

provide for family coverage under Servicemembers' Group Life Insurance, and for other purposes."

ENROLLED BILL SIGNED

The message also announced that the Speaker has signed the following enrolled bill:

H.R. 801. An act to amend title 38, United States Code, to improve programs of educational assistance, to expand programs of transition assistance and outreach to departing servicemembers, veterans, and dependents, to increase burial benefits, to provide for family coverage under Servicemembers' Group Life Insurance, and for other purposes.

The enrolled bill was signed subsequently by the President pro tempore (Mr. THURMOND).

At 3:58 p.m., a message from the House of Representatives, delivered by Mr. Hayes, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1. An act to close the achievement gap with accountability, flexibility, and choice, so that no child is left behind.

MEASURES PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 1. An act to close the achievement gap with accountability, flexibility, and choice, so that no child is left behind.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-2047. A communication from the Acting Assistant Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a vacancy and the designation of acting officer for the position of Assistant Administrator for Prevention, Pesticides and Toxic Substances, received on May 17, 2001; to the Committee on Environment and Public Works.

EC-2048. A communication from the Administrator of the Food and Safety Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Mandatory Inspection of Ratites and Squabs" (RIN0583-AC84) received on May 23, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-2049. A communication from the Mayor of the District of Columbia, transmitting, the Supplemental Budget Request for Fiscal Year 2001; to the Committee on Governmental Affairs.

EC-2050. A communication from the Assistant Secretary of Lands and Minerals Management, Bureau of Land Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "43 CFR 1820—Application Procedures" (RIN1004-AD34) received on May 22, 2001; to the Committee on Energy and Natural Resources.

EC-2051. A communication from the Director of Regulations Policy and Management, Food and Drugs Administration, Department

of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Gastroenterology-Urology Devices; Classification of Tissue Culture Media for Human Ex Vivo Tissue and Cell Culture Processing Applications" (Doc. No. 01P-0087) received on May 23, 2001; to the Committee on Health, Education, Labor, and Pensions.

EC-2052. A communication from the Director of the Corporate Policy and Research Department, Pension Benefit Guaranty Corporation, transmitting, pursuant to law, the report of a rule entitled "Benefits Payable in Terminated Single-Employer Plans; Allocation in Single-Employer Plans; Interest Assumption for Valuing and Paying Benefits" received on May 22, 2001; to the Committee on Health, Education, Labor, and Pensions.

EC-2053. A communication from the Assistant Director for Executive and Political Personnel, Department of Defense, transmitting, pursuant to law, the report of a nomination for the position of Assistant Secretary of Defense, International Security Affairs, received on May 23, 2001; to the Committee on Armed Services.

EC-2054. A communication from the Chief of the Programs and Legislation Division, Office of Legislative Liaison, Department of the Air Force, transmitting, pursuant to law, a report relative to the cost comparison to reduce the cost of the Supply and Transportation functions; to the Committee on Armed Services.

EC-2055. A communication from the Assistant Secretary of Defense, Force Management Policy, transmitting, pursuant to law, the annual report relative to the number of waivers granted to aviators who fail to meet the operational flying duty requirements for Fiscal Year 2000; to the Committee on Armed Services.

EC-2056. A communication from the Under Secretary of the Department of Defense, transmitting, the report of a violation of the Antideficiency Act, case number 96-08; to the Committee on Appropriations.

EC-2057. A communication from the Under Secretary of Defense, transmitting, pursuant to law, the report of a violation of the Antideficiency Act, case number 98-04; to the Committee on Appropriations.

EC-2058. A communication from the Under Secretary of Defense, transmitting, pursuant to law, the report of a violation of the Antideficiency Act, case number F97-09; to the Committee on Appropriations.

EC-2059. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the annual report on the operations of the Exchange Stabilization Fund for Fiscal Year 2000; to the Committee on Banking, Housing, and Urban Affairs.

EC-2060. A communication from the Acting Chief Counsel of the Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Blocked Persons, Specially Designated Nationals, Specially Designated Terrorists, Foreign Terrorist Organizations, and Specially Designated Narcotics Traffickers: Additional Designations of Specially Designated Narcotics Traffickers and Removal of Specially Designated National of Cuba" (31 CFR 5) received on May 23, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-2061. A communication from the General Counsel of the Federal Emergency Management Agency, transmitting, pursuant to law, the report of a rule entitled "Changes in Flood Elevation Determinations" (66 FR 24280) received on May 23, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-2062. A communication from the General Counsel of the Federal Emergency Management Agency, transmitting, pursuant to

law, the report of a rule entitled "Final Flood Elevation Determinations" (66 FR 24284) received on May 23, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-2063. A communication from the Acting Director of the Office of Sustainable Fisheries, National Marine Fisheries Service, Domestic Fisheries Division, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Inseason Adjustment of the 2000 Atlantic Herring Specifications; Closure of Area 1A" (RIN0648-AI78) received on May 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-2064. A communication from the Director for Financial Management and Deputy Chief Financial Officer, Office of the Secretary, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Civil Monetary Penalties; Adjustment for Inflation" (RIN0690-AA31) received on May 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-2065. A communication from the Acting Assistant Administrator for Fisheries, National Marine Fisheries Service, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Framework Adjustment 14 to the Atlantic Sea Scallop Fishery Management Plan" (RIN0648-AO07) received on May 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-2066. A communication from the Acting Assistant Administrator for Fisheries, National Marine Fisheries Service, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Emergency Interim Rule for the Atlantic Deep-Sea Red Crab Fisheries" (RIN0648-AP10) received on May 23, 2001; to the Committee on Commerce, Science, and Transportation.

EC-2067. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Federal Employment Tax Deposits—De Minimis Rule" (RIN1545-AY47) received on May 22, 2001; to the Committee on Finance.

EC-2068. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Qualified Zone Academy Bonds" (RIN1545-AY01) received on May 23, 2001; to the Committee on Finance.

EC-2069. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Administrative Appeal of Dyed Fuel and Refusal Penalties" (Rev. Procs. 2001-33, 2001-23) received on May 23, 2001; to the Committee on Finance.

EC-2070. A communication from the Regulations Officer of the Social Security Administration, transmitting, pursuant to law, the report of a rule entitled "Coverage of Employees of State and Local Governments; Office of Management and Budget Control Number" (RIN0960-AE69) received on May 23, 2001; to the Committee on Finance.

EC-2071. A communication from the Chief of the Regulations Division, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Manufacturers Excise Taxes—Firearms and Ammunition; Delegation of Authority Part 53" (RIN1512-AC18) received on May 24, 2001; to the Committee on Finance.

EC-2072. A communication from the Deputy Chief of the Regulations Division, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled

“Delegation of Authority for Part 250” (RIN1512-AC38) received on May 24, 2001; to the Committee on Finance.

EC-2073. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Approval of Colorado Petition to Relax the Federal Gasoline Reid Vapor Pressure Volatility Standards for 2001” (FRL6984-7) received on May 22, 2001; to the Committee on Environment and Public Works.

EC-2074. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Clean Air Act Promulgation of Attainment Date Extension for the Fairbanks North Star Borough Carbon Monoxide Non-attainment Area, Alaska” (FRL6986-4) received on May 22, 2001; to the Committee on Environment and Public Works.

EC-2075. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled “Effluent Guidelines and New Source Performance Standards for the Oil and Gas Extraction Point Source Category, OMB Approval under the Paperwork Reduction Act; Technical Amendment; Correction” (FRL6987-5) received on May 23, 2001; to the Committee on Environment and Public Works.

EC-2076. A communication from the Acting Assistant Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a nomination for the position of Assistant Administrator for Air and Radiation, received on May 23, 2001; to the Committee on Environment and Public Works.

EC-2077. A communication from the Acting Assistant Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a nomination for the position of Assistant Administrator of the Office of Prevention, Pesticides and Toxic Substances, received on May 23, 2001; to the Committee on Environment and Public Works.

EC-2078. A communication from the Acting Assistant Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a nomination for the position of Deputy Administrator, received on May 23, 2001; to the Committee on Environment and Public Works.

EC-2079. A communication from the Acting Director of the Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled “Endangered and Threatened Wildlife and Plants; Final Designation of Critical Habitat for Riverside Fairy Shrimp” (RIN1018-AG34) received on May 23, 2001; to the Committee on Environment and Public Works.

EC-2080. A communication from the Acting Secretary of the Army, Department of Defense, transmitting, pursuant to law, a report relative to the authorization and implementation of a navigation project for Jacksonville Harbor, Duval County, Florida; to the Committee on Environment and Public Works.

#### PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-73. A joint resolution adopted by the Legislature of the State of Nevada relative to the approval of national monuments; to the Committee on Energy and Natural Resources.

#### SENATE JOINT RESOLUTION NO. 2

Whereas, The provisions of 16 U.S.C. §§431, 432, and 433, commonly referred to as the Antiquities Act of 1906, authorize the President of the United States to designate national monuments without the approval of Congress or any state or local government in which the national monument is located; and

Whereas, As part of designating a national monument pursuant to those provisions, the President of the United States may reserve parcels of public land to ensure the appropriate care and management of the national monument, and the reservation of that public land must be confined to the smallest area compatible with that care and management; and

Whereas, The designation of a national monument is often a subject of controversy because the public lands that are included within the designation are withdrawn from the public domain, thereby restricting activities such as mining, ranching and recreation which provide an economic benefit to state and local governments in which the national monument is located; and

Whereas, Decisions concerning the use and management of public lands within a state should be decided by the residents of that state acting through their state and local representatives; and

Whereas, The unilateral designation of a national monument by the President of the United States does not create beneficial partnerships between states and the Federal Government concerning the management of public lands within those states, instead, such a designation serves to create enmity and to limit the ability of a state to manage its water resources and the ability of state and local governments to develop plans for conservation or otherwise participate in managing those public lands; now, therefore, be it

*Resolved by the Senate and Assembly of the State of Nevada, Jointly, That the Legislature of the State of Nevada hereby opposes the designation of a national monument by the President of the United States without obtaining the approval of each state and local government in which the national monument is located; and be it further*

*Resolved, That the President of the United States is hereby urged to refrain from designating a national monument or from withdrawing public lands from the public domain to create a national monument without obtaining such approval; and be it further*

*Resolved, That the Secretary of the Senate prepare and transmit a copy of this resolution to the President of the United States, the Vice President of the United States as the presiding officer of the Senate, the Speaker of the House of Representatives and each member of the Nevada Congressional Delegation; and be it further*

*Resolved, That this resolution becomes effective upon passage.*

POM-74. A joint resolution adopted by the Legislature of the State of Nevada relative to the delegation of a National Historic Trail; to the Committee on Energy and Natural Resources.

#### SENATE JOINT RESOLUTION NO. 14

Whereas, The Old Spanish Trail, which ran between Santa Fe, New Mexico, and Los Angeles, California, was the first non-Native American trail to cross Nevada and remains the least known trail; and

Whereas, Traders, couriers and emigrants en route between Santa Fe and Los Angeles followed Indian trails in blazing the Spanish Trail through Clark County; and

Whereas, The journey of Antonio Armijo, a trader from New Mexico, through Nevada in 1829 and 1830 linked the historic 1776 routes

of the Dominguez-Escalante expedition through Utah and the Garces' exploration into Southern California and used a portion of the 1826 and 1827 routes of Jedediah Smith to California; and

Whereas, Antonio Armijo was the first to link the interior of the southwest with the California coast successfully, thus opening a commercial trade route, approximately 1,121 miles long, that functioned between 1829 and 1848 as the main artery connecting the interior to the coast which later became known as the Old Spanish Trail and is so named in modern literature; and

Whereas, Captain John C. Fremont of the United States Corps of Topographic Engineers was commissioned in 1843 by the War Department to find and map the Oregon Trail, an assignment which he completed successfully; and

Whereas, After documenting the Oregon Trail, Captain Fremont, in an effort to expand his government's knowledge about California, pushed south through Northern Nevada into California; and

Whereas, In 1844, Fremont sought the Spanish Trail to guide his party eastward from California and followed the trail through California and Nevada to his point of departure from Utah Lake the previous year; and

Whereas, The route of the trail Fremont followed from California, which he named the Spanish Trail in the report of his expedition that he filed with the War Department, led him across Southern Nevada from Stump Spring to the Virgin River via Mountain Springs Pass, Blue Diamond, Las Vegas Springs and the Muddy River; and

Whereas, This route was previously pioneered by traders from New Mexico who spoke Spanish, a fact used by Captain Fremont in designating the “Camino de California” or “Camino de Nuevo Mexico” as the Spanish Trail; and

Whereas, Fremont's report and map were so important to the plans of the United States for Western expansion that the United States Senate and House of Representatives each printed 10,000 copies of the report and map; and

Whereas, Copies of the report and map were available to thousands of emigrants heading westward to California who came to know the route they followed as Fremont's Spanish Trail; and

Whereas, The pioneers who used Fremont's route became familiar with the promising potential of Southern Nevada for settlement which led specifically to the founding of Las Vegas or “The Meadows,” whose name reflects its importance as a major camp site along the Spanish Trail; and

Whereas, The Old Spanish Trail is the foundation of succeeding routes of transport and travel through Southern Nevada including the Mormon Road, portions of the routes of the San Pedro, Los Angeles and Salt Lake Railroad and the Union Pacific Railroad which succeeded it, and the Arrowhead Trail Highway and its successors U.S. Highway No. 91 and Interstate Highway No. 15; and

Whereas, This historic route for travelers facilitated expansion of the boundaries of the United States to include New Mexico, Colorado, Utah, Arizona, Nevada and California; and

Whereas, The Spanish Trail was preferred by Kit Carson when carrying military dispatches in 1848 to Washington, D.C., which first brought news of gold at Sutter's Fort and resulted in the Gold Rush of 1849; and

Whereas, Information about this ancient route of trade and commerce is still limited, and much more can be learned about the Old Spanish Trail; now, therefore, be it

*Resolved by the Senate and Assembly of the State of Nevada, Jointly, That the members of*