

## AMENDMENT NO. 3862

At the request of Mr. LEAHY, the name of the Senator from Maryland (Ms. MIKULSKI) was added as a cosponsor of amendment No. 3862 intended to be proposed to S. 2248, an original bill to amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, and for other purposes.

## AMENDMENT NO. 3863

At the request of Mr. KENNEDY, the name of the Senator from New Jersey (Mr. MENENDEZ) was added as a cosponsor of amendment No. 3863 intended to be proposed to S. 2248, an original bill to amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, and for other purposes.

## STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. REID (for Mrs. CLINTON):

S. 2549. A bill to require the Administrator of the Environmental Protection Agency to establish an Interagency Working Group on Environmental Justice to provide guidance to Federal agencies on the development of criteria for identifying disproportionately high and adverse human health or environmental effects on minority populations and low-income populations, and for other purposes; to the Committee on Environment and Public Works.

Mrs. CLINTON, Mr. President, today I rise to introduce the Environmental Justice Renewal Act, legislation to address the issue of environmental racism that is faced by far too many Americans today.

In our country, we have communities predominantly racial and ethnic minority and low-income communities in which the air is unsafe to breathe, the water unfit to drink, the schools unsafe places to learn.

A 2005 Associated Press analysis of Environmental Protection Agency, EPA, air data found that African Americans were 79 percent more likely than their white counterparts to live in an area where the levels of air pollution posed health risks. About half of lower-income homes in our Nation are located within a mile of factories that report toxic emissions to the EPA. Hispanic and African-American children have lead poisoning rates that are roughly double that of their white counterparts. The evidence clearly documents the disproportionate impact of pollution faced by minority and low-income populations.

For more than a quarter-century, activists have been working to address this disparity in exposure. The work of residents in Warren County, NC, in protesting the placement of a toxic waste site in a predominantly African-American community sparked the modern-day environmental justice movement. Since that time, individuals in all parts of the United States have spoken out about the conditions in their own neighborhoods, and have joined to-

gether with schools, with churches, and with local organizations to create positive change in their communities. But they cannot act alone. The Federal Government has a clear role in reducing and eliminating the disparate pollution burden placed upon racial and ethnic minorities and low-income populations.

This role has been acknowledged by the Federal Government by individuals on both sides of the aisle. Under the first Bush administration, the EPA released several reports on what was then known as environmental equity, now called environmental justice. President Clinton promulgated Executive Order 12898, titled "Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations," which directed federal agencies to account for the ways in which their activities would impact low-income and minority communities. The Federal Government took action to ensure that environmental justice was part of the mission of its agencies.

But under the current Bush administration, the EPA has not lived up to its motto "to protect human health and the environment." Because of their inaction on environmental justice, too many minority and low-income Americans lack equal access to protections that safeguard health, well being, and potential of children and families.

A 2004 report from the EPA's Office of the Inspector General found the following: "EPA has not fully implemented Executive Order 12898 nor consistently integrated environmental justice into its day-to-day operations."

In 2005, the Government Accountability Office released a report concluding that the agency has failed to consider environmental justice in making rules that protect families from environmental degradation and pollution.

In 2006, the Office of the Inspector General released another report on the EPA's environmental justice record, concluding that EPA senior management had not "sufficiently directed program and regional offices to conduct environmental justice reviews."

Earlier this year, the United Church of Christ released a report, Toxic Wastes and Race at Twenty, which stated: "Environmental Justice faltered and became invisible at the EPA under the George W. Bush Administration."

The Environmental Justice Renewal Act will address the rollbacks that have taken place during this Administration, and once again focus federal attention and resources on environmental justice.

It will revitalize the Interagency Working Group, IWG, on Environmental Justice, codifying the IWG and requiring biennial assessments of their efforts by the Government Accountability Office, to ensure that all agencies are completing goals and following timelines identified in each agency's environmental justice strategy.

It will establish new and expand current grant programs. With this additional funding, community groups can address the complicated health, environmental, and economic components of the pollution problems in their neighborhoods. The legislation will help states, tribes and territories develop and implement environmental justice strategies and policies. It will strengthen the technical assistance available to communities, by developing web-based Environmental Justice Clearinghouse.

This bill will increase the number of federal employees who have received environmental justice training, and who are able to incorporate environmental justice into their daily activities, such as permit review. In addition, it would establish a training program for community members modeled after the existing Superfund training programs to help affected individuals gain the skills needed to identify and monitor environmental concerns in their local areas.

Finally, the bill will increase public awareness of and participation in environmental justice activities, requiring the EPA to routinely hold community-based outreach meetings and ensuring increased interaction with the National Environmental Justice Advisory Committee, which represents stakeholders and impacted communities. It will also establish the position of Environmental Justice Ombudsman at the EPA, in order to receive, review, and process comments about the environmental justice work of the agency.

Groups supporting the legislation include the Sierra Club, ReGenesis, the Center on Race, Poverty and the Environment, Earthjustice, the Indigenous Environmental Network, and the Lawyers' Committee for Civil Rights Under Law.

We have neglected this issue for far too long, and it is time to once again ensure that the federal government works to reduce and eliminate these disparities that exist in our minority and low-income communities. I look forward to joining my colleagues in the Senate to get this enacted into law.

## SUBMITTED RESOLUTIONS

## SENATE RESOLUTION 421—HONORING THE 150TH ANNIVERSARY OF THE AMERICAN PRINTING HOUSE FOR THE BLIND

Mr. MCCONNELL (for himself and Mr. BUNNING) submitted the following resolution; which was considered and agreed to:

S. RES. 421

Whereas the American Printing House for the Blind was chartered in 1858 in Louisville, Kentucky by the General Assembly of Kentucky through An Act to Establish the American Printing House for the Blind, in response to a growing national need for books and educational aids for blind students;

Whereas Louisville, Kentucky was chosen as the best city in which to establish a national publishing house to print books in raised letters due to its central location in the country in 1858 and its efficient distribution system;

Whereas the 45th Congress passed an Act to promote the education of the blind in 1879 designating the American Printing House for the Blind as the official national source of textbooks and educational aids for legally blind students below college level throughout the country, and Congress appropriates Federal funds to the American Printing House for the Blind annually for this purpose;

Whereas, for 150 years, the American Printing House for the Blind has identified the unique needs of people who are blind and visually impaired and has developed, produced, and distributed educational materials in Braille, large print, and enlarged print throughout the United States;

Whereas the American Printing House for the Blind serves more than 58,000 blind and visually impaired Americans each year; and

Whereas the American Printing House for the Blind each year attracts visitors from across the country and around the world to learn about the history of the education of the blind and to exchange information on the evolving needs of the population it serves: Now, therefore, be it

*Resolved*, That the Senate—

(1) honors the 150th anniversary of the establishment of the American Printing House for the Blind in Louisville, Kentucky, and

(2) recognizes the important role the American Printing House for the Blind has played in the education of blind and visually impaired students throughout the United States.

**SENATE RESOLUTION 422—COM-  
MENDING THE LOUISIANA STATE  
UNIVERSITY TIGERS FOOTBALL  
TEAM FOR WINNING THE 2007  
BOWL CHAMPIONSHIP SERIES  
NATIONAL CHAMPIONSHIP GAME**

Mr. VITTER (for himself and Ms. LANDRIEU) submitted the following resolution; which was considered and agreed to:

S. RES. 422

Whereas the Louisiana State University Tigers football team won the 2007 Bowl Championship Series national championship game, defeating The Ohio State University by a score of 38 to 24 at the Louisiana Superdome in New Orleans, Louisiana, on January 7, 2008;

Whereas the Louisiana State University football team won the Southeastern Conference Championship on December 1, 2007, defeating the University of Tennessee by a score of 21 to 14 in the championship game at the Georgia Dome in Atlanta, Georgia;

Whereas the Louisiana State University football team won 12 games during the 2007 season;

Whereas the Louisiana State University football team won 7 games against nationally ranked opponents during the 2007 season;

Whereas the Louisiana State University football team set a total of 12 school offensive records during the 2007 season including 541 points scored, averaging 38.6 points per game and 6,152 yards in total offense;

Whereas Craig Steltz was named first-team All-American and led the Southeastern Conference in interceptions;

Whereas defensive tackle Glenn Dorsey was awarded the Bronko Nagurski Trophy,

the Rotary Lombardi Trophy, the Outland Trophy, and the Ronnie Lott Trophy, making him the most honored defensive player in Louisiana State University history;

Whereas quarterback Matt Flynn threw 21 touchdown passes during the 2007 season, including a career-high record of 4 touchdowns in the Bowl Championship Series national championship game;

Whereas running back Jacob Hester rushed for 1,103 yards during the 2007 season, scoring 12 touchdowns, and completed his collegiate football career of 364 carries without fumbling or turning over the football;

Whereas Louisiana State University head coach Les Miles has led the Tiger football program to 34 wins, 20 Southeastern Conference victories, 14 wins over nationally ranked opponents, and 3 double-digit win seasons as head coach; and

Whereas Louisiana State University is the first team to win 2 Bowl Championship Series national championship titles, having won 2 titles in 5 years: Now, therefore, be it

*Resolved*, That the Senate—

(1) commends the Louisiana State University Tigers football team for winning the 2007 Bowl Championship Series national championship game;

(2) recognizes the achievements of all the players, coaches, and support staff who were instrumental in helping the Louisiana State University football team during the 2007 football season;

(3) congratulates the citizens of Louisiana, the Louisiana State University community, and fans of Tiger football; and

(4) requests the Secretary of the Senate to transmit an enrolled copy of this resolution to Louisiana State University for appropriate display.

**SENATE RESOLUTION 423—SEEK-  
ING THE RETURN OF THE USS  
PUEBLO TO THE UNITED STATES  
NAVY**

Mr. ALLARD (for himself, Mr. INOUE, Mr. BIDEN, and Mr. SALAZAR) submitted the following resolution; which was considered and agreed to:

S. RES. 423

Whereas the USS Pueblo, which was attacked and captured by the Navy of North Korea on January 23, 1968, was the first ship of the United States Navy to be hijacked on the high seas by a foreign military force in more than 150 years;

Whereas 1 member of the USS Pueblo crew, Duane Hodges, was killed in the assault, while the other 82 crew members were held in captivity, often under inhumane conditions, for 11 months;

Whereas the USS Pueblo, an intelligence collection auxiliary vessel, was operating in international waters at the time of the capture, and therefore did not violate the territorial waters of North Korea;

Whereas the capture of the USS Pueblo resulted in no reprisals against the Government or people of North Korea and no military action at any time; and

Whereas the USS Pueblo, though still the property of the United States Navy, has been retained by the Government of North Korea for 40 years, was subjected to exhibition in the North Korean cities of Wonsan and Hungnam, and is now on display in Pyongyang, the capital city of North Korea: Now, therefore, be it

*Resolved*, That the Senate—

(1) desires the return of the USS Pueblo to the United States Navy;

(2) would welcome the return of the USS Pueblo as a goodwill gesture from the North Korean people to the American people; and

(3) directs the Secretary of the Senate to transmit copies of this resolution to the President, the Secretary of Defense, and the Secretary of State.

**SENATE RESOLUTION 424—ELECT-  
ING LULA JOHNSON DAVIS, OF  
MARYLAND, AS SECRETARY FOR  
THE MAJORITY OF THE SENATE**

Mr. REID submitted the following resolution; which was considered and agreed to:

S. RES. 424

*Resolved*, that Lula Johnson Davis, of Maryland, be and she is hereby, elected Secretary for the Majority of the Senate.

**AMENDMENTS SUBMITTED AND  
PROPOSED**

SA 3901. Mr. KENNEDY submitted an amendment intended to be proposed by him to the bill S. 2248, to amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, and for other purposes; which was ordered to lie on the table.

SA 3902. Mr. KYL submitted an amendment intended to be proposed by him to the bill S. 2248, supra; which was ordered to lie on the table.

SA 3903. Mr. KYL submitted an amendment intended to be proposed by him to the bill S. 2248, supra; which was ordered to lie on the table.

SA 3904. Mr. CONRAD submitted an amendment intended to be proposed by him to the bill S. 1200, to amend the Indian Health Care Improvement Act to revise and extend the Act; which was ordered to lie on the table.

SA 3905. Mr. SPECTER (for himself and Mr. WHITEHOUSE) submitted an amendment intended to be proposed by him to the bill S. 2248, to amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, and for other purposes; which was ordered to lie on the table.

SA 3906. Mr. MARTINEZ submitted an amendment intended to be proposed to amendment SA 3899 proposed by Mr. DORGAN (for himself, Ms. MURKOWSKI, Mr. BAUCUS, Mr. KENNEDY, Mr. SMITH, Mr. NELSON of Nebraska, and Mr. SALAZAR) to the bill S. 1200, to amend the Indian Health Care Improvement Act to revise and extend the Act; which was ordered to lie on the table.

**TEXT OF AMENDMENTS**

**SA 3901.** Mr. KENNEDY submitted an amendment intended to be proposed by him to the bill S. 2248, to amend the Foreign Intelligence Surveillance Act of 1978, to modernize and streamline the provisions of that Act, and for other purposes; which was ordered to lie on the table; as follows:

On page 29, line 4, strike "2013." and insert the following: "2010. Notwithstanding any other provision of this Act, the transitional procedures under paragraphs (2)(B) and (3)(B) of section 302(c) shall apply to any order, authorization, or directive, as the case may be, issued under title VII of the Foreign Intelligence Surveillance Act of 1978, as amended by this Act, in effect on December 31, 2010."

**SA 3902.** Mr. KYL submitted an amendment intended to be proposed by him to the bill S. 2248, to amend the Foreign Intelligence Surveillance Act