

evaluation: \$29,730,000, to remain available until expended.

Sec. 102. For fiscal year 1982, the Coast Guard is authorized an end-of-year strength for active duty personnel of 39,904: *Provided*, That the ceiling shall not include members of the Ready Reserve called to active duty under the authority of section 712 of title 14, United States Code.

Sec. 103. For fiscal year 1982, average military training student loads for the Coast Guard are authorized as follows:

(1) Recruit and special training: 3,660 student-years;

(2) Flight training: 118 student-years;

(3) Professional training in military and civilian institutions: 655 student-years; and

(4) Officer acquisition: 1,038 student-years.

TITLE II—COAST GUARD MANAGEMENT

Sec. 201. Subsection (a) of section 1 of the Act of March 4, 1915, c. 143, 38 Stat. 1084, as amended (31 U.S.C. 686(a)), is amended by inserting "the United States Coast Guard," in the first proviso immediately after "Federal Aviation Agency."

Sec. 202. (a) Subsection (a) of section 41a of title 14, United States Code, is amended to read as follows:

"(a) The Secretary shall maintain a single active duty promotion list of officers of the Coast Guard on active duty in the grades of ensign and above. Reserve officers on active duty other than pursuant to an active duty agreement executed under section 679 of title 10, United States Code, retired officers, and officers of the permanent commissioned teaching staff of the Coast Guard Academy shall not be included on the active duty promotion list."

(b) Subsection (d) of section 41a of title 14, United States Code, is amended by striking "extended".

Sec. 203. Title 14, United States Code, is amended as follows:

(1) By amending subsection 41a(b) by inserting the following immediately before the period at the end of the second sentence: ", except that the rear admiral designated by the Commandant to the position of Chief of Staff shall be the senior rear admiral for all purposes other than pay".

(2) By amending subsection 290(a) by inserting the following in the second sentence immediately after the words "vice admiral": "or in the position of Chief of Staff".

Sec. 204. Title 14, United States Code, is amended as follows:

(1) By amending the section heading of section 711 to read as follows: "§ 711. Exclusiveness of service."

(2) By striking the first sentence of section 711.

(3) By amending the table of sections at the beginning of chapter 21 of such title to read as follows:

"711. Exclusiveness of service."

Sec. 205. Public Law 96-376 (94 Stat. 1509) is amended as follows:

(1) By amending paragraph (1) of the first section by striking "\$1,248,367,000;" and substituting "\$1,337,207,000;"

(2) By amending section 2 by striking "39,600;" and substituting "39,819;"

Sec. 206. Subsection 93(p) of title 14, United States Code, is amended by inserting the following immediately after "of such lines and cables,": "including the installation and use of telephone in residences leased or owned by the Government of the United States when appropriate to assure efficient response to extraordinary operational contingencies of a limited duration."

The amendment was agreed to.

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

Mr. BAKER. Mr. President, I move to reconsider the vote by which the bill was passed.

Mr. ROBERT C. BYRD. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

AUTHORIZATION OF APPROPRIATIONS UNDER THE MARINE PROTECTION, RESEARCH, AND SANCTUARIES

The bill (S. 1003), to amend title III of the Marine Protection, Research, and Sanctuaries Act of 1972, as amended, to authorize appropriations for such title for fiscal years 1982 and 1983, was considered, ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 304 of the Marine Protection, Research, and Sanctuaries Act of 1972 (16 U.S.C. 1434) is amended by—

(1) striking "and not" immediately after "1978" and substituting ", not"; and

(2) inserting immediately after "1981" the following ", not to exceed \$2,235,000 for fiscal year 1982, and not to exceed \$2,235,000 for fiscal year 1983".

Mr. BAKER. Mr. President, I move to reconsider the vote by which the bill was passed.

Mr. ROBERT C. BYRD. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

OMLIE TOWER AT THE MEMPHIS INTERNATIONAL AIRPORT

The bill (S. 896) to designate the control tower at Memphis International Airport the Omlie Tower, was considered, ordered to be engrossed for a third reading, read the third time, and passed, as follows:

S. 896

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the air traffic control tower at the Memphis International Airport is designated and shall hereafter be known as "Omlie Tower". Any reference in a law, map, regulation, document, or other paper of the United States to such control tower shall be held and considered to refer to "Omlie Tower".

Mr. BAKER. Mr. President, I move to reconsider the vote by which the bill was passed.

Mr. ROBERT C. BYRD. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

NOMINATIONS

Mr. BAKER. Mr. President, I might say, for the benefit of our colleagues in the Senate, that certain negotiations are underway now to try to establish, if possible, a time certain to vote on seven nominations from the Foreign Relations Committee which are on the Executive Calendar at this time. It is my hope, and I address this to the minority leader, that we might be able to do that. I would sug-

gest, if possible, that we consider a time tomorrow afternoon. The time that occurs to me and the time that would seem to meet the maximum convenience on this side would be at 2 o'clock tomorrow afternoon, with one vote to count for seven, as there are seven nominations involved.

Might I inquire if the minority leader would be agreeable to seeing if that would be suitable to his side of the aisle.

Mr. ROBERT C. BYRD. Yes; the telephones to offices on the minority side are being engaged at this point to see if such a request would be agreeable.

There are other nominations which the distinguished majority leader had inquired about earlier and which have now been cleared. If he is ready, I will be glad to state them from this side.

Mr. BAKER. Mr. President, I would be most grateful for that.

Mr. ROBERT C. BYRD. Mr. President, the nominations on page 2 involving Messages Nos. 182 and 212, Department of Transportation and Department of Commerce, are cleared on this side of the aisle for action at this time.

On page 3, all nominations are cleared, with the exception of Message No. 169, the Department of Health and Human Services. That completes the Executive Calendar.

Mr. BAKER. Mr. President, I thank the distinguished minority leader.

Could I inquire of the status of Executive Calendar No. 88 on the first page?

Mr. ROBERT C. BYRD. Both nominations on the first page are temporarily held.

Mr. BAKER. Mr. President, I thank the minority leader.

EXECUTIVE SESSION

Mr. BAKER. Mr. President, in view of the announcement just made by the minority leader, I ask unanimous consent that the Senate go into executive session to consider the nominations appearing on page 2, under Department of Transportation.

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

DEPARTMENT OF TRANSPORTATION

The assistant legislative clerk read the nomination of Donald Allan Derman, of the District of Columbia, to be an Assistant Secretary.

The PRESIDING OFFICER. Without objection, the nomination is considered and confirmed.

Mr. BAKER. Mr. President, I move to reconsider the vote by which the nomination was confirmed.

Mr. ROBERT C. BYRD. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

DEPARTMENT OF COMMERCE

The assistant legislative clerk read the nomination of Sherman E. Unger, of Ohio, to be General Counsel.