

project. These communities are working to establish innovative approaches to conserving water both agriculturally and domestically. They are part of a movement in the west to recognize the limitations of this precious resource and to work within these limitations to build strong communities.

The Eastern New Mexico Rural Water System Authorization Act is key to the survival of numerous New Mexico communities, and is part of a wider national approach to sound water management. We cannot stand by and watch vibrant communities dissolve into western ghost towns, especially when solutions exist. I encourage my colleagues to support H.R. 5710 and help provide a positive, long-term solution to a pressing water need in the rural West.

Mrs. WILSON of New Mexico. Mr. Speaker, I rise to speak in favor of passage of H.R. 5710, the Eastern New Mexico Rural Water System Authorization Act, which will establish the Ute water pipeline. This bill authorizes construction of a pipeline from the Ute Reservoir that will carry water to several communities in Curry and Roosevelt counties.

Under the proposed bill, the U.S. Bureau of Reclamation is authorized to spend up to \$327 million to assist the Eastern New Mexico Rural Water Authority (ENMRWA) in the construction of the pipeline. The State of New Mexico and the ENMRWA, which represents communities in eastern New Mexico that will benefit from the pipeline, will contribute 25 percent of the cost of construction. ENMRWA will operate and maintain the pipeline.

Construction of this pipeline is essential as communities in eastern New Mexico try to meet future demand for water. It will provide a critical supply of water to growing communities and create certainty in these communities that safe, clean water will continue to be available long into the future.

The Ute Reservoir was built on the Canadian River in 1959 as a sustainable water supply for eastern New Mexico. It has been nearly 40 years since Congress authorized the study of a pipeline to transfer water to communities in eastern New Mexico, but only in the past few years have the affected New Mexico communities began planning for the pipeline.

Communities that will be served by the Ute pipeline include Grady, Clovis, Melrose, Texico, Portales and Elida, as well as Cannon Air Force Base.

I am a cosponsor of this important legislation and urge its swift passage.

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

Ms. BORDALLO. Mr. Speaker, I yield back the balance of my time.

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. 5710.

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. 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.

LEADVILLE MINE DRAINAGE TUNNEL REMEDIATION ACT OF 2008

Ms. BORDALLO. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 5511) to direct the Secretary of the Interior, acting through the Bureau of Reclamation, to remedy problems caused by a collapsed drainage tunnel in Leadville, Colorado, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 5511

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. LEADVILLE MINE DRAINAGE TUNNEL REMEDIATION.

(a) **SHORT TITLE.**—This section may be cited as the "Leadville Mine Drainage Tunnel Remediation Act of 2008".

(b) **TUNNEL REMEDIATION.**—The Reclamation Projects Authorization and Adjustment Act of 1992 (Public Law 102-575) is amended as follows:

(1) By striking section 705.

(2) In section 708(a)—

(A) by striking "(a)" and inserting "(a)(1)";

(B) by striking "The Secretary shall have" and inserting "Except as provided by paragraph (2), the Secretary shall have"; and

(C) by adding at the end the following:

"(2) The Secretary shall participate in the implementation of the operable unit 6 remedy for the California Gulch Superfund Site, as such remedy is defined in the Environmental Protection Agency's 2003 Record of Decision for such operable unit, by—

"(A) treating water behind any blockage or bulkhead in the Leadville Mine Drainage Tunnel, including surface water diverted into the Tunnel workings as part of the remedy; and

"(B) managing and maintaining the mine pool behind such blockage or bulkhead at a level that precludes surface runoff and releases and minimizes the potential for tunnel failure due to excessive water pressure in the tunnel."

(3) In section 708(f), by striking "and 708" and inserting ", 708, and 709".

(4) By adding at the end of title VII the following:

"SEC. 709. TUNNEL MAINTENANCE.

"The Secretary shall take such steps to repair or maintain the structural integrity of the Leadville Mine Drainage Tunnel (LMDT) as may be necessary in order to prevent tunnel failure and to preclude uncontrolled release of water from any portion of the tunnel."

(5) In the table of sections contained in section 2—

(A) by striking the item relating to section 705; and

(B) by inserting after the item relating to section 708 the following new item:

"Sec. 709. Tunnel maintenance."

THE SPEAKER pro tempore. Pursuant to the rule, the gentlewoman from Guam (Ms. BORDALLO) and gentleman from Utah (Mr. BISHOP) each will control 20 minutes.

The Chair recognizes the gentlewoman from Guam.

GENERAL LEAVE

Ms. BORDALLO. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to

revise and extend their remarks and include extraneous material on the bill under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentlewoman from Guam?

There was no objection.

Ms. BORDALLO. Mr. Speaker, I yield myself such time as I may consume.

H.R. 5511 was introduced by our colleague, Congressman DOUG LAMBORN of Colorado. The bill, as amended, would direct the Bureau of Reclamation to remedy problems caused by collapses in the Leadville Mine Drainage Tunnel. Due to structural deterioration, contaminated water has backed up in the tunnel posing a grave public health and environmental threat.

This bill has received bipartisan support. We have no objection to this non-controversial bill. And I ask my colleagues to support its passage.

I reserve the balance of my time.

Mr. BISHOP of Utah. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in strong support for the bill that was introduced by our committee colleague, DOUG LAMBORN of Colorado. The Leadville Mine Tunnel was supposed to be used for a nearby Federal water project but has ended up becoming a public danger. It has been on the verge of bursting and sending what is presumed to be chemical-laden water toward local homes. The Bureau of Reclamation owns the tunnel and must be responsible for resolving the situation. And that is what this bipartisan bill accomplishes.

The Leadville Mine, addressed in this bill, was used during World War II and the Korean War to supply critical metals to help our Nation. Years ago, our Nation smartly invested in mining our natural resources. Yet today, the mining industry is under attack by some and by many. And the net effect, of course, has been to outsource U.S. jobs to countries that have commonsense environmental regulations and an increase in consumer prices to those here at home. It would be nice if Congress would promote our own mining industry and not destroy it by 1,000 cuts. America does deserve better.

This bill, though, solves a particular problem that is faced in Colorado. It is a bipartisan bill. And I urge its adoption.

Mr. LAMBORN. Mr. Speaker, today is, an important day for the citizens of Lake County and all residents of Colorado. They deserve to see what the federal government will do to correct problems associated with the Leadville Mine Drainage Tunnel.

The Leadville Mine Drainage Tunnel was originally constructed by the federal Bureau of Mines in the 1940's and 1950's to facilitate the extraction of lead and zinc ore for the World War II and the Korean War efforts. The Bureau of Reclamation acquired the Tunnel in 1959 hoping to use the tunnel as a source of water for the Fryingpan-Arkansas Project. Although the tunnel was never used for the Fryingpan-Arkansas Project, water that flows out of the tunnel is considered part of the natural flow of the Arkansas River.

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