

# ACCESS TO CRIMINAL HISTORY RECORDS FOR STATE SENTENCING COMMISSIONS ACT OF 2010

Mr. KERRY. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of H.R. 6412 and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (H.R. 6412) to amend title 28, United States Code, to require the Attorney General to share criminal records with State sentencing commissions, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. LEAHY. Mr. President, today the Senate will pass a measure to help State sentencing commissions make responsible decisions. The legislation we pass today will give State sentencing commissions, like that in Vermont, access to criminal history data in the possession of the Attorney General. This will facilitate the study of recidivism rates and other important factors affecting public safety.

We all want to reduce crime and keep our neighborhoods safe, and, in these hard fiscal times, we must do so effectively and efficiently. It is important for State sentencing commissions to have access to data so they can properly study aggravating and mitigating factors in criminal cases and in return, better inform policy makers. This bill will help ensure that sentencing decisions are data-driven, using the best possible universe of information.

Mr. KERRY. Mr. President, I ask unanimous consent that the bill be read a third time and passed; the motion to reconsider be laid upon the table, with no intervening action or debate; and that any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 6412) was ordered to a third reading, was read the third time, and passed.

Mr. KERRY. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. KERRY. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

## NOMINATIONS DISCHARGED

Mr. KERRY. Mr. President, I ask unanimous consent that the Judiciary Committee be discharged en bloc of the following nominations: PN2353 and PN2349; that the Senate then proceed en bloc to the consideration of the nominations; that the nominations be

confirmed en bloc, and the motions to reconsider be laid upon the table; that any statements relating to the nominations be printed in the RECORD, the President be immediately notified of the Senate's action, and the Senate then resume legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations considered and confirmed en bloc are as follows:

### DEPARTMENT OF JUSTICE

William Benedict Berger, Sr., of Florida, to be United States Marshal for the Middle District of Florida for the term of four years.

Joseph Campbell Moore, of Wyoming, to be United States Marshal for the District of Wyoming for the term of four years.

### NOMINATION OF JOSEPH MOORE

Mr. ENZI. Mr. President, I rise today to speak on the nomination of Joe Moore to serve as the U.S. marshal for the district of Wyoming. I was pleased to see that the Senate has given this nomination full and fair consideration. I support Joe Moore's nomination for this important position for Wyoming and am confident that he will do a great service in his capacities as U.S. marshal.

Joe Moore is currently the director of the Wyoming Office of Homeland Security—a position he has served in since it was created in 2003. During his time with the Wyoming Office of Homeland Security, he worked closely with State, local, and Federal officials to respond to and coordinate responses to several major natural disasters. Director Moore has also bolstered Wyoming's homeland security efforts and improved State and local law enforcement activities statewide. Director Moore is a graduate of Elizabethtown College in Pennsylvania, and prior to his service with the State of Wyoming, he spent 32 years serving in Federal law enforcement.

I would like to thank my colleagues on the Senate Judiciary Committee for advancing this nomination. The U.S. Marshals Service has a long, distinguished history in our State, and I applaud Director Moore's confirmation to head this agency in Wyoming.

### LEGISLATIVE SESSION

The PRESIDING OFFICER. The Senate will now resume legislative session.

### TRIBUTE TO MARY DAY

Mr. GRASSLEY. Mr. President, today, I rise to thank a longtime member of my staff who is retiring from the Senate. Mary Day began working in my Cedar Rapids office in 1987 as a constituent services specialist, and in 1996 rose to become the regional director based in the same office.

You would be hard pressed to find somebody in the region who doesn't know Mary. It is no wonder. She is a tireless worker for the 14-county area in eastern Iowa, and her infectious sense of humor, genuine demeanor, and kindness was sought by those she came

across in her daily travels around the region.

There isn't anybody who knows the pulse of the community like Mary. She has been through the good, the bad, and the ugly. She has seen historic floods and business downturns. Through it all, Mary has remained a good-hearted, conscientious and effective staff member.

We spent many hours over the years traveling from county to county in her region. Mary wasn't always the most spirited or active person in the early hours of the day, but she was forever reliable and dependable no matter what hour of the day.

Not only has Mary been dedicated to the people of Iowa, but she also served as a mentor, confidant, and friend to others on my staff. Her colleagues say that Mary was their "go-to" person. She knew the bureaucracy inside and out and had sound advice on how to handle just about any situation.

The people of Iowa have been fortunate to have somebody like Mary Day working on their behalf for the last 23 years. I have been privileged to have her represent me in such a well-respected and honest manner.

Thank you, Mary, for everything you have done for me and the people of Iowa.

### TRIBUTE TO WYTHE WILLEY

Mr. GRASSLEY. Mr. President, I rise today to pay tribute to a friend and a trusted adviser, Wythe Willey, who lost a 2-year battle with cancer on Saturday. Wythe Willey was a person who left a mark. If you ever met him, you would be hard pressed to forget him. He was an Iowa farm boy through and through. Whether he was living in Des Moines or Cedar Rapids, he valued his friendships and he valued everybody he met along his life's journey.

Wythe had a passion for agriculture, and particularly for the cattle business, but also for politics. He had one of the most astute political minds I have ever come across. To sit and talk politics with Wythe was an invigorating endeavor. His political sense and understanding of the issues at the State and Federal level never failed to bring additional insight to anybody who would listen.

There is a saying among my former and current staff, "once a Grassley staffer, always a Grassley staffer." Wythe was the epitome of that motto. He worked on my Iowa staff from 1981–1987. When he left, he had already left his mark, but he was far from being done helping the people of Iowa. During the time on my staff, and the years since then, Wythe helped me by heading a committee to vet Federal judicial, U.S. attorney, and U.S. marshal nominees.

Even when he was involved in government and politics, Wythe's heart was always with his family farm. No matter where his professional career

took him, he continued to run the century-old farm near Maquoketa. Cattlemen across Iowa and the country knew few supporters who fought for their interests more than Wythe. As president of both the Iowa Cattlemen's Association and the National Cattlemen's Beef Association he was, in that position, tireless in his advocacy to give Iowa beef producers an opportunity to benefit from the market.

I have a lot of good memories of Wythe, including how he stole the tax counsel from my Washington office and ended up marrying her. They did not think I knew much about it, but I remember when Susan started spending more and more time in Iowa. Wythe and Susan were one of the first of several Grassley office romances and set a precedent for years to come.

One last memory I will never forget is when I learned he was supporting my candidacy for the U.S. Senate in 1980. At that time, Wythe worked for the Governor who had backed my opponent in the primary. I can never thank him enough for his trust in me, especially when it was not an easy thing to do because of his closeness to the Governor at that time.

Wythe remained a loyal friend and trusted adviser up to his death, and for that I am forever thankful.

#### TRIBUTES OF RETIRING SENATORS

BOB BENNETT

Mr. BUNNING. Mr. President, today I pay tribute to my distinguished colleague from Utah, Senator ROBERT BENNETT, who will be retiring from the Senate at the end of the 111th Congress.

I have worked with BOB since coming over to the Senate in 1998. I have also had the privilege of serving on the Senate Energy and Banking Committees with BOB. In fact, we sat next to each other for years in the Banking Committee.

He is a man of integrity and devotion. As a young man, he worked as a staffer on Capitol Hill and moved on to become a successful entrepreneur in Washington, DC. In 1992, he followed in his father's footsteps and was elected to the U.S. Senate. Over the course of his three consecutive terms in the Senate, BOB has fought hard for our shared conservative values of fiscal discipline, securing our borders, and energy independence.

BOB has served the people of Utah proudly as their Senator. His leadership on the Banking Committee and in the Senate will be missed.

I am honored to know him and to have worked with him. I would like to thank BOB for his contributions to the Senate and to the country we both love. I wish him and his family the best in all of their future endeavors.

KIT BOND

Mr. President, I wish to join my fellow Senators to honor a colleague and

a friend, Senator CHRISTOPHER SAMUEL "KIT" BOND, who, like me, will be retiring from the Senate at the close of this Congress.

I have had the privilege of working with Senator BOND on a variety of issues in the Senate for over a decade. He is an advocate of our Nation's military, infrastructure and energy needs, and intelligence community. The two of us have stood together on numerous issues—most notably advancing coal technology and maintaining a strong national defense.

Representing Missouri, home to major military bases and installations, Senator BOND has been instrumental to ensure that all citizens who are a part of our armed services—including servicemembers, family members, and survivors of veterans—are provided the world-class care and benefits they have earned. Additionally, whether the items of the day were funding for our Armed Forces and intelligence communities or improving U.S. relations among the international community, Senator BOND brought a voice of wisdom and reason to the Senate and governing bodies worldwide.

The Senate will not be the same without Senator KIT BOND. In a time when America has needed leadership in the Senate to address threats from conventional and unconventional means, Senator KIT BOND has continued to rise to the occasion by giving those who defend us the critical tools needed to prepare and protect our nation. I will miss my friend KIT BOND.

SAM BROWNBACK

Mr. President, I rise today to honor my friend from Kansas, Senator SAM BROWNBACK.

Born in Parker, KS, SAM has dedicated his time to serving the great people of Kansas. Beginning his service as the secretary of agriculture in Kansas, SAM has represented Kansas with dignity and honor.

Following his election in 1994, I have had the opportunity to work with Senator BROWNBACK in both the House of Representatives and the Senate. While in the Senate, SAM and I worked tirelessly on the Senate Committee on Energy and Natural Resources to utilize the energy resources we have in this great country.

SAM has created a long list of accomplishments on a wide range of issues for the people of Kansas and this Nation. I know his family and the people of Kansas are proud to call him one of their own. His leadership in the Senate will be missed, but our loss is a gain for the State of Kansas as SAM prepares for his new role as Governor. It has truly been an honor serving with him during these many years.

I would like to thank SAM for his contributions to the Senate and wish him and his family well as they embark on this new chapter in their lives.

JUDD GREGG

Mr. President, I wish to honor my colleague from New Hampshire, Senator GREGG, who is retiring from the

U.S. Senate after serving 18 years in this Chamber and serving 8 years in the U.S. House of Representatives.

Born and bred in New Hampshire, JUDD has dedicated his life to public service. JUDD served on the Executive Council of New Hampshire in 1978 before running for national office. In 1980, he was elected to the U.S. House of Representatives and was elected to three additional terms before returning to New Hampshire. In 1988, JUDD became the Governor of New Hampshire, a seat formerly held by his father Hugh. During his two terms as Governor, JUDD managed to balance the State's budget and left Concord with a surplus. Following his tenure as Governor, JUDD returned to Washington in 1993 and has represented New Hampshire in the Senate ever since.

While working in the Senate, I have had the opportunity to serve with JUDD on the Banking Committee and the Budget Committee, where he currently serves as the ranking member. I have respect for the manner in which JUDD has conducted himself in the role of ranking member and the Republican leader on the Budget Committee. I also admire the fact that he always keeps our national deficit in mind when making tough decisions, whether or not these decisions are going to be popular.

JUDD has a long list of accomplishments to show for the people of New Hampshire and the United States. His leadership in the Senate will be missed, and it has truly been an honor serving with him.

I would like to thank JUDD for his contributions to the Senate and wish him well as he closes a chapter in his life and begins another.

GEORGE VOINOVICH

Mr. President, I rise to pay tribute to my friend and colleague, Senator GEORGE VOINOVICH. Over the past 12 years I have had the opportunity to work with Senator VOINOVICH on many issues that impact our adjoining States and this Nation. While working with Senator VOINOVICH, I gained respect for his firm commitment to his principles.

Prior to our time together in the Senate, I only knew of Senator VOINOVICH through his reputation as mayor of Cleveland and Governor of Ohio. In these positions, he cut spending, fought corruption, and created jobs. These experiences taught Senator VOINOVICH how to make tough decisions, and he never lost that quality here in the Senate.

Senator VOINOVICH also never forgot his roots. As a child of Yugoslavian parents, the Senator never lost interest in the Balkans, and through his work on the Senate Foreign Relations Committee, he made sure that this region was not forgotten by the U.S. Government. I also worked closely with him on Department of Energy issues because Ohio and Kentucky have neighboring DOE uranium sites.

Although Senator VOINOVICH accomplished many things in his life, his greatest achievement has been as a father and husband. GEORGE and his wife