

first chairman of the Federal Accounting Standards Advisory Board.

Elmer Staats helped found the American Society for Public Administration in 1939 and later served as its national president and vice president. He was also a founding member in 1967 of the National Academy of Public Administration and remained a trusted advisor on many Academy projects over the years. He received numerous awards for distinguished public service, along with honorary degrees from eight universities. He was elected to the Accounting Hall of Fame in 1981.

When asked whether he was a Republican or a Democrat, Elmer always politely but firmly declined to answer. In fact, he was famous for having a needlepoint pillow in his office that featured an elephant on one side and a donkey on the other. The message about his and GAO's nonpartisan role in government was clear.

As Bob Schieffer observed in a recent commentary on "Face the Nation," Elmer Staats' reputation in Washington was such that you "knew you could take what his agency reported to the bank—its facts were seldom disputed, its neutrality never challenged, his political affiliation never known."

I want to express my gratitude for Elmer Staats' many years of exemplary service to our Nation. His intelligence, dedication, and integrity will be missed. At the same time, Elmer Staats set an example for the type of men and women who will be needed to help lead our government in the future—individuals of outstanding ability, sound character, and a genuine commitment to the greater good.

My thoughts and prayers go to his three children—David Staats, Deborah Sanders, and Catharine Taubman—and to his three grandchildren and great-granddaughter.

CONSTITUTIONAL CONVENTION

Mr. LEAHY. Mr. President, this Saturday, the Nation marks the 224th anniversary of the day when the Founders signed the fundamental charter for our democracy—the Constitution of the United States. During the Constitutional Convention, the delegates debated hundreds of issues and proposals before crafting the final charter. Thankfully, the Founders had the foresight to know that their debate would not be the final word on the subject. The work of defining our Nation—ensuring protection of rights for all Americans—would continue, as we strive to create "a more perfect union."

It was through the leadership of the late Senator Robert C. Byrd that the Congress began to officially celebrate the signing of the Constitution, calling the September 17 anniversary Constitution Day. Senator Byrd understood the importance of ensuring that future generations value our Nation's founding charter. This week, in schools across the country, students will learn

about the Constitutional Convention and the meaning of Constitution Day.

For well over two centuries, the Constitution has allowed America to flourish and, importantly, adapt to new challenges. Since the inclusion of the Bill of Rights in 1791, the Constitution has been amended just 17 times. There has been much discussion of late about amending our Nation's fundamental charter. As chairman of the Senate Judiciary Committee, that is not something that I take lightly. Proposing amendments to the Constitution should not be a reflexive response to political threats. Each Member of Congress swears to support and defend the Constitution; it should be treated with the reverence it deserves, not as leverage in heated political debate. While I certainly believe that the Constitution has been improved over time in our effort to create a more perfect union, those amendments were thoroughly considered and debated over time. Before we alter our national charter, we must openly consider whether such amendment would hamstring future generations.

Pressure groups may demand that elected representatives sign pledges about what they will and will not do if elected to office. The pledge I follow—the one I was honored to make again at the beginning of this Congress—is to uphold the Constitution. I take that pledge seriously. "We the People" owe a great debt to the Framers of our Constitution. And as we commemorate the signing of the Constitution of the United States of America 224 years ago, I hope all Americans will take this opportunity to read the words of our founding charter and learn about how it protects us all.

TRIBUTE TO KEEGAN BRADLEY

Mr. LEAHY. Mr. President, with the Senate now back in session, as a Vermonter I would like to call the Senate's attention to Mr. Keegan Bradley's first-place finish in the 93rd Professional Golf Association's Championship Tournament on Sunday, August 14. Mr. Bradley is the first male golfer born in Vermont to win a major PGA Championship.

Keegan Bradley has earned a permanent place for himself, and Vermont, in the record books. As a rookie golfer, his participation in the 2011 PGA Championship is his first major tournament, making him one of only three rookie golfers ever to place first in a major tournament debut. This win also marks the end of a six-major tournament dry spell for American golfers. In order to win this year's PGA Championship, Bradley needed to demonstrate tenacity and determination. Keegan successfully came back from a four-shot deficit in the last three holes of the tournament, proving his ability to focus and overcome obstacles.

His PGA Championship win extends Mr. Bradley's successful start to his professional golf career. Most notably,

he placed first in another PGA tournament earlier this year, the HP Byron Nelson Championship in Texas. In 2011 he has also finished in the top 10 in 4 PGA tournaments, as well as having finished within the top 25 in 10 others.

Even more impressively, Keegan Bradley has spent many of his younger years living in the New England area, with seasonal weather that did not always afford him the luxury of training year-round. This resulted in much time-sensitive dedication and focus, as winter weather inhibits year-round outside practice in our part of the country.

Keegan Bradley was born in Woodstock, VT, in 1986 and attended Woodstock High School. He is the son of Mr. Mark Bradley, golf professional at Crown Point Golf Club, and Mrs. Kay Bradley. Keegan is also the nephew of Ms. Pat Bradley, a Ladies Professional Golf Association Hall-of-Famer. I am proud to recognize Keegan Bradley for his accomplishment, both as a Vermonter and a professional golfer. I join all Vermonters in wishing him many more years of success.

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Pate, 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 1:23 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 2218. An act to amend the charter school program under the Elementary and Secondary Education Act of 1965.

MEASURES REFERRED

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

H.R. 2218. An act to amend the charter school program under the Elementary and Secondary Education Act of 1965; to the Committee on Health, Education, Labor, and Pensions.

MEASURES PLACED ON THE CALENDAR

The following bills were read the second time, and placed on the calendar:

S. 1549. A bill to provide tax relief for American workers and businesses, to put workers back on the job while rebuilding and modernizing America, and to provide pathways back to work for Americans looking for jobs.

H.R. 2832. An act to extend the Generalized System of Preferences, and for other purposes.

H.R. 2887. An act to provide an extension of surface and air transportation programs, and for other purposes.

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-3219. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; Closure of the 2011 Trimeter 2 Directed Loligo Squid Fishery" (RIN0648-XA617) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3220. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Spiny Dogfish Fishery; Commercial Period 1 Quota Harvested" (RIN0648-XA632) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3221. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Gulf of Mexico Reef Fish Fishery; 2011 Commercial Quota and 2011 Commercial Fishing Season for Greater Amberjack" (RIN0648-XA592) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3222. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Scup Fishery; Adjustment to the 2011 Winter II Quota" (RIN0648-XA555) received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3223. A communication from the Deputy Assistant Administrator for Regulatory Programs, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Atlantic Highly Migratory Species; Modification of the Retention of Incidentally-Caught Highly Migratory Species in Atlantic Trawl Fisheries" (RIN0648-BA45) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3224. A communication from the Assistant Administrator for Fisheries, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fishery; Emergency Rule Extension, Revision of 2011 Butterfish Specifications" (RIN0648-BA86)

received in the Office of the President of the Senate on September 7, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3225. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the West Yakutat District of the Gulf of Alaska" (RIN0648-XA610) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3226. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; 'Other Rockfish' in the Western Regulatory Area of the Gulf of Alaska" (RIN0648-XA613) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3227. A communication from the Acting Director, Office of Sustainable Fisheries, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch, Northern Rockfish, and Pelagic Shelf Rockfish in the Western Regulatory Area and the West Yakutat District of the Gulf of Alaska" (RIN0648-XA544) received in the Office of the President of the Senate on September 6, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3228. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Amendment 15 to the Atlantic Sea Scallop Fishery Management Plan" (RIN0648-BA71) received during recess in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3229. A communication from the Deputy Assistant Administrator for Operations, National Marine Fisheries Service, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Magnuson-Stevens Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Amendment 16, Framework Adjustment 44, and Framework Adjustment 45" (RIN0648-AY95) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3230. A communication from the Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Addition of Persons Acting Contrary to the National Security or Foreign Policy Interests of the United States; and Implementation of Additional Changes from the Annual Review of the Entity List" (RIN0694-AF22) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3231. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Event Data Recorders" (RIN2127-AK71) received during recess of the Senate in the Office of

the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3232. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Make Inoperative Exemptions; Vehicle Modifications to Accommodate People with Disabilities, Head Restraints" (RIN2127-AK22) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3233. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "New Car Assessment Program; Safety Labeling" (RIN2127-AK51) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3234. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Electric-Powered Vehicles; Electrolyte Spillage and Electrical Shock Protection" (RIN2127-AK80) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3235. A communication from the Program Analyst, National Highway Traffic Safety Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Federal Motor Vehicle Safety Standards; Air Brake Systems" (RIN2127-AK84) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3236. A communication from the Trial Attorney, Federal Railroad Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Hours of Service: Passenger Train Employees" (RIN2130-AC15) received during recess of the Senate in the Office of the President of the Senate on August 11, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3237. A communication from the Chairman of the Office of Proceedings, Surface Transportation Board, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Regulations Governing Fees for Services Performed in Connection with Licensing and Related Services—2011 Update" (RIN2140-AB08) received during recess of the Senate in the Office of the President of the Senate on August 25, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3238. A communication from the Deputy Chief Counsel for Regulations and Security Standards, Transportation Security Administration, Department of Homeland Security, transmitting, pursuant to law, the report of a rule entitled "Air Cargo Screening" (RIN1652-AA64) received during recess of the Senate in the Office of the President of the Senate on August 22, 2011; to the Committee on Commerce, Science, and Transportation.

EC-3239. A communication from the Assistant General Counsel for Regulatory Affairs, Consumer Product Safety Commission, transmitting, pursuant to law, the report of a rule entitled "Substantial Product Safety List: Hand-Supported Hair Dryers" (16 CFR Part 1120) received during recess of the Senate in the Office of the President of the Senate on August 23, 2011; to the Committee on Commerce, Science, and Transportation.