

prescribe reasonable terms and conditions. If someone wants to challenge his decision as unreasonable, they will have to raise the matter in court. It will be up to the courts, not the Secretary of the Interior, to decide if the Commandant's terms and conditions are unreasonable.

Further, we must remain open to the possibility that the Commandant may find that no amount of mitigation could be sufficient to eliminate the potential detrimental effects of the specific siting of this development. If the final determination of the Commandant is that the proposed siting is unacceptable, the Secretary must abide by that decision as well, and therefore fail to issue a permit, lease, easement, or right-of-way that would allow the facility to be constructed on the proposed site.

The arrangement dictated by section 414 of this bill has precedence in the procedure for granting hydroelectric licenses under the Federal Power Act. This process requires the Federal Energy Regulatory Commission to include in the terms and conditions of its licenses for hydroelectric licenses any conditions deemed necessary to protect the interests of other agencies. The United States Supreme Court determined that such conditions had to be "reasonable" and the reasonability of the conditions was a matter to be determined by the courts, not the Commission.

I support development of renewable sources of energy, but not at the expense of public safety or national security. The provisions included in section 414 of this bill ensure that the impacts of Cape Wind's potential development on the citizens of Massachusetts and the rest of the country will be evaluated fairly and appropriately by those who have the expertise to make a final determination on how best to mitigate any adverse effects. I urge my colleagues to act swiftly to pass the Coast Guard and Maritime Transportation Act of 2006.

Mr. WARNER. I further ask that when the Senate receives from the House a message that the House agrees to S. Con. Res. 103 and the conference report to accompany H.R. 889 is received from the House, the conference report be considered agreed to and the motion to reconsider be laid upon the table.

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

UNANIMOUS CONSENT AGREEMENT—S.J. RES. 12

Mr. MCCONNELL. Mr. President, I ask unanimous consent that at 4 p.m. on Monday, June 26, the Senate proceed to the consideration of Calendar No. 473, S.J. Res. 12, relating to the desecration of the flag for debate only during Monday's session.

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

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate immediately proceed to executive session to consider the following nominations on today's Executive Calendar: Calendar No. 713, Nos. 716 through 734, and all nominations on the Secretary's desk.

I further ask unanimous consent that the nominations be confirmed en bloc, the motions to reconsider be laid upon the table, 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.

The nominations considered and confirmed en bloc are as follows:

FEDERAL DEPOSIT INSURANCE CORPORATION

Jon T. Rymer, of Tennessee, to be Inspector General, Federal Deposit Insurance Corporation.

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. James N. Soligan, 8751

The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:

To be brigadier general

Col. Garbeth S. Graham, 5388

The following Air National Guard of the United States officers for appointment in the Reserve of the Air Force to the grades indicated under title 10, U.S.C., section 12203:

To be major general

Brigadier General Robert B. Bailey, 8474
Brigadier General William H. Etter, 7521
Brigadier General Douglas M. Pierce, 9562
Brigadier General Jose M. Portela, 4065
Brigadier General Donald J. Quenneville, 4967
Brigadier General David A. Sprenkle, 8992

To be brigadier general

Colonel Steven L. Adams, 9518
Colonel Robert L. Boggs, 8430
Colonel Peter A. Bonanni, 6859
Colonel Timothy J. Carroll, 4414
Colonel Timothy J. Cossalter, 0715
Colonel Michael L. Cunniff, 4997
Colonel James E. Daniel, Jr., 8973
Colonel John M. Del Toro, 5382
Colonel Gregory A. Fick, 0160
Colonel Steven J. Filo, 2097
Colonel Robert V. Fitch, 6866
Colonel William E. Hudson, 4783
Colonel Cora M. Jackson-Chandler, 5301
Colonel Richard W. Johnson, 7574
Colonel Gary T. Magonigle, 6681
Colonel Craig D. McCord, 0761
Colonel Kelly K. McKeague, 6016
Colonel Thomas R. Moore, 5457
Colonel John D. Owen, 4194
Colonel Deborah S. Rose, 7097
Colonel Gregory J. Schwab, 0577
Colonel Jonathan T. Treacy, 2942
Colonel Charles E. Tucker, Jr., 0285
Colonel Roy E. Uptegraff, III, 9155
Colonel Edwin A. Vincent, Jr., 7198
Colonel James C. Witham, 0100

IN THE ARMY

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 major general

Brig. Gen. Timothy J. Wright, 9146

The following named officer for appointment in the United States Army 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. Robert Wilson, 1235

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 major general

Brig. Gen. Raymond C. Byrne, Jr., 5792

The following Army National Guard of the United States officers for appointment in the Reserve of the Army to the grades indicated under title 10, U.S.C., section 12203:

To be major general

Brigadier General Edward H. Ballard, 0250
Brigadier General Michael W. Beaman, 0589
Brigadier General Floyd E. Bell, Jr., 4755
Brigadier General Nelson J. Cannon, 2178
Brigadier General Craig N. Christensen, 3064
Brigadier General John T. Furlow, 1754
Brigadier General Frank J. Grass, 4493
Brigadier General Larry W. Haltom, 3555
Brigadier General Vern T. Miyagi, 2805
Brigadier General Herbert L. Newton, 4019
Brigadier General Lawrence H. Ross, 5226

To be brigadier general

Colonel Timothy E. Albertson, 1120
Colonel Mark E. Anderson, 1801
Colonel Stephen M. Bloomer, 0737
Colonel Maria L. Britt, 6771
Colonel James K. Brown, Jr., 4981
Colonel Paul E. Casinelli, 3353
Colonel Keith W. Corbett, 9576
Colonel Bret D. Daugherty, 7838
Colonel David M. DeArmond, 0169
Colonel Lawrence E. Dudley, Jr., 1872
Colonel Gregory B. Edwards, 8242
Colonel David J. Elicerio, 3002
Colonel Philip R. Fisher, 9702
Colonel Gary M. Hara, 0631
Colonel Russell S. Hargis, 2104
Colonel Charles A. Harvey, Jr., 4109
Colonel Carol A. Johnson, 1201
Colonel Joseph P. Kelly, 1566
Colonel Chris F. Maasdam, 9151
Colonel Michael C.H. McDaniel, 5186
Colonel Patrick A. Murphy, 0096
Colonel Mandi A. Murray, 7323
Colonel Michael R. Nevin, 0524
Colonel Manuel Ortiz, Jr., 6712
Colonel Terry L. Quarles, 8676
Colonel Michael G. Temme, 8231
Colonel Steven N. Wickstrom, 0393

IN THE MARINE CORPS

The following named officer for appointment to the grade of lieutenant general in the United States Marine Corps while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:

To be lieutenant general

Lt. Gen. James N. Mattis, 7981

IN THE NAVY

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

TO BE REAR ADMIRAL

Rear Adm. (lh) Elizabeth A. Hight, 7307

The following named officer for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:

To be rear admiral

Rear Adm. (lh) Mark D. Harnitchek, 5185

The following named officers for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624: