

2001, President George W. Bush appointed him Commissioner of the Bureau, where he served for 5 years until his retirement in April 2006.

John believed in the adapting mission of the Bureau of Reclamation. He joined the Bureau at the time in its history when the final projects it oversees today were being authorized. During his tenure, the Bureau went from constructing water projects in the West to maintaining and improving facilities and processes. John was well-known for his efforts to facilitate collaborative management and solutions to challenges. He was a man of solutions and integrity, and he cared deeply about people and our natural resources. Idaho benefited from John's leadership as he worked with the State legislature, interest groups, the Tribes and irrigation districts on solving some of the thorny issues that have arisen with Endangered Species Act requirements in the Columbia River system for species such as salmon and bull trout.

In January, 2006, John spoke about the mission of the Bureau:

Our mission has evolved from the construction of dams to management and maintenance. As water management has evolved, Reclamation has transformed into a more comprehensive water management agency. Today, much of our focus is on improving the safety, security, and efficiency of the facilities we already have, as well as meeting environmental obligations. The challenges we face today in maintaining and improving the system are as formidable as those challenges that we surmounted during Reclamation's construction heyday. One priority is security . . . We feel more prepared and, therefore, more secure against terrorism, than ever.

A lot is changing, but some things remain constant. Since I was appointed Commissioner in 2001, my main priority has been carrying out Reclamation's core mission: deliver water, generate power, do the things it takes to get that done, and plan for the future. I'm interested not just in the next few years, but in setting up the framework that will enable Reclamation to succeed many years into the future.

John left a tremendous legacy at work and in his family. He devoted his time in retirement to his family and his volunteer efforts with Angel Flight and other humanitarian efforts. He was a remarkable man who did remarkable things for the country and region he cared about so deeply. My thoughts and prayers are with his family and friends at this very difficult time.●

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mrs. Neiman, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

MESSAGE FROM THE HOUSE

At 2:07 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1333. An act to direct the Comptroller General of the United States to conduct a study on the use of Civil Air Patrol personnel and resources to support homeland security missions, and for other purposes.

H.R. 2631. An act to strengthen efforts in the Department of Homeland Security to develop nuclear forensics capabilities to permit attribution of the source of nuclear material, and for other purposes.

H.R. 2964. An act to amend the Lacey Act Amendments of 1981 to treat nonhuman primates as prohibited wildlife species under that Act, to make corrections in the provisions relating to captive wildlife offenses under that Act, and for other purposes.

H.R. 3702. An act to direct the Secretary of Agriculture to convey certain land in the Beaverhead-Deerlodge National Forest, Montana, to Jefferson County, Montana, for use as a cemetery.

H.R. 4179. An act to amend the Homeland Security Act of 2002 to establish an appeal and redress process for individuals wrongly delayed or prohibited from boarding a flight, or denied a right, benefit, or privilege, and for other purposes.

H.R. 4749. An act to amend the Homeland Security Act of 2002 to establish the Office for Bombing Prevention, to address terrorist explosive threats, and for other purposes.

H.R. 5680. An act to amend certain laws relating to Native Americans, and for other purposes.

H.R. 5909. An act to amend the Aviation and Transportation Security Act to prohibit advance notice to certain individuals, including security screeners, of covert testing of security screening procedures for the purposes of enhancing transportation security at airports, and for other purposes.

H.R. 5982. An act to direct the Secretary of Homeland Security, for purposes of transportation security, to conduct a study on how airports can transition to uniform, standards-based, and interoperable biometric identifier systems for airport workers with unescorted access to secure or sterile areas of an airport, and for other purposes.

H.R. 6276. An act to repeal section 9(k) of the United States Housing Act of 1937.

MEASURES REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 1333. An Act to direct the Comptroller General of the United States to conduct a study on the use of Civil Air Patrol personnel and resources to support homeland security missions, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

H.R. 2631. An Act to strengthen efforts in the Department of Homeland Security to develop nuclear forensics capabilities to permit attribution of the source of nuclear material, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

H.R. 4179. An Act to amend the Homeland Security Act of 2002 to establish an appeal

and redress process for individuals wrongly delayed or prohibited from boarding a flight, or denied a right, benefit, or privilege, and for other purposes; to the Committee on Commerce, Science, and Transportation.

H.R. 4749. An act to amend the Homeland Security Act of 2002 to establish the Office for Bombing Prevention, to address terrorist explosive threats, and for other purposes; to the Committee on Homeland Security and Governmental Affairs.

H.R. 5680. An Act to amend certain laws relating to Native Americans, and for other purposes; to the Committee on Indian Affairs.

H.R. 5909. An act to amend the Aviation and Transportation Security Act to prohibit advance notice to certain individuals, including security screeners, of covert testing of security screening procedures for the purpose of enhancing transportation security at airports, and for other purposes; to the Committee on Commerce, Science, and Transportation.

H.R. 5982. An act to direct the Secretary of Homeland Security, for purposes of transportation security, to conduct a study on how airports can transition to uniform, standards-based, and interoperable biometric identifier systems for airport workers with unescorted access to secure or sterile areas of an airport, and for other purposes; to the Committee on Commerce, Science, and Transportation.

H.R. 6276. An act to repeal section 9(k) of the United States Housing Act of 1937; to the Committee on Banking, Housing, and Urban Affairs.

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. 3702. An act to direct the Secretary of Agriculture to convey certain land in the Beaverhead-Deerlodge National Forest, Montana, to Jefferson County, Montana, for use as a cemetery.

EXECUTIVE AND OTHER COMMUNICATIONS

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

EC-6687. A communication from the Administrator, Dairy Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Dairy Product Mandatory Reporting" (Docket No. DA-06-07) received on June 17, 2008; to the Committee on Agriculture, Nutrition, and Forestry.

EC-6688. A communication from the Deputy Under Secretary of Defense, transmitting, pursuant to law, a report relative to surcharges for fiscal years 2005 and 2006; to the Committee on Armed Services.

EC-6689. A communication from the Deputy Under Secretary of Defense, transmitting, pursuant to law, a report relative to the Department's purchases from foreign entities in Fiscal Year 2007; to the Committee on Armed Services.

EC-6690. A communication from Chief Counsel, Federal Emergency Management Agency, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Final Flood Elevation Determinations" (73 FR 31944) received on June 18, 2008; to the Committee on Banking, Housing, and Urban Affairs.

EC-6691. A communication from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting, pursuant to law, the report of a rule entitled "Deposit Insurance Requirements After Certain Conversions; Definition of 'Corporate Reorganization'; Optional Conversions; Additional Grounds for Disapproval of Changes in Control; and Disclosure of Certain Supervisory Information" (RIN3064-AD25) received on June 18, 2008; to the Committee on Banking, Housing, and Urban Affairs.

EC-6692. A communication from the Assistant Director for Policy, Office of Foreign Assets Control, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Republication of Appendix A to 31 CFR Chapter V" received on June 18, 2008; to the Committee on Banking, Housing, and Urban Affairs.

EC-6693. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Final Rule Regulatory Amendment to Modify Requirements for Individual Fishing Quota Program On-line Access Security" (RIN0648-AV71) received on June 13, 2008; to the Committee on Commerce, Science, and Transportation.

EC-6694. A communication from the Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Correction to the 2008 Summer Flounder, Scup, and Black Sea Bass Recreational Management Measures" (RIN0648-AV41) received on June 13, 2008; to the Committee on Commerce, Science, and Transportation.

EC-6695. A communication from the Administrator, National Aeronautics and Space Administration, transmitting, pursuant to law, its FAIR Act 2007 Commercial Activities Inventory, FAIR Act 2007 Inherently Government Inventory, and FAIR Act Inventory Executive Summary; to the Committee on Commerce, Science, and Transportation.

EC-6696. A communication from the Assistant Secretary of the Army (Civil Works), transmitting, pursuant to law, a report from the Army Corps of Engineers on the Chicago Underflow Plan; to the Committee on Environment and Public Works.

EC-6697. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Disposition of Investment in the United States Real Property" (Rev. Rul. 2008-31) received on June 13, 2008; to the Committee on Finance.

EC-6698. A communication from the Chief of the Publications and Regulations Branch, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Definition of 'Outside Director' Under Internal Revenue Code 162(m)" (Revenue Ruling 2008-32) received on June 13, 2008; to the Committee on Finance.

EC-6699. A communication from the Director, Regulations Policy and Management Staff, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medical Devices; Hearing Aids; Technical Data Amendments" (Docket No. FDA-2008-N-0148) received on June 13, 2008; to the Committee on Health, Education, Labor, and Pensions.

EC-6700. A communication from the Assistant Secretary for Administration and Management, Department of Labor, transmitting, pursuant to law, a report on the Department of Labor's 2007 FAIR Act Inventory of Inherently Governmental Activities and Inventory of Commercial Activities; to the Committee on Health, Education, Labor, and Pensions.

EC-6701. A communication from the Secretary of the Treasury, transmitting, pursuant to law, the Office of Inspector General's Semiannual Report for the period of October 1, 2007, through March 31, 2008; to the Committee on Homeland Security and Governmental Affairs.

EC-6702. A communication from the Director, Office of National Drug Control Policy, Executive Office of the President, transmitting, pursuant to law, a report entitled "Fiscal Year 2007 Accounting of Drug Control Funds"; to the Committee on the Judiciary.

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-395. A collection of petitions forwarded by the Benefit Security Coalition relative to establishing a more equitable method of computing cost of living adjustments for Social Security benefits; to the Committee on Finance.

POM-396. A resolution adopted by the House of Representatives of the State of Michigan urging Congress to enact legislation to reform the No Child Left Behind Act; to the Committee on Health, Education, Labor, and Pensions.

HOUSE RESOLUTION No. 268

Whereas, the No Child Left Behind Act (NCLB) is an ambitious effort by the Federal Government to ensure that all States improve K-12 education opportunities. While standards, accountability, and benchmarks are key features of this landmark 2002 legislation, the goal of making sure all of our children receive a quality education must not be forgotten. The current reauthorization process for NCLB is an opportunity to reform the act to ensure that no child is left behind in this Federal, State, and school partnership; and

Whereas, NCLB needs to be amended in a number of areas to fulfill its admirable goal. First, while schools are being identified for failing to meet standards, Congress has not met its promises for funding levels to allow schools to correct identified inadequacies. Further, a whole range of initiatives that expand early education, before- and after-school programs, summer school options, and family support, would enhance the ability of our schools to educate all of our children to their full potential; and

Whereas, schools also need flexibility in a whole range of areas. Special education implementation, teacher subject area competency, school benchmarks, and student cohort definitions must not be imposed from Washington, D.C. Local educators and State legislatures must be allowed to refine these aspects of NCLB to reflect local conditions and needs. Flexibility and more sophisticated measurements will keep the focus on educating children and not meeting unrealistic and rigid standards; and

Whereas, the entire sanctions concept must be revised. It may be comforting to think that NCLB sanctions "schools" when they do not meet NCLB-established standards, but in reality we sanction children in those schools by withholding or effectively diverting resources from those schools. The first response must be to target additional resources to correct recognized deficiencies; and

Whereas, to support effective intervention in failing schools, develop proper standards that promote education of all children, and ensure relevant definitions and procedures that reflect real conditions, NCLB must be amended to ensure that the act's assump-

tions and standards are based on sound research in student achievement and effective teaching; and

Whereas, the reauthorization of the No Child Left Behind Act is an opportunity to refine the admirable goals of the act based on five years of experience in implementing the 2002 initiative. We have much to do before "no child left behind" is more than just a goal: Now, therefore, be it

Resolved by the House of Representatives, That we memorialize the United States Congress to enact legislation to reform the No Child Left Behind Act; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

POM-397. A resolution adopted by the Senate of the State of Michigan urging Congress to enact the Youth Prison Reduction through Opportunities, Mentoring, Intervention, Support, and Education Act; to the Committee on the Judiciary.

SENATE RESOLUTION No. 155

Whereas, among the most effective approaches to reducing juvenile delinquency and criminal street gang activity are those preventing children from turning to crime in the first place, encouraging early childhood home visitation, parental love and education, quality schooling, and proven youth and family development initiatives; and

Whereas, there are many alternatives to incarcerating youth that have been proven to be more effective in reducing crime and violence at the national, state, local, and tribal levels. Failure to provide for such effective alternatives is a pervasive problem that leads to increased youth, and later adult, crime and violence; and

Whereas, research funded by the U.S. Department of Justice indicates that gang membership is short-lived among adolescents—with very few youth remaining gang-involved through their adolescent years, and therefore, allowing ongoing opportunities for intervention; and

Whereas, over-reliance on incarceration and confinement of youth, particularly in the early stages of delinquent behavior and for nonviolent delinquent behavior, has been shown to increase long-term crime risks; and

Whereas, the Youth PROMISE Act will provide resources to enable communities with the greatest concentration of juvenile delinquency and criminal street gang activity to come together to assess unmet needs and implement research-based prevention and intervention approaches to promote youth success and community safety; and

Whereas, the Youth PROMISE Act creates a PROMISE Advisory panel, which will help the Office of Juvenile Justice and Delinquency Prevention select PROMISE communities. It will also develop standards for the evaluation of juvenile delinquency and criminal street gang activity prevention and street gang activity prevention and intervention needs and resources in each designated geographic area in order to facilitate the strategic geographic allocation of resources provided under the act; and

Whereas, the Youth PROMISE Act establishes grants to enable local and tribal communities, via PROMISE Coordinating Councils, to conduct an objective assessment regarding juvenile delinquency and criminal street gang activity, resource needs, and community strengths necessary to effectively address juvenile delinquency and criminal street gang activity. Based upon the assessment, the PROMISE Councils will develop plans that include a broad array of