

gray wolf from the list of threatened species or the list of endangered species published under the Endangered Species Act of 1973, and for other purposes.

S. 3978

At the request of Mr. JOHNSON, the name of the Senator from Oregon (Mr. WYDEN) was added as a cosponsor of S. 3978, a bill to ensure that home health agencies can assign the most appropriate skilled service to make the initial assessment visit for home health services for Medicare beneficiaries requiring rehabilitation therapy under a home health plan of care, based upon physician referral.

S. 3984

At the request of Mr. REED, the name of the Senator from Montana (Mr. TESTER) was added as a cosponsor of S. 3984, a bill to amend and extend the Museum and Library Services Act, and for other purposes.

S. CON. RES. 63

At the request of Mr. JOHNSON, the name of the Senator from Maine (Ms. COLLINS) was added as a cosponsor of S. Con. Res. 63, a concurrent resolution expressing the sense of Congress that Taiwan should be accorded observer status in the International Civil Aviation Organization (ICAO).

S. RES. 680

At the request of Mr. KERRY, the name of the Senator from Washington (Mrs. MURRAY) was added as a cosponsor of S. Res. 680, a resolution supporting international tiger conservation efforts and the upcoming Global Tiger Summit in St. Petersburg, Russia.

STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Ms. CANTWELL (for herself, Mrs. MURRAY, Ms. MURKOWSKI, and Mr. BEGICH):

S. 4014. A bill to provide for the replacement or rebuilding of a vessel for the non American Fisheries Act trawl catcher processors that comprise the Amendment 80 fleet; to the Committee on Commerce, Science, and Transportation.

Ms. CANTWELL. Mr. President, I rise today to introduce a technical corrections bill relating to the replacement of vessels in the Washington and Alaska non-pollock groundfish trawl catcher-processor fleet.

In Washington State, our history is based on a rich maritime tradition that contributes as much as \$3 billion to the State's economy each year. There are 3,000 vessels in Washington's fishing fleet that employ 10,000 fishermen. Seafood processors employ another 3,800 Washingtonians. And fish wholesalers employ an additional 1,000 people.

Each year thousands of fishermen risk their lives on the high seas attempting to provide food for American families and for the world. All too often, however, the vessels fishermen use are old, antiquated, and sometimes even unsafe.

It's that very concern about fishing safety that moved this Congress to pass new, more stringent fishing vessel safety requirements through the Coast Guard Authorization Act of 2010, which was signed into law by President Obama on October 15 of this year.

Our work, though, is far from done.

The bill I am introducing today is designed to clarify an ambiguity in the law that some believe could prevent fishermen in the Washington and Alaska non-pollock groundfish trawl catcher-processor fleet from replacing old, unsafe vessels with new ones. The North Pacific Fishery Management Council and U.S. Department of Commerce are currently taking action to promulgate regulations that would allow vessel replacement in this fleet. The Federal Government believes it has that authority, and I agree with that conclusion. Because of ambiguity in the law, however, my colleagues and I are introducing this legislation today to erase any uncertainty or ambiguity on whether the Government has the legal authority and ability to embark on its current course of action. Congress certainly never meant to prevent the replacement of old, unsafe vessels with new or refurbished ones, and where additional clarity is sought on that question, Congress should provide it.

By adopting this bill, we can improve fishing safety by providing the legal and financial clarity necessary for these vessels to be rebuilt and replaced. In a rapidly-aging fleet that has already experienced the tragedy of ships and men lost at sea, it is the least that we owe them—the means to prevent such tragedies from happening again in the future.

Mr. President, I ask unanimous consent that the text of the bill be printed in the RECORD.

There being no objection, the additional material was ordered to be printed in the RECORD, as follows:

S. 4014

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. REPLACEMENT VESSEL.

Notwithstanding any other provision of law, the Secretary of Commerce may promulgate regulations that allow for the replacement or rebuilding of a vessel qualified under subsections (a)(7) and (g)(1)(A) of section 219 of the Department of Commerce and Related Agencies Appropriations Act, 2005 (Public Law 108-447; 188 Stat. 886-891).

SUBMITTED RESOLUTIONS

SENATE RESOLUTION 696—MAKING MINORITY PARTY APPOINTMENTS FOR CERTAIN COMMITTEES FOR THE 111TH CONGRESS

Mr. MCCONNELL submitted the following resolution; which was considered and agreed to:

S. RES. 696

Resolved, That the following be the minority membership on the following committees

for the remainder of the 111th Congress, or until their successors are appointed:

COMMITTEE ON ARMED SERVICES: Mr. McCain, Mr. Inhofe, Mr. Sessions, Mr. Chambliss, Mr. Graham, Mr. Thune, Mr. Wicker, Mr. LeMieux, Mr. Brown, Mr. Burr, Mr. Vitter, Ms. Collins, and Mr. Kirk.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS: Ms. Collins, Mr. Coburn, Mr. Brown, Mr. McCain, Mr. Voinovich, Mr. Ensign, Mr. Graham, and Mr. Kirk.

COMMITTEE ON VETERANS' AFFAIRS: Mr. Burr, Mr. Isakson, Mr. Wicker, Mr. Johanns, Mr. Brown, Mr. Graham, and Mr. Kirk.

AMENDMENTS SUBMITTED AND PROPOSED

SA 4735. Mr. ALEXANDER submitted an amendment intended to be proposed by him to the bill S. 3991, to provide collective bargaining rights for public safety officers employed by States or their political subdivisions; which was ordered to lie on the table.

SA 4736. Mr. CARDIN (for himself and Ms. MIKULSKI) submitted an amendment intended to be proposed by him to the bill S. 3454, to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table.

SA 4737. Mr. CARDIN submitted an amendment intended to be proposed by him to the bill S. 3454, supra; which was ordered to lie on the table.

SA 4738. Mr. CARDIN submitted an amendment intended to be proposed by him to the bill S. 3454, supra; which was ordered to lie on the table.

SA 4739. Mr. CARDIN submitted an amendment intended to be proposed by him to the bill S. 3454, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 4735. Mr. ALEXANDER submitted an amendment intended to be proposed by him to the bill S. 3991, to provide collective bargaining rights for public safety officers employed by States or their political subdivisions; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ GUARANTEEING PUBLIC SAFETY AND LOCAL CONTROL OF TAXES AND SPENDING.

Notwithstanding any State law or regulation issued under section 4, no collective-bargaining obligation may be imposed on any political subdivision or any public safety agency, and no contractual provision may be imposed on any political subdivision or public safety agency, if either the principal administrative officer of such public safety agency, or the chief elected official of such political subdivision certifies that the obligation, or any provision would be contrary to the best interests of public safety; or would result in any increase in local taxes, or would result in any decrease in the level of public safety or other municipal services.

SA 4736. Mr. CARDIN (for himself and Ms. MIKULSKI) submitted an amendment intended to be proposed by him to the bill S. 3454, to authorize appropriations for fiscal year 2011 for

military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title III, add the following:

SEC. 349. USE OF NONAPPROPRIATED FUND INSTRUMENTALITY ACTIVITIES OF THE UNITED STATES NAVAL ACADEMY BY THE PUBLIC.

(a) **USE OF ACTIVITIES AUTHORIZED.**—Section 6971 of title 10, United States Code, is amended—

(1) by redesignating subsections (c), (d), and (e), as subsections (d), (e), and (f), respectively; and

(2) by inserting after subsection (b) the following new subsection (c):

“(c) **USE OF ACTIVITIES BY THE PUBLIC.**—(1) Except as provided in paragraph (2), the Superintendent may authorize the utilization by non-Department of Defense persons of the Naval Academy activities referred to in subsection (b), and any other nonappropriated fund instrumentalities of the Naval Academy, to the extent that the utilization of such activities or instrumentalities by such persons does not interfere with the mission of the Naval Academy.

“(2) A Naval academy activity or nonappropriated fund instrumentality may not be utilized by a person under paragraph (1) for any fund-raising activities.

“(3) Any use of a Naval Academy activity or nonappropriated fund instrumentality by a person under paragraph (1) shall be on a reimbursable basis.”

(b) **CREDITING OF REVENUE.**—Subsection (e) of such section, as redesignated by subsection (a)(1) of this section, is further amended by inserting “, including any reimbursements under subsection (c),” after “in subsection (b)”.

(c) **CONFORMING AMENDMENT.**—Subsection (e) of such section, as so redesignated, is further amended by striking “subsection (c)” and inserting “subsection (d)”.

SA 4737. Mr. CARDIN submitted an amendment intended to be proposed by him to the bill S. 3454, to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title III, add the following:

SEC. 349. REPORT ON ACTIONS TO ADDRESS FORCE PROTECTION DEFICIENCIES AT THE JOINT SPECTRUM CENTER.

(a) **REPORT REQUIRED.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the actions taken to address vulnerabilities and other force protection deficiencies identified at the Joint Spectrum Center in the Balanced Survivability and Integrated Vulnerability Assessment (BSIVA) conducted by the Defense Threat Reduction Agency in January 2010.

(b) **ELEMENTS.**—The report required by subsection (a) shall include the following:

(1) A description of the actions taken to address vulnerabilities and other force protection deficiencies identified at the Joint Spectrum Center in the assessment referred to in subsection (a).

(2) A listing of each action proposed in the assessment that has not been completed as of the date of the report, and, for each such action, a plan to complete such action and a schedule for the completion of such action.

(3) A description and estimate of the costs of various options to ensure adequate levels of antiterrorism protection and force protection for military personnel and civilians at the Joint Spectrum Center, including appropriate adjustments of leases and the relocation of the functions of the Joint Spectrum Center onto a military installation.

(4) A certification by the Secretary of Defense whether the antiterrorism and force protection measures undertaken at the Joint Spectrum Center, and the associated risks, are consistent with the levels of protection, and associated risks, of other Department of Defense personnel.

(5) A description of actions taken to implement the finding of the Defense Base Closure and Realignment Commission that increased military value would be realized through the relocation of the Joint Spectrum Center to Fort Meade, Maryland, including, as applicable, an explanation of the reasons such relocation has not occurred.

(6) A description of any long-term plans to relocate the Joint Spectrum Center.

SA 4738. Mr. CARDIN submitted an amendment intended to be proposed by him to the bill S. 3454, to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title XXVII, add the following:

SEC. 2704. TRANSFER OF NEW BEGINNINGS YOUTH DEVELOPMENT CENTER AS PART OF REDEVELOPMENT OF WALTER REED ARMY MEDICAL CENTER.

(a) **FINDINGS.**—Congress makes the following findings:

(1) The Walter Reed Army Medical Center in the District of Columbia is scheduled to close by September 15, 2011, as part of the 2005 round of defense base closure and realignment, and will be divided into three sections for transfer out of Army control.

(2) Approximately 34 acres of the Walter Reed Army Medical Center are scheduled to transfer to the Government Services Administration and approximately 18 acres are scheduled to transfer to the Department of State as part of the closure.

(3) The remaining approximately 61 acres will transfer out of Federal control via the local redevelopment authority (LRA) process.

(4) The District of Columbia Office of the Deputy Mayor for Economic Development is acting as the LRA for the Walter Reed Army Medical Center, with all actions overseen by an LRA board consisting of public officials and private citizens.

(5) The District of Columbia LRA is in the process of developing a redevelopment plan that recommends how the buildings and land at the Walter Reed Army Medical Center are to be reused. The redevelopment plan is required to be submitted to the Army for approval by December 5, 2010.

(b) **TRANSFER OF NEW BEGINNINGS YOUTH DEVELOPMENT CENTER.**—

(1) **REQUIREMENT TO INCLUDE TRANSFER AS PART OF REDEVELOPMENT PLAN.**—Not later than December 5, 2010, the Office of Deputy Mayor for Economic Development of the District of Columbia, in its capacity as the local

redevelopment authority in connection with the closure of the Walter Reed Army Medical Center as part of the 2005 round of defense base closure and realignment, shall include as part of the redevelopment plan for such facility the complete transfer to the facility of the New Beginnings Youth Development Center, operated by the Department of Youth Rehabilitation Services of the District of Columbia, currently located in Laurel, Maryland.

(2) **SECRETARY OF THE ARMY APPROVAL.**—The Secretary of the Army may not accept or approve a redevelopment plan for the Walter Reed Army Medical Center that does not provide for the transfer described in paragraph (1).

SA 4739. Mr. CARDIN submitted an amendment intended to be proposed by him to the bill S. 3454, to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle J of title V, add the following:

SEC. 594. EXTENSION OF DEADLINE FOR SUBMISSION OF FINAL REPORT OF MILITARY LEADERSHIP DIVERSITY COMMISSION.

Section 596(e)(1) of the Duncan Hunter National Defense Authorization Act for Fiscal Year 2009 (Public Law 110-417; 122 Stat. 4478) is amended by striking “12 months” and inserting “18 months”.

ORDER OF PROCEDURE

Mr. REID. Mr. President, I ask unanimous consent that on Wednesday, December 8, upon the conclusion of the impeachment trial, the Senate stand in recess subject to the call of the Chair; that upon reconvening, the Senate then resume consideration of the motion to proceed to Calendar No. 661, S. 3991, and that the time until 12:30 p.m. be equally divided and controlled between the leaders or their designees; that at 12:30 p.m., the Senate stand in recess until 3:30 p.m.; that upon reconvening at 3:30 p.m., there be an additional 30 minutes of debate, divided as specified above; further, that upon the use or yielding back of time, the Senate proceed to vote on the motion to invoke cloture on the motion to proceed to Calendar No. 661; further, if there are back-to-back votes with respect to the cloture motions, that there be 4 minutes of debate equally divided and controlled in the usual form prior to each vote.

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

EARLY HEARING DETECTION AND INTERVENTION ACT OF 2010

Mr. REID. Mr. President, I ask unanimous consent that we now proceed to Calendar No. 673.

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

The assistant legislative clerk read as follows: