathan L. Rubin, Senior Research Fellow, American Antitrust Institute, Washington, DC.

SUBCOMMITTEE ON CLEAN AIR, CLIMATE CHANGE, AND NUCLEAR SAFETY

Mr. WARNER. Mr. President, I ask unanimous consent that on Thursday, June 22, 2006, at 9:30 a.m. the Subcommittee on Clean, Air, Climate Change, and Nuclear Safety be authorized to hold an oversight hearing on the regulatory processes for new and existing nuclear plants.

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

SUBCOMMITTEE ON FEDERAL FINANCIAL MANAGEMENT, GOVERNMENT INFORMATION, AND INTERNATIONAL SECURITY

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs' Subcommittee on Federal Financial Management, Government Information, and International Security be authorized to meet on Thursday, June 22, 2006, at 2:30 p.m. for a field hearing regarding "Lessons Learned? Assuring Healthy Initiatives in Health Information Technology."

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

SUBCOMMITTEE ON NATIONAL PARKS

Mr. WARNER. Mr. President, I ask unanimous consent that the Subcommittee on National Parks of the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Thursday, June 22, 2006 at 2:30 p.m.

The purpose of the hearing is to receive testimony on the following bills: S. 574, a bill to amend the Quenebaug and Shetucket Rivers Valley National Heritage Corridor Act of 1994 to increase the authorization of appropriations and modify the date on which the authority of the Secretary of the Interior terminates under the Act; S. 1387, a bill to provide for an update of the Cultural Heritage and Land Management Plan for the John H. Chafee Blackstone River Valley National Heritage Corridor, to extend the authority of the John H. Chafee Blackstone River Valley National Heritage Corridor Commission, to authorize the undertaking of a special resource study of sites and landscape features within the corridor, and to authorize additional appropriations for the corridor; S. 1721, a bill to amend the Omnibus Parks and Public Lands Management Act of 1996 to extend the authorization for certain national heritage areas, and for other purposes; S. 2037, a bill to establish the Sangre De Cristo National Heritage Area in the State of Colorado, and for other purposes; and S. 2645, a bill to establish the journey through Hallowed Ground National Heritage Area and for other purposes.

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

SUBCOMMITTEE ON TRADE, TOURISM, AND ECONOMIC DEVELOPMENT

Mr. WARNER. Mr. President, I ask unanimous consent that the Senate Committee on Commerce, Science, and Transportation Subcommittee on Trade, Tourism, and Economic Development be authorized to meet on Thursday, June 22, 2006, at 10 a.m. on the state of the U. S. Tourism Industry.

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

PRIVILEGES OF THE FLOOR

Mr. KYL. Mr. President, I ask unanimous consent that Bill LaDuke, a legal intern in my office, be granted the privilege of the floor during my remarks on the floor.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I ask unanimous consent that Air Force MAJ Stephen Purdy be granted the privilege of the floor during the debate on this amendment.

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

Mr. LEVIN. Mr. President, I ask unanimous consent that Chris Thompson, a Marine fellow in the office of Senator BILL NELSON, be granted the privilege of the floor during further consideration of the Defense authorization bill.

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

CORRECTING THE ENROLLMENT OF THE CONFERENCE REPORT TO ACCOMPANY H.R. 889

Mr. WARNER. On behalf of the leadership, I ask unanimous consent that the Senate now proceed to the consideration of S. Con. Res. 103 which was submitted earlier today.

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

The bill clerk read as follows:

A concurrent resolution (S. Con. Res. 103) correcting the enrollment of the bill H.R. 889.

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

Mr. WARNER. I ask unanimous consent that the concurrent resolution be agreed to and the motion to reconsider be laid upon the table.

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

The concurrent resolution (S. Con. Res. 103) was agreed to, as follows:

S. CON. RES. 103

*Resolved by the Senate (the House of Representatives concurring), That, in the enrollment of the bill H.R. 889, the Clerk of the House of Representatives shall make the following corrections:*

(1) In the table of contents in section 2, strike the item relating to section 414 and insert the following:

"Sec. 414. Navigational safety of certain facilities."

(2) Strike section 414 and insert the following:

"SEC. 414. NAVIGATIONAL SAFETY OF CERTAIN FACILITIES.

"(a) CONSIDERATION OF ALTERNATIVES.—In reviewing a lease, easement, or right-of-way for an offshore wind energy facility in Nantucket Sound under section 8(p) of the Outer Continental Shelf Lands Act (43 U.S.C. 1337(p)), not later than 60 days before the date established by the Secretary of the Interior for publication of a draft environmental impact statement, the Commandant of the Coast Guard shall specify the reasonable terms and conditions the Commandant determines to be necessary to provide for navigational safety with respect to the proposed lease, easement, or right-of-way and each alternative to the proposed lease, easement, or right-of-way considered by the Secretary.

"(b) INCLUSION OF NECESSARY TERMS AND CONDITIONS.—In granting a lease, easement, or right-of-way for an offshore wind energy facility in Nantucket Sound under section 8(p) of the Outer Continental Shelf Lands Act (43 U.S.C. 1337(p)), the Secretary shall incorporate in the lease, easement, or right-of-way reasonable terms and conditions the Commandant determines to be necessary to provide for navigational safety."

COAST GUARD AND MARITIME TRANSPORTATION ACT OF 2006

Mr. STEVENS. Mr. President, I rise today to endorse passage of the Coast Guard and Maritime Transportation Act of 2006. However, I would like to clarify several points with regard to section 414 of the conference report. This section deals with construction of offshore wind energy facilities in the area off the coast of Massachusetts known as Nantucket Sound, and it will require the Secretary of the Interior to incorporate any "reasonable terms and conditions the Commandant of the Coast Guard determines to be necessary to provide for navigational safety." Interpretation of this clause will be critical to ensuring that navigation, aviation, and communications are not adversely impacted by construction of such a facility.

A company known as Cape Wind, LLC has proposed the permanent installation of 130 wind turbines, each reaching 417 feet in height, on 24 square miles of Nantucket Sound in an area surrounded by three commercial airports, two busy ferry routes, and a major shipping channel. The area is heavily utilized by commercial fishermen and recreational boaters as well. Perhaps most importantly, the project would be situated less than 15 miles from the only PAVE/PAWS missile defense radar station on the entire eastern seaboard. Studies conducted in and around offshore wind farms in Britain have shown that these installations can have adverse impacts on radar for boats, aircraft, and air traffic controllers, and they may pose a hazard to navigation.

It must be left up to the Commandant of the Coast Guard to decide what is necessary to prevent negative impact to navigation, aviation, and communications caused by the proposed wind farm. We trust the Commandant to act responsibly and only