

With the passage and subsequent signing into law of H.R. 429 during the 102nd Congress (1992), the Bureau of Reclamation constructed and continues to operate a water treatment plant at the mouth of the Tunnel.

Groundwater levels at the tunnel have fluctuated in recent years. In addition, a collapse in the tunnel has increased the tunnel's mine pool significantly, leading to new seeps and springs in the area. Estimates suggest that up to 1 billion gallons of water may have built up within the mine pool.

In November 2007, the Environmental Protection Agency sent a letter to the Bureau of Reclamation expressing concerns over a catastrophic blowout, and in February 2008, the Lake County Commissioners declared a state of emergency.

We know that the Bureau of Reclamation is completing a risk assessment in the area, and we look forward to reviewing that report. Additionally, some emergency measures are currently being undertaken by the Environmental Protection Agency and the Bureau of Reclamation to relieve water pressure in the vicinity.

But many of the problems reported at this site are not new. Legislation addressing this matter and authorizing the Secretary of the Interior to rehabilitate this tunnel dates back to at least 1976.

In response to the request for action from the local community, I worked together with Congressman MARK UDALL from Colorado and introduced H.R. 5511. This bill would direct the Bureau of Reclamation to relieve water pressure behind certain blockages in the tunnel, permanently manage the mine pool behind any blockage to prevent releases of contaminated water, and manage the tunnel in such a way to prevent failure of the structure.

I look forward to seeing this situation remedied so that concerns about human safety and environmental integrity may be appropriately and responsibly addressed. I encourage all members to support passage of this legislation.

Mr. RAHALL. Mr. Speaker, I submit the following letters for inclusion in the RECORD on the consideration of H.R. 5511, the Leadville Mine Drainage Tunnel Act of 2008.

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON TRANSPORTATION AND  
INFRASTRUCTURE,

Washington, DC, June 12, 2008.

Hon. NICK RAHALL,  
Chairman, Committee on Natural Resources,  
House of Representatives, Washington, DC.

DEAR CHAIRMAN RAHALL: I write to you regarding H.R. 5511, a bill to direct the Secretary of the Interior to remedy problems caused by a collapsed drainage tunnel in Leadville, Colorado.

H.R. 5511 contains provisions that fall within the jurisdiction of the Committee on Transportation and Infrastructure. I recognize and appreciate your desire to bring this legislation before the House in an expeditious manner and, accordingly, I will not seek a sequential referral of the bill. However, I agree to waive consideration of this bill with the mutual understanding that my decision to forego a sequential referral of the bill does not waive, reduce, or otherwise affect the jurisdiction of the Committee on Transportation and Infrastructure over H.R. 5511.

Further, the Committee on Transportation and Infrastructure reserves the right to seek the appointment of conferees during any House-Senate conference convened on this

legislation on provisions of the bill that are within the Committee's jurisdiction. I ask for your commitment to support any request by the Committee on Transportation and Infrastructure for the appointment of conferees on H.R. 5511 or similar legislation.

Please place a copy of this letter and your response acknowledging the Committee on Transportation and Infrastructure's jurisdictional interest in the Committee Report on H.R. 5511 and in the Congressional Record during consideration of the measure on the House Floor.

I look forward to working with you as we prepare to pass this important legislation.

Sincerely,

JAMES L. OBERSTAR, M.C.,  
Chairman.

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON NATURAL RESOURCES,  
Washington, DC, June 16, 2008.

Hon. JAMES OBERSTAR,  
Chairman, Committee on Transportation and  
Infrastructure, Washington, DC.

DEAR MR. CHAIRMAN: Thank you for your willingness to expedite floor consideration of H.R. 5511, a bill to direct the Secretary of the Interior to remedy problems caused by a collapsed drainage tunnel in Leadville, Colorado.

I appreciate your willingness to waive rights to further consideration of H.R. 5511, notwithstanding the jurisdictional interest of the Committee on Transportation and Infrastructure. Of course, this waiver does not prejudice any further jurisdictional claims by your Committee over this legislation or similar language. Furthermore, I agree to support your request for appointment of conferees from the Committee on Transportation and Infrastructure if a conference is held on this matter.

This exchange of letters will be placed in the committee report and inserted in the Congressional Record as part of the consideration of the bill on the House floor. Thank you for the cooperative spirit in which you have worked regarding this matter and others between our respective committees.

With warm regards, I am

Sincerely,

NICK J. RAHALL II,  
Chairman, Committee on Natural Resources.

Mr. BISHOP of Utah. Once again, I have no other speakers on this particular bill. Does the gentlelady have any other speakers?

Ms. BORDALLO. I have no other speakers.

Mr. BISHOP of Utah. I will yield back the balance of my time.

Ms. BORDALLO. Mr. Speaker, I have no further speakers, and I yield back.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Guam (Ms. BORDALLO) that the House suspend the rules and pass the bill, H.R. 5511, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Ms. BORDALLO. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

The point of no quorum is considered withdrawn.

#### COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, June 17, 2008.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on June 17, 2008, at 10:40 a.m.:

That the Senate passed without amendment H.R. 814.

That the Senate passed without amendment H.R. 5778.

That the Senate passed with an amendment H.R. 3403.

That the Senate agreed to S. Con. Res. 84.

Appointments:  
Board of Trustees of Gallaudet University

With best wishes, I am

Sincerely,  
LORRAINE C. MILLER,  
Clerk of the House.

#### DESIGNATING CHAIRMAN AND VICE CHAIRMAN OF UNITED STATES INTERNATIONAL TRADE COMMISSION—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, without objection, referred to the Committee on Ways and Means:

To The Congress of the United States:

Consistent with the provisions of 19 U.S.C. 1330(c)(1), this is to notify the Congress that I have designated Shara L. Aranoff as Chairman and Daniel Pearson as Vice Chairman of the United States International Trade Commission, effective June 17, 2008.

GEORGE W. BUSH.  
THE WHITE HOUSE, June 17, 2008.

#### PUBLIC RADIO RECOGNITION MONTH

Mr. DAVIS of Illinois. Mr. Speaker, I move to suspend the rules and agree to the resolution (H. Res. 1002) expressing support for designation of April 2008 as "Public Radio Recognition Month," as amended.

The Clerk read the title of the resolution.

The text of the resolution is as follows:

H. RES. 1002

Whereas the mission of public radio is to create a better informed public that is challenged and invigorated by a deeper understanding and appreciation of events, ideas, and cultures;

Whereas the programming content created and distributed by public radio is based on 3

core values: qualities of mind, qualities of heart, and qualities of craft, which exemplify the inherent meaning of localism by placing value and financial investment in local and regional assets to gather and distribute a collection of programming that informs and improves community;

Whereas public radio is known for distinctive, award-winning programming that includes "Morning Edition", "All Things Considered", "A Prairie Home Companion", "Marketplace", "Speaking of Faith", and "This American Life";

Whereas America's more than 800 public radio stations serve every State and every congressional district with news, information, cultural, and music programming that are unique to free radio;

Whereas some 33,000,000 Americans listen to public radio programming each week;

Whereas the public radio audience has doubled in the past 15 years and has increased by some 70 percent in the past decade;

Whereas public radio stations are licensed by community foundations, colleges, universities, school boards, libraries, and other local nonprofit entities;

Whereas public radio stations are locally licensed, locally staffed, and locally programmed, and have tailored their programming to meet the needs of local audiences;

Whereas public radio stations on average receive more than 85 percent of their annual funding from local sources;

Whereas public radio's public service finds expression through a deep music discovery, education, and enrichment experience for both its audience and the performers, singer-songwriters, musicians, lyricists, and composers, which places the greatest emphasis on a valued partnership with performers to bring all facets of music into the lives of its audience in a way that is found nowhere else;

Whereas public radio has preserved and enhanced the archetypal musical formats of American music history, such as jazz, classical, folk, bluegrass, the blues, and Celtic;

Whereas public radio is responding to its commitment to community-based and fact-based journalism with several initiatives, including the Local News Initiative, a national effort to increase public radio's service to communities through investments in station capacity to provide in-depth, serious, and balanced news, and Public Insight Journalism, a pioneering concept that uses citizens to help cover the news by sharing their observations, knowledge, and expertise;

Whereas public radio has embraced digital broadcasting technology because of its inherently inclusive nature and potential to expand public service programming; and

Whereas public radio exists to serve the public interest: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) expresses support for the designation of a "Public Radio Recognition Month"; and

(2) encourages the celebration of America's public radio stations for their contributions to our Nation's communities and enduring civic spirit.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Illinois (Mr. DAVIS) and the gentleman from California (Mr. ISSA) each will control 20 minutes.

The Chair recognizes the gentleman from Illinois.

#### GENERAL LEAVE

Mr. DAVIS of Illinois. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Illinois?

There was no objection.

Mr. DAVIS of Illinois. Mr. Speaker, I yield myself such time as I might consume.

Mr. Speaker, public radio, of course, is one of the things that all of us spend a great deal of time listening to. As a matter of fact, there are many of us, and many people in America, who feel that if they don't get the opportunity to listen, to know what has taken place, to recognize what is going on in our country, then they are seriously deprived.

Whereas the mission of public radio is to create a better informed public that is challenged and invigorated by a deeper understanding and appreciation of events, ideas and cultures; and whereas public radio is almost a mainstay in hundreds of thousands and perhaps even millions of Americans' homes. We wake up in the morning, many families go to bed at night, and public radio is the balance that they need to feel that the information they are receiving is not being commercialized, that it is information that is coming straight from wherever the purveyors have gotten it.

□ 1600

They are not necessarily trying to shape ideas in one direction or another, but to simply give information to people that they can use and take advantage of and make it a part of their everyday lives.

So, based upon those facts and based upon that information, it is certainly my pleasure to express support for this legislation. I want to commend the gentleman from Oregon, Mr. BLUMENAUER, for introducing it.

I reserve the balance of my time.

Mr. ISSA. Madam Speaker, I too rise in support of the resolution. National Public Radio is important. KPBS in my hometown represents a voice that provides a plethora of information that would not otherwise be available.

Some of the information that I hope they would provide would be to get to the true causes of our high oil prices. In San Diego, Public Broadcasting is playing a role in saying that \$5 gas is unacceptable. Unfortunately, Madam Speaker, public radio is not yet making us aware of just why it is so high.

The fact that over 2 billion acres are not available for exploration of oil and gas in California is part of the reason that last weekend I paid \$5-plus for a gallon of gas in my home district. That, Madam Speaker, is in fact something that we need to take care of. We need to have public radio and all of our communications systems running on full bore.

I do note, Madam Speaker, that this is an April resolution. This is a resolution that we are so far behind in the important business of the House, we are only getting to now celebrating April of 2008 for Public Broadcasting. I

find it interesting that we were so busy, and yet we didn't have time to find out what were the real causes of high oil and gas prices, why America is importing half a trillion dollars a year of other people's oil and a similar growing amount of natural gas and other resources.

So I would hope that when we get this April legislation off our plate, we would turn to the important issues of the day, certainly the incredibly high price of gas in my home district, caused by a lack of domestic exploration.

And if we have just a little time, perhaps we could find out why in the midst of the sub-S meltdown, we discover that Members of this body and Members of the body on the other side of the dome were in fact getting special deals that saved themselves tens and hundreds of thousands of dollars on their home mortgages. These investigations need to happen, because we need to solve the problem of how America finds itself with financial meltdown. We need to find out what it is going to take to get American oil and high-paying American jobs flowing again.

Madam Speaker, I would yield back the balance of my time.

Mr. DAVIS of Illinois. Madam Speaker, I would urge support of this resolution and yield back the balance of our time.

The SPEAKER pro tempore (Mrs. JONES of Ohio). The question is on the motion offered by the gentleman from Illinois (Mr. DAVIS) that the House suspend the rules and agree to the resolution, H. Res. 1002, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. ISSA. Madam Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

#### SUPPORTING THE GOALS AND IDEALS OF FLAG DAY

Mr. DAVIS of Illinois. Madam Speaker, I move to suspend the rules and agree to the resolution (H. Res. 1219) celebrating the symbol of the United States flag and supporting the goals and ideals of Flag Day.

The Clerk read the title of the resolution.

The text of the resolution is as follows:

#### H. RES. 1219

Whereas Flag Day is celebrated annually on June 14, the anniversary of the official adoption of the American flag by the Continental Congress in 1777;

Whereas on June 14, 1777, in order to establish an official flag for the new Nation, the Continental Congress passed the first Flag Act, which stated, "Resolved, That the flag of the United States be made of thirteen