

(3) COMPENSATION.—

(A) IN GENERAL.—Except as provided in subparagraph (B), the Chairperson of the Commission may fix the compensation of the executive director and other personnel without regard to the provisions of chapter 51 and subchapter III of chapter 53 of title 5, United States Code, relating to classification of positions and General Schedule pay rates.

(B) MAXIMUM RATE OF PAY.—In no event shall any employee of the Commission (other than the executive director) receive as compensation an amount in excess of the maximum rate of pay for Executive Level IV under section 5315 of title 5, United States Code.

(C) DETAIL OF FEDERAL GOVERNMENT EMPLOYEES.—

(1) IN GENERAL.—An employee of the Federal Government may be detailed to the Commission without reimbursement.

(2) CIVIL SERVICE STATUS.—The detail of a Federal employee shall be without interruption or loss of civil service status or privilege.

(d) PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.—On request of the Commission, the Secretary of the Army, acting through the Chief of Engineers, shall provide, on a reimbursable basis, such office space, supplies, equipment, and other support services to the Commission and staff of the Commission as are necessary for the Commission to carry out the duties of the Commission under this Act.

SEC. 7. CONGRESSIONAL BUDGET OFFICE REVIEW.

Not later than 90 days after the date on which the report under section 4(c) is submitted to Congress by the Commission, the Congressional Budget Office shall review the report and submit a report on the results of the review to—

(1) the Committees on Environment and Public Works, Energy and Natural Resources, and Commerce, Science, and Transportation of the Senate; and

(2) the Committees on Transportation and Infrastructure and Natural Resources of the House of Representatives.

SEC. 8. REPORTS.

(a) INTERIM REPORTS.—Not later than 1 year after the date of the initial meeting of the Commission, the Commission shall submit an interim report containing a detailed summary of the progress of the Commission, including meetings and hearings conducted during the interim period, to—

(1) the President;

(2) the Committees on Transportation and Infrastructure and Natural Resources of the House of Representatives; and

(3) the Committees on Environment and Public Works, Energy and Natural Resources, and Commerce, Science, and Transportation of the Senate.

(b) FINAL REPORT.—On termination of the Commission under section 10, the Commission shall submit a final report containing a detailed statement of the findings and conclusions of the Commission and recommendations for legislation and other policies to implement those findings and conclusions, to—

(1) the President;

(2) the Committees on Transportation and Infrastructure and Natural Resources of the House of Representatives; and

(3) the Committees on Environment and Public Works, Energy and Natural Resources, and Commerce, Science, and Transportation of the Senate.

(c) TRANSPARENCY.—A report submitted under subsection (a) or (b) shall be made available to the public electronically, in a user-friendly format, including on the Internet.

SEC. 9. FUNDING.

For each of fiscal years 2008 through 2010, upon request by the Commission—

(1) using amounts made available to the Secretary of Transportation from any source or account other than the Highway Trust Fund, the

Secretary of Transportation shall transfer to the Commission \$750,000 for use in carrying out this Act;

(2) using amounts from the General Expenses account of the Corps of Engineers (other than amounts in that account made available through the Department of Defense), the Secretary of the Army, acting through the Chief of Engineers, shall transfer to the Commission \$250,000 for use in carrying out this Act; and

(3) the Administrator of the Environmental Protection Agency shall transfer to the Commission \$250,000 for use in carrying out this Act.

SEC. 10. TERMINATION OF COMMISSION.

The Commission shall terminate on September 30, 2010.

Mr. PRYOR. Mr. President, I ask unanimous consent that the amendment that is at the desk be considered and agreed to, the substitute amendment, as amended, be agreed to, the motions to reconsider be laid upon the table, en bloc, the bill, as amended, be read three times, passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD, without intervening action or debate.

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

The amendment (No. 2648) was agreed to.

(The amendment is printed in today's RECORD under "Text of Amendments.")

The committee amendment in the nature of a substitute, as amended, was agreed to.

The bill (S. 775) was ordered to be engrossed for a third reading, was read the third time, and passed.

MEASURES PLACED ON THE CALENDAR—S. 1927 AND H.R. 2831

Mr. PRYOR. Mr. President, I understand there are two bills at the desk due for a second reading.

The PRESIDING OFFICER. The clerk will report the bills by title for the second time en bloc.

The legislative clerk read as follows:

A bill (S. 1927) to amend the Foreign Intelligence Surveillance Act of 1978 to provide additional procedures for authorizing certain acquisitions of foreign intelligence information, and for other purposes.

A bill (H.R. 2831) to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973 to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes.

Mr. PRYOR. Mr. President, I object to any further proceedings with respect to these bills en bloc.

The PRESIDING OFFICER. Objection is heard. The bills will be placed on the calendar.

MEASURE READ THE FIRST TIME—S. 1974

Mr. PRYOR. Mr. President, I understand that S. 1974, introduced earlier today by Senator KENNEDY and others,

is at the desk, and I ask for its first reading.

The PRESIDING OFFICER. The clerk will read the title of the bill for the first time.

The legislative clerk read as follows:

A bill (S. 1974) to make technical corrections related to the Pension Protection Act of 2006.

Mr. PRYOR. Mr. President, I now ask for its second reading, and I object to my own request.

The PRESIDING OFFICER. Objection is heard. The bill will receive a second reading on the next legislative day.

ORDERS FOR FRIDAY, AUGUST 3, 2007

Mr. PRYOR. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand adjourned until 9:30 a.m., Friday, August 3; that on Friday, following the prayer and the pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, and the time of the two leaders be reserved for their use later in the day; that the Senate then proceed to executive session, as under the previous order.

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

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. PRYOR. Mr. President, I wish everyone a good night, and if there is no further business today, I now ask unanimous consent that the Senate stand adjourned under the previous order.

There being no objection, the Senate, at 11:33 p.m., adjourned until Friday, August 3, 2007, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate:

EXECUTIVE OFFICE OF THE PRESIDENT

DENNIS W. CARLTON, OF ILLINOIS, TO BE A MEMBER OF THE COUNCIL OF ECONOMIC ADVISERS. VICE KATHERINE BAICKER, RESIGNED.

FEDERAL MARITIME COMMISSION

CARL B. KRESS, OF CALIFORNIA, TO BE A FEDERAL MARITIME COMMISSIONER FOR THE TERM EXPIRING JUNE 30, 2011, VICE STEVEN ROBERT BLUST, RESIGNED.

A. PAUL ANDERSON, OF FLORIDA, TO BE A FEDERAL MARITIME COMMISSIONER FOR THE TERM EXPIRING JUNE 30, 2012. (REAPPOINTMENT)

DEPARTMENT OF STATE

JOHN A. GASTRIGHT, OF SOUTH CAROLINA, FOR THE RANK OF AMBASSADOR DURING HIS TENURE OF SERVICE AS UNITED STATES COORDINATOR FOR AFGHANISTAN, DEPARTMENT OF STATE.

MARGARET SPELLINGS, OF TEXAS, TO BE DESIGNATED A REPRESENTATIVE OF THE UNITED STATES OF AMERICA TO THE THIRTY-FOURTH SESSION OF THE GENERAL CONFERENCE OF THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC, AND CULTURAL ORGANIZATION.

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

MARK D. GEARAN, OF NEW YORK, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING DECEMBER 1, 2010. (REAPPOINTMENT)

JULIE FISHER CUMMINGS, OF MICHIGAN, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING SEPTEMBER 14, 2011, VICE WILLIAM A. SCHAMBRA, TERM EXPIRED.

DONNA N. WILLIAMS, OF TEXAS, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR

NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING OCTOBER 6, 2009, VICE MARC RACICOT, TERM EXPIRED.

TOM OSBORNE, OF NEBRASKA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING OCTOBER 6, 2012, VICE CYNTHIA BOICH, TERM EXPIRED.

ALAN D. SOLOMONT, OF MASSACHUSETTS, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING OCTOBER 6, 2009. (REAPPOINTMENT)

DEPARTMENT OF HOMELAND SECURITY

JEFFREY WILLIAM RUNGE, OF NORTH CAROLINA, TO BE ASSISTANT SECRETARY FOR HEALTH AFFAIRS AND CHIEF MEDICAL OFFICER, DEPARTMENT OF HOMELAND SECURITY. (NEW POSITION)

DEPARTMENT OF JUSTICE

CYNTHIA DYER, OF TEXAS, TO BE DIRECTOR OF THE VIOLENCE AGAINST WOMEN OFFICE, DEPARTMENT OF JUSTICE, VICE DIANE M. STUART, RESIGNED.

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be lieutenant general

MAJ. GEN. TED F. BOWLDS, 0000

IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

To be major general

BRIG. GEN. DAVID N. BLACKLEDGE, 0000

THE FOLLOWING ARMY NATIONAL GUARD OF THE UNITED STATES OFFICER FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

To be brigadier general

COL. KEITH D. JONES, 0000

IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES NAVY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

To be vice admiral

REAR ADM. CARL V. MAUNEY, 0000

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT AS CHIEF OF NAVAL OPERATIONS, UNITED STATES NAVY AND APPOINTMENT TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTIONS 601 AND 5033:

To be admiral

ADM. GARY ROUGHEAD, 0000

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER IN THE GRADE INDICATED IN THE RESERVE OF THE AIR FORCE UNDER TITLE 10, U.S.C., SECTION 12203:

To be colonel

WILLIAM H. SNEEDER, JR., 0000

IN THE ARMY

THE FOLLOWING NAMED INDIVIDUAL FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL SERVICE CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

To be major

DWAYNE S. TUPPER, 0000

THE FOLLOWING NAMED INDIVIDUAL FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY VETERINARY CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

To be major

SUZANNE R. TODD, 0000

THE FOLLOWING NAMED INDIVIDUAL FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

To be major

RALPH C. BEATON, 0000

THE FOLLOWING NAMED INDIVIDUAL FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

To be major

KRISTEN M. BAUER, 0000

THE FOLLOWING NAMED OFFICER FOR REGULAR APPOINTMENT IN THE GRADE INDICATED IN THE REGULAR ARMY UNDER TITLE 10, U.S.C., SECTIONS 531:

To be major

JOSE M. TORRES, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL SPECIALIST CORPS UNDER TITLE 10, U.S.C., SECTIONS 624 AND 3064:

To be lieutenant colonel

RICHARD D. ARES, 0000

GARRETT R. BAER, 0000

JOHN E. BALSER, 0000

EARL G. BENSON, 0000

CHRISTINE J. BIGHAM, 0000

WILLA R. BOBBITT, 0000

BONNIE B. EILAT, 0000

SARAH L. FLASH, 0000

MATTHEW B. GARBER, 0000

STEPHEN L. GOFFAR, 0000

DIANNE T. HELINSKI, 0000

JULIE K. HUDSON, 0000

DANNY J. MCMILLIAN, 0000

TIMOTHY L. PENDERGRASS, 0000

ALLYSON E. PRITCHARD, 0000

SHAWN J. SCOTT, 0000

SCOTT W. SHAFFER, 0000

WILLIAM C. WERLING, 0000

PATRICIA M. WILLIAMS, 0000

YVETTE WOODS, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT

TO THE GRADE INDICATED IN THE UNITED STATES ARMY VETERINARY CORPS UNDER TITLE 10, U.S.C., SECTIONS 624 AND 3064:

To be lieutenant colonel

KENNETH E. DESPAIN, 0000

THOMAS A. EGGLESTON, 0000

STEPHEN A. FELT, 0000

JAMES F. KOTERSKI, 0000

FELICIA D. LANGEL, 0000

CHRISTOPHER J. LANIER, 0000

JULIO C. MONTERO, 0000

RICHARD J. PROBST, 0000

PEDRO J. RICO, 0000

TIMOTHY SETTLE, 0000

CHERYL D. SOFALY, 0000

THOMAS J. STEINBACH, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT

TO THE GRADE INDICATED IN THE UNITED STATES ARMY NURSE CORPS UNDER TITLE 10, U.S.C., SECTIONS 624 AND

3064:

To be lieutenant colonel

MARVELLA BAILEY, 0000

TRACY L. BAKER, 0000

JEAN M. BARIDO, 0000

CORINA M. BARROW, 0000

DEBORAH L. BELANGER, 0000

ANNE C. BROWN, 0000

TERRY J. BROWN, 0000

JOSEPH T. CABELL, 0000

RONALD M. CASHION, 0000

RANDEL C. CASSELS, 0000

NAOMI S. CHILDRES, 0000

THOMAS R. COE, 0000

LYNN C. COLLINS, 0000

JENIFER M. CONSTANTIAN, 0000

MICHAEL R. COOPER, 0000

KATHLEEN F. CURRAN, 0000

GWENDOLYN L. DAVIS, 0000

DIANE S. DIEHL, 0000

PROSPERO C. DONAN, JR., 0000

LAURA L. FEIDER, 0000

MARY E. FREYLING, 0000

PABLITO R. GAHOL, 0000

KIMBERLY S. GARCIA, 0000

CHARLINE GEREPKA, 0000

CHAD B. GOODERHAM, 0000

MONTEZ GORRELLGOODE, 0000

JOHN H. GOURLEY, 0000

HEATHER B. GUESS, 0000

ROBERT G. HARMON, 0000

EULYNNE HARRISON, 0000

JUDITH M. HAWKINS, 0000

SHARON M. HEBERER, 0000

JENNIFER D. HINES, 0000

KAREN A. HUTCHINS, 0000

JENNIE M. IRIZARRY, 0000

ANDREA R. JACKSON, 0000

SHELLEY B. JAMES, 0000

LOUISE D. JOHNSON, 0000

VERNELL JORDAN, 0000

CLAIRE A. JOSEPH, 0000

NICOLE L. KERKENBUSH, 0000

JANET R. KROPF, 0000

BRUCE R. LANUM, 0000

LINDA A. LAPOINTE, 0000

PAUL F. LARUE, 0000

MARC A. LEWIS, 0000

DARYL J. MAGOULICK, 0000

LEONARDO M. MARTINEZ, 0000

LEIGH K. MCGRAW, 0000

SANDRA N. MCNAUGHTON, 0000

SUSAN R. MEILLER, 0000

ELIZABETH A. MURRAY, 0000

ROBIN L. ODELL, 0000

JAMES L. PERRINE, 0000

BETH J. PETTITWILLIS, 0000

DEBORAH M. PINATHOMAS, 0000

PATRICK B. POLK, 0000

RICHARD M. PRIOR, 0000

ANGELA C. QUINTANILLA, 0000

DAVID C. RINALDI, 0000

NANCY A. SADDLER, 0000

KRYSTAL R. SCOFIELD, 0000

CHAD M. SEKUTERA, 0000

SONYA C. SHAW, 0000

AMELIA M. SMITH, 0000

ROBIN L. SMITH, 0000

MARGARET S. SOBIECK, 0000

CARMEN A. STELLA, 0000

MICHELE R. STONE, 0000

KATHERINE E. TAYLOR, 0000

COMBS D. UPSHAW, 0000

VERONICA A. VILLAFRANCA, 0000

ELIZABETH A. WALL, 0000

TRACY S. WALLACE, 0000

FRANCES K. WARD, 0000

KENDRA P. WHYATT, 0000

GAYLA W. WILSON, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT

TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL SERVICE CORPS UNDER TITLE 10, U.S.C., SECTIONS 624 AND 3064:

To be lieutenant colonel

CARA M. ALEXANDER, 0000

PATRICIA J. ALLEN, 0000

BRIAN ALMQUIST, 0000

CHARLES A. ASOWATA, 0000

SHAWN M. BAILEY, 0000

STEPHEN A. BARNES, 0000

BEVERLY A. BEAVERS, 0000

DONNA E. BEED, 0000

GRETA L. BENNETT, 0000

WILLIAM J. BETTIN, 0000

LEE W. BEWLEY, 0000

KEVIN M. BONDS, 0000

JOSE A. BONILLA, 0000

CHADWICK A. BOWERS, 0000

LAURA E. BOWERS, 0000

SONYA R. BROWN, 0000

DAVID J. BROYHILL, 0000

JENNIFER B. CACI, 0000

CHERYL Y. CAMERON, 0000

WEYMAN E. CANNINGTON, 0000

PEDRO A. CASAS, 0000

JOHN J. CASEY III, 0000

CHRISTOPHER P. COLEY, 0000

MARY L. CONNELL, 0000

DEREK C. COOPER, 0000

ANTONIO E. COPELAND, 0000

ROBERT S. CORNES, 0000

ANDREW J. CORROW, 0000

BRIAN D. CRANDALL, 0000

ELLEN S. DALY, 0000

SWARTE V. DE, 0000

RALPH W. DEATHERAGE, 0000

MARK W. DICK, 0000

CORRINA A. DIXON, 0000

MARK J. DOLE, 0000

PETER N. EBERHARDT, 0000

AUSTIN W. ELLIOTT, 0000

LAURA M. ELLIOTT, 0000

DERRICK W. FLOWERS, 0000

RONALD S. FOLEY, 0000

CAROLYN E. FOTA, 0000

DAVID J. FUGAZZOTTO, JR., 0000

HAROLD J. GEOLINGO, 0000

DAVID R. GIBSON, 0000

CHERYL B. GOGGINS, 0000

MARJORIE A. GRANTHAM, 0000

ANTHONY L. GREEN, 0000

MICHELLE S. GREENE, 0000

CHRISTOPHER A. GRUBER, 0000

KURT A. GUSTAFSON, 0000

SAM E. HADDAD, JR., 0000

HERMAN HAGGRAY, JR., 0000

KELLY M. HALVERSON, 0000

JAMES A. HAWKINS, JR., 0000

MICHAEL D. HEATH, 0000

MARK L. HOHSTADT, 0000

HENRY E. HOLLIDAY III, 0000

WILLIAM G. HOWARD, 0000

ROBERT F. HOWE, 0000

TIMOTHY D. HOWER, 0000

STEPHEN R. INNANEN, 0000

MARK A. IRELAND, 0000

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DARIA J. SMITH, 0000
JOHN V. SMITH, 0000
ERIC B. SONES, 0000
PORTIA C. SORRELLS, 0000
MELLISSA R. STANFABREW, 0000
WILLIAM F. STARNES, 0000
KERRY J. SWEET, 0000
BRUCE C. SYVINSKI, 0000
LAURA A. THOMAS, 0000
DAVID M. THOMPSON, 0000
TONY N. TIDWELL, 0000

MARGA TOILLIONSTEFFENSMEIE, 0000
LAURA R. TRINKLE, 0000
RONALD C. VANROEKEL, 0000
KEITH A. WAGNER, 0000
RONALD D. WALKER, 0000
TRAVIS W. WATSON, 0000
RICHARD M. WEBB, 0000
ROBIN M. WHITACRE, 0000
THOMAS S. WIECZOREK, 0000
KRISTIN K. WOOLLEY, 0000
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IN THE NAVY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT
TO THE GRADE INDICATED IN THE UNITED STATES NAVY
UNDER TITLE 10, U.S.C., SECTION 624:

To be lieutenant commander
RONNIE M. CITRO, 0000